

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of)	DOCKET TG-120033
)	
WASTE MANAGEMENT OF)	
WASHINGTON, INC. D/B/A WM)	ORDER 02
HEALTHCARE SOLUTIONS OF)	
WASHINGTON)	
)	ORDER GRANTING LATE-
For an Extension of Certificate G-237)	FILED PETITION TO
for a Certificate of Public Convenience)	INTERVENE OF COMMISSION
and Necessity to Operate Motor)	STAFF
Vehicles in Furnishing Solid Waste)	
Collection Service)	
.....)	

1 **PROCEEDING.** On December 30, 2011, Waste Management of Washington, Inc. (Waste Management or Company), filed with the Washington Utilities and Transportation Commission (Commission) an application for an extension of authority under Certificate G-237, standing in the name of Waste Management of Washington, Inc., d/b/a WM Healthcare Solutions of Washington (Waste Management), for authority to provide solid waste collection service consisting of bio-hazardous waste in the state of Washington. Notice of the Application was published in the Commission’s weekly Docket on February 7, 2012. On February 17, 2012, a protest against Waste Management’s application was filed jointly by Washington Refuse & Recycling Association, Rubatino Refuse Removal, Inc. (Rubatino), Consolidated Disposal Services, Inc., Murrey’s Disposal, Inc., and Pullman Disposal Service, Inc. (collectively WRRRA). On February 21, 2012, Stericycle of Washington, Inc., filed a protest against Waste Management’s application.

2 **PREHEARING CONFERENCE.** The Commission conducted a prehearing conference on April 10, 2012, in conjunction with a prehearing conference in Docket TG-112025. Commission Staff (Staff) did not enter an appearance prior to or at the prehearing conference in this docket, but indicated as part of its appearance in Docket TG-112025 that it did not anticipate participating in this proceeding because the existing parties are represented by able and experienced counsel.

- 3 **PETITION TO INTERVENE.** On April 18, 2012, the Commission received a late-filed petition to intervene on behalf of Staff. Staff states that it has an interest in the legal issues framed in Order 01, Prehearing Conference Order, and that it understands the Commission expects and would benefit from Staff's views on these and other legal issues, including interpretation of RCW Chapter 81.77 and prior decisions of the Commission involving solid waste. Staff anticipates that its participation will be limited accordingly. Staff represents that it has spoken with counsel for the other parties, and Waste Management and WRRRA do not oppose Staff's intervention.
- 4 **COMMISSION DECISION.** The Commission finds that Staff has stated good cause to intervene and that the Commission will benefit from Staff's participation. Accordingly, the Commission will grant the petition. A revised service list is attached to this Order.

ORDER

- 5 **THE COMMISSION ORDERS** That the late-filed petition to intervene of Commission Staff is granted.

Dated at Olympia, Washington, and effective April 19, 2012.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

GREGORY J. KOPTA
Administrative Law Judge

REVISED APPENDIX A				
PARTIES' REPRESENTATIVES				
DOCKET TG-120033				
PARTY	REPRESENTATIVE	PHONE	FACSIMILE	E-MAIL
Waste Management of Washington, Inc. d/b/a WM Healthcare Solutions of Washington	Michael A. Weinstein 720 4 th Avenue, Suite 400 Kirkland, WA 98033			mweinstein@wm.com
	Jessica Goldman Summit Law Group 315 Fifth Avenue S Suite 1000 Seattle, WA 98101-2939	206-676-7062	206-676-7063	jessicag@summitlaw.com
	Polly L. McNeill	206- 676-7040	206- 676-7041	pollym@summitlaw.com
Washington Refuse and Recycling Association	4160 - 6 th Avenue SE Suite 205 Lacey, WA 98503			
Rubatino Refuse Removal, Inc,	2812 Hoyt Avenue P.O. Box 1029 Everett, WA 98206-1029			
Consolidated Disposal Services, Inc.	2370 Basin S.W. P.O. Box 1154 Ephrata, WA 98823-1154			
Murrey's Disposal, Inc.	P.O. Box 399 Puyallup, WA 98371			
Pullman Disposal Service, Inc.	135 NW Harold Pullman, WA 99163			
	James K. Sells Attorney at Law PMB 22 3110 Judson Street Gig Harbor, WA 98335	360-307-8865	360-981-0168	jamesells@comcast.net

PARTY	REPRESENTATIVE	PHONE	FACSIMILE	E-MAIL
Stericycle of Washington, Inc.	20320 80 th Avenue S. Kent, WA 98032			
	Stephen B. Johnson Garvey Schubert Barer 1191 Second Avenue Suite 1800 Seattle, WA 98101	206-816-1309	206-464-0125	sjohnson@gsblaw.com
	Jared Van Kirk	206-816-1372		jvankirk@gsblaw.com
Commission Staff	Fronda Woods Assistant Attorney General 1400 S. Evergreen Park Dr. SW P.O. Box 40128 Olympia, WA 98504-0128	360 664-1225	360-586-5522	fwoods@utc.wa.gov