

July 11, 2013

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VIA EMAIL AND FIRST CLASS MAIL

Steven V. King, Acting Executive Director and Secretary  
Washington Utilities and Transportation Commission  
Attention: Marguerite Friedlander, Administrative Law Judge  
P.O. Box 47250  
1300 S. Evergreen Park Dr. SW  
Olympia, WA 98504-7250

Re: TG-130501 and TG-130502 (consolidated) WUTC v. Murrey's/American Disposal –Request for  
48-Hour Extension of Prefiled Testimony and Exhibits

Dear Judge Friedlander:

Pursuant to WAC 480-07-385(3)(a) and WAC 480-07-385(3)(c), the parties are now seeking an agreed 48-hour continuance on filing of prefiled testimony while ongoing settlement negotiations continue. As you know, the original schedule in this matter was very “ambitious” and all parties at least informally acknowledged at the prehearing conference the need for prospective adjustments if schedules warranted. Both sides had vacations intervening in the middle of this period which meant that from June 17 through July 8, key parties on both sides were out of the office, unavailable, and in some cases out of the country necessitating the first extension request.

Since we have all now returned on July 8, we have been assiduously engaged in settlement discussions and appear to be finally narrowing today to the point of determination of whether this case will continue to be contested. However, an additional 48-hours would be required to so conclude which the parties believe should also now be reflected in the filing deadlines. Moreover, we believe focusing our energies at present on these discussions without being distracted by development of contested case pleadings is a far more productive use of the parties’ time.

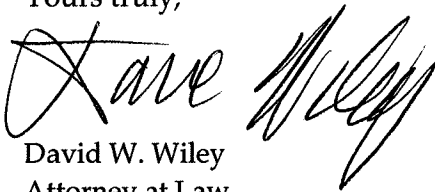
This request, if granted, would mean that the applicants’ case would be filed by the close of business on Wednesday, July 17, and the Staff’s similarly, Wednesday, July 31. Again, this successive request involves a de minimis 48-hour extension. The parties believe that in the interest of potential alternative dispute resolution which the Commission’s regulatory policy and those of the courts of the state strongly favor, this request is therefore fully consistent with the public interest.

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Please contact either me or Mr. Smith with further questions and thank you for your consideration and prompt attention to this matter.

Yours truly,

A handwritten signature in black ink, appearing to read "David W. Wiley". The signature is written in a cursive style with a large initial "D" and "W".

David W. Wiley  
Attorney at Law  
(206) 233-2895  
[dwiley@williamskastner.com](mailto:dwiley@williamskastner.com)

DAV:lct

cc: Steve Smith  
Irmgard Wilcox  
Heather Garland