



Rob McKenna

## ATTORNEY GENERAL OF WASHINGTON

Utilities and Transportation Division

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March 1, 2011

The Honorable Gregory J. Kopta  
Administrative Law Judge  
Washington Utilities & Transportation Commission  
1300 S. Evergreen Park Dr. S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250

Re: *Wash. Utils. & Transp. Comm'n v. Waste Management, Inc.*  
Dockets TG-101220, TG-101221, and TG-101222  
Order 06

Dear Judge Kopta:

The Washington Utilities and Transportation Commission Staff ("Staff") has identified an internal inconsistency in Order 06 entered on February 28, 2011. Paragraph 26 of Order 06 states that Waste Management would apply certain revenues to the calculation of ratepayer recycling commodity credits over a six-month period that begins on March 1, 2011. Paragraph 34, however, requires Waste Management to file revised tariff sheets bearing an effective date that affords Staff at least three business days for review. The two paragraphs are inconsistent because Order 06 was entered only one day before March 1, 2011. Under Paragraph 34, the earliest date that revised tariffs could become effective would be March 3, 2011.

To eliminate the inconsistency, Staff proposes a ministerial correction to Paragraph 34. Staff proposes that the numeral "3" in the third line of Paragraph 34 be changed to the word "one," and the word "days" be changed to "day," as follows:

34 (2) Waste Management of Washington, Inc., is authorized and required to make a compliance filing including revised tariff sheets that meet the requirements of this Order and bear an effective date that affords Staff at least ~~3~~ one business days for review.

The Commission may correct ministerial errors in orders pursuant to WAC 480-07-875(2), which provides:

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The commission may act on its own initiative or on the motion of any party to correct obvious or ministerial errors in orders. The commission may enter a corrected order or effect any corrections by notice or letter. The commission may direct the secretary to effect any corrections by notice or letter. The time for any available post-hearing review begins with the service of the correction, as to the matter corrected.

Staff has consulted with Waste Management about this proposed revision and understands that Waste Management agrees with it. Staff understands that Waste Management filed revised tariffs on February 28, 2011 with a proposed effective date of March 1, 2011.

Thank you very much.

Sincerely,

A handwritten signature in cursive script that reads "Fronda Woods".

FRONDA WOODS  
Assistant Attorney General  
(360) 664-1225

c: Parties