

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of

PNW COMPOSTS, INC.

For Authority to Operate as a Solid  
Waste Collection Company in  
Washington.

DOCKET TG-230798

ORDER 03

GRANTING MOTION TO  
WITHDRAW; MOTION FOR  
SUMMARY DETERMINATION IS  
DEEMED MOOT; AND CLOSING  
DOCKET

**BACKGROUND**

- 1 On October 4, 2023, Applicant PNW Composts, Inc. (PNW Composts or Applicant) filed with the Washington Utilities and Transportation Commission (Commission) an application for authority to operate as a solid waste collection company in Washington (Application). Waste Connections, Inc., certificate G-253, and Waste Control, Inc., certificate G-101, subsequently protested this application due to a direct overlap between the two companies’ areas of operation and PNW Composts’ proposed operating area.
- 2 This matter was set for adjudication and Order 01 was issued, wherein PNW Composts was ordered to submit direct testimony by February 21, 2024.
- 3 PNW Composts did not submit direct testimony.
- 4 On March 27, 2024, Commission staff (Staff) filed a Motion for Summary Determination.
- 5 On March 28, 2024, PNW Composts submitted a request to withdraw their Application (Motion to Withdraw).<sup>1</sup>

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<sup>1</sup> Motions to withdraw are governed by WAC 480-07-380(3) – which states “Once the commission has issued a hearing notice or otherwise commenced an adjudicative proceeding pursuant to chapter 34.05 RCW, a party may withdraw from that proceeding, or may withdraw the party's tariff, complaint, petition,

6 Before the presiding officer could respond to the motion, Staff sent a letter granting the  
voluntary withdrawal. Nonetheless, to avoid potential confusion, the presiding officer  
will resolve both filed motions by this Order.

7 The Company's withdrawal of its Application eliminates the underlying dispute in this  
docket. Accordingly, the Commission finds good cause to grant PNW Composts'  
Motion to Withdraw; Staff's Motion for Summary Disposition is deemed moot. The  
Application is deemed withdrawn and Docket TG-230798 shall be closed.

**ORDER**

8 THE COMMISSION ORDERS

- 9 (1) PNW Composts, Inc.'s Motion to Withdraw its Application in Docket TG-230798  
is granted, and the Application is deemed withdrawn, *pro nun tunc*, on March 28,  
2024.
- 10 (2) The evidentiary hearing scheduled for May 9, 2024, is cancelled.
- 11 (3) Staff's Motion for Summary Determination is deemed moot.
- 12 (4) Docket TG-230798 is closed.

DATED at Lacey, Washington, and effective April 15, 2024

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

/s/ Bijan Hughes

BIJAN HUGHES

Administrative Law Judge

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or application on which a proceeding is based, only upon permission granted by the commission in  
response to a written motion.”