

by the Commission if the matter was initiated by a tariff filing and the Commission has entered a Complaint and Order suspending the filing. The Commission will grant a party's motion if it is in the public interest.

5 In this case, the Company no longer wishes to pursue its tariff filing. Commission Staff does not oppose the request. The Commission concludes that withdrawal is in the public interest under these circumstances.

6 The remainder of the procedural schedule should be vacated and the hearing date stricken. Further, the Commission should dismiss the pending Complaint and close Docket UW-112182.

ORDER

THE COMMISSION ORDERS:

- 7 (1) The request to withdraw the tariff filed by Betty Lu Miller d/b/a Northwest Water System is granted, without prejudice;
- 8 (2) The Complaint is dismissed, without prejudice; and
- 9 (3) The evidentiary hearing scheduled to convene on Thursday, October 11, 2012, is cancelled.

Dated at Olympia, Washington, and effective August 9, 2012.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

ADAM E. TOREM
Administrative Law Judge

NOTICE TO THE PARTIES

This is an Initial Order. The action proposed in this Initial Order is not yet effective. If you disagree with this Initial Order and want the Commission to consider your comments, you must take specific action within the time limits outlined below. If you agree with this Initial Order, and you would like the Order to become final before the time limits expire, you may send a letter to the Commission, waiving your right to petition for administrative review.

WAC 480-07-825(2) provides that any party to this proceeding has twenty (20) days after the entry of this Initial Order to file a *Petition for Administrative Review*. What must be included in any Petition and other requirements for a Petition are stated in WAC 480-07-825(3). WAC 480-07-825(4) states that any party may file an *Answer* to a Petition for review within (10) days after service of the Petition.

WAC 480-07-830 provides that before entry of a Final Order any party may file a Petition to Reopen a contested proceeding to permit receipt of evidence essential to a decision, but unavailable and not reasonably discoverable at the time of hearing, or for other good and sufficient cause. No Answer to a Petition to Reopen will be accepted for filing absent express notice by the Commission calling for such answer.

RCW 80.01.060(3) provides that an initial order will become final without further Commission action if no party seeks administrative review of the initial order and if the Commission fails to exercise administrative review on its own motion.

One copy of any Petition or Answer filed must be served on each party of record with proof of service as required by WAC 480-07-150(8) and (9). An Original and five (5) copies of any Petition or Answer must be filed by mail delivery to:

Attn: David W. Danner, Executive Director and Secretary
Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, Washington 98504-7250