

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION
1-360-664-1222**

In re Application of)	
)	DOCKET TV-090512
HEATON FARMS)	
)	ORDER 01
for a permit to operate as a Common)	
Carrier.)	ORDER DISMISSING APPLICATION
.....)	

- 1 On April 2, 2009, Heaton Farms filed with the Washington Utilities and Transportation Commission (Commission) an application for name change requesting authority to operate as a common carrier of hazardous materials in the state of Washington under RCW 81.80 and WAC 480-14. Heaton Farms' application is incomplete as it lacks the required USDOT hazardous materials permit.

- 2 On April 7, May 19, July 8 and August 19, 2009, the Commission sent Heaton Farms notices to comply with the application requirements set forth in RCW 81.80 and WAC 480-14. Heaton Farms has not met these requirements as of the date of this Order.

- 3 The application filed by Heaton Farms in Docket TV-090512 should be dismissed for failure to meet the application requirements in RCW 81.80 and WAC 480-14.

ORDER

- 4 **THE COMMISSION ORDERS** the application filed by Heaton Farms on April 2, 2009 in Docket TV-090512 for common carrier authority is dismissed.

- 5 The Commission has delegated authority to the Secretary to enter this Order under RCW 80.01.030, WAC 480-07-903(1)(c).

DATED at Olympia, Washington, and effective October 1, 2009.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER
Executive Director and Secretary

NOTICE: This is an order delegated to the Secretary for decision under RCW 80.01.030 and WAC 480-07-903(1)(c). You may seek Commission review of this decision by filing a request for Commission review of this order no later than twenty (20) days after the

service date of the order.

The Commission will schedule your request for review by issuing a notice of hearing to be held before an administrative law judge. The Commission, at its discretion, may consider your request for review in an adjudicative proceeding under RCW 34.05 Part IV, or in a brief adjudicative proceeding under RCW 34.05.482 through .494. Following hearing, the administrative law judge will enter an initial order. If you wish to seek review of the initial order, you may file a petition for administrative review under RCW 34.05.464, or if the matter is heard in a brief adjudicative proceeding, under RCW 34.05.491.