

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET TG-120450
)	
WASTE CONTROL, INC.,)	ORDER 01
)	
Petitioner,)	
)	ORDER GRANTING EXEMPTION
Seeking Exemption from the provisions of)	FROM RULE; GRANTING
WAC 480-70-071 Relating to Filing of)	COMPANY ADDITIONAL TIME TO
Annual Reports by Solid Waste Companies)	FILE ANNUAL REPORT
.....)	

BACKGROUND

- 1 On April 2, 2012, Waste Control, Inc. (Waste Control or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition requesting an extension of time to file its 2011 annual report as required by WAC 480-70-071. According to Waste Control it is unable to prepare the report because the Company is in the process of having their financial information reviewed by an outside CPA. Such extension will allow the Company to file a more accurate annual report by including any adjustments suggested during the review process. Waste Control seeks an extension until June 1, 2012.

- 2 Commission Staff reviewed the request and recommended granting Waste Control’s request for exemption, subject to the condition that the Company file its completed report by June 1, 2012.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts and affiliated interests of public service companies, including solid waste companies. RCW 80.01.040, RCW 81.01, RCW 81.04, RCW 81.16, RCW 81.28 and RCW 81.77.

- 4 (2) Waste Control is a solid waste company and a public service company subject to Commission jurisdiction.

- 5 (3) Waste Control is subject to WAC 480-70-071, which requires solid waste companies to file an annual report by May 1 of each year.

- 6 (4) Under WAC 480-70-071 (1)(c), the Commission may grant an extension of time allowing the Company to file its annual report after the May 1 due date if the Commission receives a request for extension before May 1.
- 7 (5) This matter came before the Commission at its regularly scheduled meeting on April 26, 2012.
- 8 (6) After review of the petition filed in Docket TG-120450 by Waste Control on April 2, 2012, and giving due consideration, the Commission finds that the exemption is in the public interest and is consistent with the purposes underlying the regulation and applicable statutes and should be granted.

ORDER

THE COMMISSION ORDERS:

- 9 (1) The request by Waste Control, Inc., for an exemption from WAC 480-70-071 and for an extension until June 1, 2012, to file its 2011 annual report is granted.
- 10 (2) Failure by Waste Control, Inc., to file its 2011 annual report by June 1, 2012, may result in the Commission invoking RCW 81.04.405, which allows the Commission to assess penalties for violations of statute, rule, and Commission orders.
- 11 (3) The Commission retains jurisdiction over the subject matter and Waste Control, Inc., to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective April 26, 2012.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary