

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

In the Matter of the Petition of)	DOCKET TG-110713
)	
TRASHBUSTERS OF WASHINGTON,)	ORDER 01
LLC,)	
)	
Petitioner,)	
)	
)	ORDER GRANTING EXEMPTION
Seeking Exemption from the Provisions of)	FROM RULE AND GRANTING
WAC 480-70-071 Relating to Filing of)	COMPANY ADDITIONAL TIME TO
Annual Reports by Solid Waste Companies)	FILE ANNUAL REPORT
.....)	

BACKGROUND

- 1 On April 25, 2011, Trashbusters of Washington, LLC (Trashbusters or the Company), filed with the Washington Utilities and Transportation Commission (Commission) a petition requesting an extension of time to file its 2010 annual report as required by WAC 480-70-071. The Company states that it is currently working with Commission Staff to determine what services the Company provides is regulated and therefore subject to regulatory fees. The Company seeks an extension until July 1, 2011.

- 2 Commission Staff reviewed the request and recommended granting Trashbusters request for exemption, on condition that Trashbusters must file its 2010 annual report no later than July 1, 2011.

FINDINGS AND CONCLUSIONS

- 3 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate public service companies, including solid waste companies. *RCW 80.01.040; RCW 81.04; RCW 81.28 and RCW 81.77.*

- 4 (2) Trashbusters is a solid waste company and is a public service company subject to the jurisdiction of the Commission.

- 5 (3) Trashbusters is subject to the provisions of RCW 81.04.080 and WAC 480-70-071 requiring solid waste companies to file an annual report by May 1 of each year.
- 6 (4) WAC 480-70-051 provides that the Commission may grant an exemption from the provisions of any rule in WAC 480-70 if consistent with the public interest, the purposes underlying regulation and applicable statutes. WAC 480-70-071 (1)(c) provides that the Commission may grant an extension of time allowing the Company to file its annual report after the May 1 due date if the Commission receives a request for extension before May 1.
- 7 (5) This matter was brought before the Commission at its regularly scheduled meeting on May 12, 2011.
- 8 (6) After review of the petition filed in Docket TG-110713 by Trashbusters on April 25, 2011, and giving due consideration, the Commission finds that the exemption is in the public interest and is consistent with the purposes underlying the regulation and applicable statutes and should be granted.

O R D E R

THE COMMISSION ORDERS:

- 9 (1) The request by Trashbusters of Washington, LLC, for an exemption from WAC 480-70-071 and for an extension until July 1, 2011, to file its 2010 annual report is granted.
- 10 (2) Failure by Trashbusters of Washington, LLC, to file its 2010 annual report by July 1, 2011, may result in the Commission invoking provisions of RCW 81.04 that provide for penalty assessments.
- 11 (3) The Commission retains jurisdiction over the subject matter and Trashbusters of Washington, LLC, to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective May 12, 2011.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary