

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of	)	DOCKET TG-101542 (<i>Consolidated</i>)
)	
MASON COUNTY GARBAGE CO.,)	
INC. d/b/a MASON COUNTY)	
GARBAGE, G-88,)	
)	
Requesting Authority to Retain Thirty)	
Percent of the Revenue Received)	
From the Sale of Recyclable)	
Materials Collected in Residential)	
Recycling Service)	
.....)	
..)	
In the Matter of the Petition of	)	DOCKET TG-101545 (<i>Consolidated</i>)
)	
MURREY'S DISPOSAL COMPANY,)	
INC., G-9,)	
)	
Requesting Authority to Retain Fifty)	
Percent of the Revenue Received)	
From the Sale of Recyclable)	
Materials Collected in Residential)	
Recycling Service)	
.....)	
..	)	DOCKET TG-101548 (<i>Consolidated</i>)
In the Matter of the Petition of)	
	)	DECLARATION OF IRMGARD R.
AMERICAN DISPOSAL COMPANY,	)	WILCOX IN SUPPORT OF
INC., G-87,	)	PETITIONERS' MOTION FOR
	)	SUMMARY ADJUDICATION TO
Requesting Authority to Retain Fifty	)	ALLOW REVENUE SHARE
Percent of the Revenue Received	)	RETENTION
From the Sale of Recyclable)	
Materials Collected in Residential)	
Recycling Service)	
.....)	

Irmgard R. Wilcox declares:

1. I am the Special Projects Controller for the Waste Connections Companies in Washington and have been employed by Waste Connections, Inc. since January, 1999. In my capacity as Special Projects Controller and previously as Division Controller, I am thoroughly familiar with regulated rate filings of Murrey's Disposal, American Disposal and Mason County Garbage Company and, in fact, am the lead person in the region at Waste Connections, Inc. who handles those filings.
2. By way of background, I have been employed in the Washington private solid waste collection company industry for over three decades and in addition to general rate filings have handled filings for commodity credit adjustments and recycling revenue share for all regulated solid waste collection companies of Waste Connections since the inception of the program.
3. In my capacity as Special Projects Controller, I am very familiar with the process by which commodity credit adjustments are made annually, tariff pages filed to reflect those evolving credits and revenue share plans for participating Waste Connections companies are submitted.
4. Concerning the latter, currently there are only four Waste Connections companies who participate in recycling in county revenue share plans pursuant to RCW 81.77.185, which are: Murrey's Disposal, American Disposal, Mason County Garbage Company and Pierce County Refuse Company.
5. Since the inception of revenue share plan legislation in 2002, I have prepared various schedules and data reflecting revenue share expenditures and have worked closely with county personnel in Pierce and, to a lesser extent, Mason county to address the issues of recycling participation rate enhancement. I have thus been involved in working with district personnel to submit recycling revenue share plans and attended

numerous meetings with county solid waste department personnel to address and implement goals and performance criteria.

6. Attached to this Declaration as Exhibit "1" and incorporated herein are pages from the Commission's Open Meeting Agenda of October 30, 2008, specifically pages 5, 6 and 7 of that Agenda. Docket Items TG-081661 and 081662 reflect the historic treatment of commodity credit adjustments coupled with simultaneous review of county/hauler revenue share plans through 2008. As can be noted, these items in 2008 were placed on the "No Action Agenda" and allowed to become effective by operation of law without separate orders.

7. Until 2009 to my knowledge no formal orders from the Commission were ever issued for commodity credit/revenue sharing plans. Attached as Exhibit "2" are the 2009 commodity credit revenue share plan items for Murrey's and American Disposal from the October 29, 2009 Open Meeting Agenda, pages 3 and 4. As the Open Meeting Agenda indicates, these items were placed on the "Consent Agenda" and were not the subject of any individual presentation to my knowledge at the Commission's Open Meeting of October 29, 2009.

8. It was not until fall of 2010 and the dockets that are the subject of the present proceeding, that commodity credit/revenue share items of Waste Connections' companies were ever placed onto the Open Meeting Agenda for separate presentation. Again, it was not even until the previous year, and the "Consent Agenda" treatment of the previous commodity credit/revenue share items, that any formal order was ever issued by the Commission on these types of Waste Connections' filings to my knowledge.

9. In these 2010 filings that were placed onto the October 28, 2010 Open Meeting Agenda, the Commission issued formal orders after lengthy presentation on the record,

and for the first time, placed a freeze or in effect a "hold" on the revenue share plans of the company to the extent that any unspent retention in the reporting year was required to be carried over to the following year unless "some other treatment was ordered by the Commission." As concerns any of our regulated companies, the staff memo for the October 28, 2010 Open Meeting was the first time I ever understood that any such restriction would be placed on unspent revenue share proceeds.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this 4 day of February, 2011 at Tacoma, Washington.

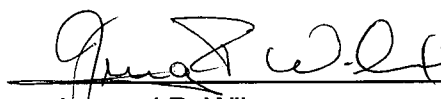

Irmgard R. Wilcox

EXHIBIT 1

F. NO ACTION

Item	Docket	Re/Filed	Effective	Company	Description
1.	UT-051227	8/15/2005		Verizon Northwest Inc.	<p>First Amendment to Affiliated Interest Agreement between MCI local exchange carriers and Verizon telephone operating companies, including Verizon Northwest Inc., for the provision of Wholesale Advantage Services.</p> <p>Affiliated Interest Filing</p> <p>Staff Contact: Sharyn Bate (360) 664-1295 sbate@utc.wa.gov</p>
2.	UT-051247	8/9/2005		Verizon Northwest Inc.	<p>Amendment 32 and Amended and Restated Amendment 32 to Affiliated Interest Agreement to the Telecommunications Services Agreement between Verizon companies, including Verizon Northwest Inc., and MCI Communications Services, Inc. Services modified by the amendment include Advanced Toll Free service (Enhanced Call Routing and gateway service charges), and conferencing.</p> <p>Affiliated Interest Filing</p> <p>Staff Contact: Kristen Russell (360) 664-1281 krussell@utc.wa.gov</p>
3.	UT-061091	6/29/2006		Verizon Northwest Inc.	<p>Amended and Restated Attachment 7 to Master Services Agreement between Verizon companies, including Verizon Northwest Inc., Verizon Business Network Services Inc., Verizon Long Distance, Verizon Enterprise Solutions, Verizon Select Services Inc. and Verizon Services Corp., for IntelliLight Entrance Facilities.</p> <p>Affiliated Interest Filing</p> <p>Staff Contact: Kristen Russell (360) 664-1281 krussell@utc.wa.gov</p>

Item	Docket	Re/Filed	Effective	Company	Description
4.	UT-061254	8/1/2006		Verizon Northwest Inc.	<p>Amendments 10 (with Service Schedule 010), Eleven (with Service Schedule 011), and Twelve (with Service Schedule 012) to Master Services Agreement between Verizon telephone operating companies, including Verizon Northwest Inc. and Verizon Business Network Services Inc., for the provision of Customer Survey Report Services.</p> <p>Affiliated Interest Filing</p> <p>Staff Contact: Kristen Russell (360) 664-1281 krussell@utc.wa.gov</p>
5.	UT-081406	7/28/2008		Qwest Corporation	<p>Second Amendment to Affiliated Interest Agreement between Qwest Corporation and Qwest Communications Corporation regarding Dark Fiber Lease Agreement and a new filing for route between Ephrata and Othello, Washington.</p> <p>Affiliated Interest Filing</p> <p>Staff Contact: Kristen Russell (360) 664-1281 krussell@utc.wa.gov</p>
6.	TG-081661	9/12/2008	11/1/2008	Murrey's Disposal Company, Inc.	<p>Increased commodity credit from \$3.13 per month to \$3.39 per month for residential customers and from \$0.59 per-yard per-pickup to \$0.72 per-yard per-pickup for multi-family customers.</p> <p>Tariff Revision</p> <p>Staff Contact: Layne Demas (360) 664-1251 ldemas@utc.wa.gov</p>

Item	Docket	Re/Filed	Effective	Company	Description
7.	TG-081662	9/12/2008	11/1/2008	American Disposal Company, Inc.	<p>Increased commodity credit from \$3.13 per month to \$3.39 per month for residential customers and from \$0.59 per-yard per-pickup to \$0.72 per-yard per-pickup for multi-family customers.</p> <p>Tariff Revision</p> <p>Staff Contact: Layne Demas (360) 664-1251 ldemas@utc.wa.gov</p>
8.	UT-081748	9/24/2008		Qwest Corporation	<p>Affiliated Interest Agreement between Qwest Corporation and Qwest Communications corporation, reflecting a Special Construction Proposal for a work location in Kent, Washington.</p> <p>Affiliated Interest Filing</p> <p>Staff Contact: Sharyn Bate (360) 664-1295 sbate@utc.wa.gov</p>
9.	UE-081770	9/30/2008	11/1/2008	Avista Corporation	<p>Reflects a new 6 percent utility tax imposed on gross revenue from the sale or furnishing of electric light and power to ultimate users in the Town of Uniontown.</p> <p>Tariff Revision</p> <p>Staff Contact: Danny Kermod (360) 664-1253 dkermod@utc.wa.gov</p>
10.	UG-081771	9/30/2008	11/1/2008	Avista Corporation	<p>Reflects a new 6 percent utility tax imposed on gross revenue from sale, brokering, or furnishing of natural or manufactured gas to ultimate users in the Town of Uniontown.</p> <p>Tariff Revision</p> <p>Staff Contact: Danny Kermod (360) 664-1253 dkermod@utc.wa.gov</p>

D. RECESSED

EXHIBIT 2

E. CONSENT

Item	Docket	Company	Description
1.	UT-091322	Qwest Corporation	<p>Petition for permanent exemption from the stand-alone notice requirement in WAC 480-120-255(3), allowing Qwest to combine its Information Delivery Service blocking notice with other notices.</p> <p>Petition for Exemption</p> <p>Staff Contact: John Cupp (360) 664-1113 jcupp@utc.wa.gov</p>
2.	TG-091456	Waste Management of Washington, Inc. dba: Brem-Air Disposal	<p>Revises Tariff No. 20, to reflect the change in the commodity credits for residential and multi-family customers receiving recycling collection services. These tariff revisions reflect a decrease of the current recycling credit from \$1.60 to a charge of \$1.19 per month for residential customers and a decrease in the current recycling credit of \$0.27 per unit to a charge of \$0.21 per unit for multi-family customers. The filing also provides for the company to use deferred accounting treatment to calculate commodity price adjustments. The company provides solid waste collection service in Clallam and Kitsap Counties.</p> <p>Tariff Revision</p> <p>Staff Contact: David Gomez (360) 664-1240 dagomez@utc.wa.gov</p>
3.	TG-091463	Murrey's Disposal Company, Inc. dba: Olympic Disposal	<p>Decreases the commodity credit from \$3.39 to \$0.14 per month for residential customers and from \$0.72 to \$0.24 per yard per pickup for multi-family customers. The filing also requests approval of the company's recyclable commodity revenue sharing plan. The company, along with its sister company American Disposal Company, Inc., serves just over 50,000 residential customers in Pierce County.</p> <p>Tariff Revision</p> <p>Staff Contact: David Gomez (360) 664-1240 dagomez@utc.wa.gov</p>

Item	Docket	Company	Description
4.	TG-091467	American Disposal Company, Inc. dba: Vashon Disposal	Decreases the commodity credit from \$3.39 to \$0.14 per month for residential customers and from \$0.72 to \$0.24 per yard per pickup for multi-family customers. The filing also requests approval of the company's recyclable commodity revenue sharing plan. The company, along with its sister company Murrey's Disposal Company, Inc., serves just over 50,000 residential customers in Pierce County. Tariff Revision Staff Contact: David Gomez (360) 664-1240 dagomez@utc.wa.gov
5.	UT-091479	Telecommunications Industry	Petition by the State Military Department, Emergency Management Division, for the continuation of the state E911 wireline excise tax of \$0.20 per switched access line per month during the year 2010. Petition Staff Contact: Rebecca Beaton (360) 664-1287 rbeaton@utc.wa.gov
6.	TR-091578	BNSF Railway Co.	Petition for a permanent exemption from WAC 480-60-050(15), Side Clearances. Petition for Exemption Staff Contact: Bob Boston (360) 664-1264 bboston@utc.wa.gov

F. NO ACTION

Item	Docket	Re/Filed	Effective	Company	Description
1.	TG-091455	9/11/2009	11/1/2009	Waste Management of Washington, Inc.	Revises Tariff No. 21, eliminating Item 90 - Can Carriage - Special Services. Tariff Revision Staff Contact: David Gomez (360) 664-1240 dagomez@utc.wa.gov
2.	UW-091470	9/16/2009		Aquarius Utilities, LLC	Affiliated Interest Agreement between Aquarius Utilities, LLC and Gregory G. Roats, reflecting an office lease agreement. Affiliated Interest Filing Staff Contact: Christopher Mickelson (360) 664-1267 cmickels@utc.wa.gov