

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

WASHINGTON UTILITIES AND	)	DOCKET TG-091933
TRANSPORTATION COMMISSION,)	
	)	ORDER 02
Complainant,)	
)	
v.	)	ORDER OF CONSOLIDATION AND
	)	NOTICE OF PREHEARING
WASTE MANAGEMENT OF	)	CONFERENCE
WASHINGTON, INC., d/b/a WASTE	)	(Set for January 22, 2010,
MANAGEMENT OF SNO-KING,	)	at 9:30 a.m.)
)	
Respondent.)	
)	
.....	)	DOCKET TG-091945
)	
In the Matter of the Petition of	)	ORDER 01
)	
WASTE MANAGEMENT OF)	
WASHINGTON, INC., d/b/a WASTE	)	ORDER OF CONSOLIDATION AND
MANAGEMENT OF SNO-KING	)	NOTICE OF PREHEARING
	)	CONFERENCE
For Rule Interpretation or Alternatively	)	(Set for January 22, 2010,
For Modification or Exemption of	)	at 9:30 a.m.)
WAC 480-07-520(4))	
)	
.....)	

1 On December 17, 2009, in Docket TG-091933, Waste Management of Washington, Inc., d/b/a Waste Management of Sno-King (Waste Management) filed with the Washington Utilities and Transportation Commission (Commission) tariff revisions, designated as Tariff No. 15. The filing proposes to increase rates due to an increase in fuel, labor, health care, insurance, and other general operating expenses by approximately \$475,301 or 4.4 percent.

2 Also on December 17, 2009, in Docket TG-091945, Waste Management filed with the Commission a petition for rule interpretation of WAC 480-07-520(4) or alternatively for modification or exemption.

3 On January 14, 2010, the Commission, by order, suspended the operation of the tariff revisions in Docket TG-091933, pending hearing or hearings concerning all proposed changes, including whether the changes are fair, just, reasonable and sufficient.

4 Inasmuch as the foregoing matters involve related principles of law and fact, it is appropriate that they be consolidated for hearing and determination pursuant to WAC 480-07-320.

ORDER OF CONSOLIDATION

5 THE COMMISSION ORDERS That these matters are consolidated for purposes of hearing and determination. The Commission reserves the right to hold separate hearings and to enter separate orders in the individual dockets as it deems appropriate.

NOTICE OF PREHEARING CONFERENCE

6 The Commission has jurisdiction over this matter under RCW Title 81, and has legal authority to regulate the rates, services, and practices of solid waste collection companies providing service within the state of Washington. The statutes that apply to this matter include RCW 81.01, RCW 81.04, RCW 81.28, and RCW 81.77 relating to rates, including but not limited to RCW 81.04.020, RCW 81.04.130, RCW 81.04.350, RCW 81.28.010, RCW 80.28.040, RCW 80.28.050, RCW 80.28.080, RCW 81.28.180, RCW 81.28.190, RCW 81.28.230, and RCW 81.77.030. The rules that apply to this matter include those within WAC 480-07 and WAC 480-70.

7 The Commission will hear this matter under the Administrative Procedure Act (APA), particularly Part IV of RCW 34.05 relating to adjudications. The provisions of the APA that relate to this proceeding include, but are not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission will also follow its procedural rules in WAC 480-07 in this proceeding.

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8 The Commission finds there is good cause to hear this matter on shortened notice.
See WAC 480-07-440(1)(a).

9 **THE COMMISSION GIVES NOTICE That a prehearing conference in this matter will be held at 9:30 a.m., on Friday, January 22, 2010, in Room 108, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington.**

10 The purpose of the prehearing conference is to consider requests for intervention, resolve scheduling matters including establishing dates for distributing evidence and workpapers, to identify the issues in the proceeding and determine other matters to assist the Commission in resolving the matter, as listed in WAC 480-07-430.

11 **THE COMMISSION GIVES NOTICE that any party who fails to attend or participate in the prehearing conference set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440 and WAC 480-07-450.**

12 The names and mailing addresses of all known parties and their known representatives are as follows:

Complainant: Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

Representative: Jonathan Thompson
Assistant Attorney General
1400 S. Evergreen Park Drive S.W.
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1225
jthomps@utc.wa.gov

Respondent: Waste Management of Washington, Inc.
d/b/a Waste Management of Sno-King
Michael A. Weinstein
13225 NE 126th Place
Kirkland, WA 98034
(425) 814-7840
mweinstein@wm.com

Representative: Polly L. McNeill
Summit Law Group, PLLC
315 Fifth Avenue S
Suite 1000
Seattle, WA 98104-2682
(206)676-7000
pollym@summitlaw.com

13 Administrative Law Judge Adam E. Torem, from the Utilities and Transportation Commission's Administrative Law Division, will preside during this proceeding.

14 Notice of any other procedural phase will be given in writing or on the record, as the Commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective January 14, 2010.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER
Executive Director and Secretary

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Inquiries may be address to:

Executive Director and Secretary
Washington Utilities and
Transportation Commission
Richard Hemstad Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

NOTICE

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: David W. Danner, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary
Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____