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Summary

We suspend the permanent operation of the tariff advice filings designated as TA30-692, TA31-692, TA32-692, TA14-714, and TA24-667 filed by Alaska Waste,<sup>1</sup> AWK,<sup>2</sup> and AWI,<sup>3</sup> respectively, into consolidated Dockets U-09-12, U-09-13, and U-09-14 for further investigation. We grant interim and refundable rates, approve tariff sheets, establish interest rates for refunds, and require filing. The chairman invites participation by the Attorney General (AG), and we invite intervention by interested persons. We schedule a prehearing conference, address a timeline for decision and amend the docket captions.

Background

Alaska Waste, AWK, and AWI filed TA20-692, TA3-714, and TA16-667, respectively, instituting fuel surcharges for their customers<sup>4</sup> and Alaska Waste filed TA19-692 instituting a tipping fee increase for its Municipality of Anchorage (MOA) customers.<sup>5</sup> Alaska Waste, AWK, and AWI committed to revising their fuel surcharge calculations on a quarterly basis.<sup>6</sup> We suspended those tariff filings, granted interim and refundable surcharge revisions and tipping fee revisions, and approved tariff sheets.<sup>7</sup>

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<sup>1</sup>Alaska Pacific Environmental Services Anchorage, LLC d/b/a Alaska Waste (Alaska Waste).

<sup>2</sup>Alaska Waste - Kenai Peninsula, LLC d/b/a Alaska Waste (AWK).

<sup>3</sup>Alaska Waste - Interior, LLC d/b/a Alaska Waste (AWI).

<sup>4</sup>TA20-692, filed September 18, 2008; TA3-714, filed September 18, 2008; and TA16-667, filed September 18, 2008.

<sup>5</sup>TA19-692, Filed September 18, 2008.

<sup>6</sup>TA20-692, TA3-714, and TA16-667.

<sup>7</sup>Letter Order No. L0800525, dated November 3, 2008 (L0800525); Letter Order No. L0800526, dated November 3, 2008 (L0800526); Letter Order No. L0800524, dated November 3, 2008 (L0800524); and Letter Order No. L0800527, dated November 3, 2008 (L0800527).

1 Alaska Waste, AWK, and AWI filed TA23-692, TA7-714, and TA18-667 as  
2 their first quarterly revisions to their fuel surcharges.<sup>8</sup> We suspended those tariff advice  
3 filings into Dockets U-09-12, U-09-13, and U-09-14, for further investigation and  
4 consolidated those dockets. We incorporated suspended tariff advice filings designated  
5 as TA19-692, TA20-692, TA3-714, and TA16-667 into Dockets U-09-12, U-09-13, and  
6 U-09-14 and extended the suspensions of TA19-692, TA20-692, TA3-714, and  
7 TA16-667. We granted interim and refundable fuel surcharge revisions, approved tariff  
8 sheets, and addressed the timelines for the decision.<sup>9</sup>

9 Alaska Waste, AWK, and AWI filed TA26-692, TA10-714, and TA20-667,  
10 respectively, as the next quarterly fuel surcharge revisions. We suspended those tariff  
11 advice filings into Dockets U-09-12, U-09-13, and U-09-14, for further investigation. We  
12 extended the suspensions of tariff advice filings TA19-692, TA20-692, TA3-714,  
13 TA16-667, TA23-692, TA7-714, and TA18-667. We granted interim and refundable fuel  
14 surcharge revisions, approved tariff sheets, and addressed the timelines for the  
15 decision.<sup>10</sup>

16 Alaska Waste filed TA30-692 requesting an overall increase of  
17 12.54 percent. Although Alaska Waste did not request interim rates, it did propose to

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20 <sup>8</sup>TA23-692, filed January 15, 2009; TA7-714, filed January 15, 2009; and  
TA18-667, filed January 15, 2009.

21 <sup>9</sup>Order U-09-12(1)/U-09-13(1)/U-09-14(1), *Order Suspending Tariff Filings,*  
22 *Consolidating Dockets, Incorporating Previously Suspended Tariff Filings, Granting*  
23 *Interim and Refundable Fuel Surcharge Revisions, Approving Tariff Sheets, Addressing*  
*Timeline for Decision, Extending Suspension Periods, Designating Commission Panel,*  
and *Appointing Administrative Law Judge*, dated February 27, 2009 (Order  
U-09-12(1)/U-09-13(1)/U-09-14(1)).

24 <sup>10</sup>Order U-09-12(2)/U-09-13(2)/U-09-14(2), *Order Suspending Tariff Filings,*  
25 *Amending Docket Captions, Granting Interim and Refundable Fuel Surcharge*  
*Revisions, Approving Tariff Sheets, Addressing Timeline for Decision, and Extending*  
26 *Suspension Periods*, dated May 29, 2009 (Order U-09-12(2)/U-09-13(2)/U-09-14(2)).

1 continue the fuel surcharge for customers in the MOA and the tipping fee.<sup>11</sup> We  
2 informed Alaska Waste that TA30-692 was not complete.<sup>12</sup> Alaska Waste  
3 supplemented TA30-692.<sup>13</sup> We issued a public notice of TA30-692 with comments due  
4 by August 20, 2009. We received two comments opposing the increase, one comment  
5 supporting the increase, and one comment questioning the method for determining  
6 bear-tipper-cart usage.<sup>14</sup> Alaska Waste provided a second supplement to TA30-692.<sup>15</sup>

7 Alaska Waste filed TA31-692 requesting an across-the-board increase of  
8 12.47 percent for service in the Matanuska-Susitna Borough (Mat-Su). Alaska Waste  
9 requested interim rates of 6.24 percent.<sup>16</sup> We informed Alaska Waste that TA31-692  
10 was not complete.<sup>17</sup> Alaska Waste supplemented TA31-692.<sup>18</sup> We issued a public  
11 notice of TA31-692 with comments due by August 20, 2009. We received one comment  
12 opposing the increase.<sup>19</sup> Alaska Waste provided a second supplement to TA31-692.<sup>20</sup>

13 Alaska Waste filed TA32-692 as its next quarterly fuel surcharge revision  
14 for its customers in the MOA area. Alaska Waste proposed reducing its fuel surcharge  
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18 <sup>11</sup>TA30-692, filed July 2, 2009.

19 <sup>12</sup>Letter Order No. L0900393, dated July 10, 2009.

20 <sup>13</sup>Letter from M. Barnett, filed July 14, 2009.

21 <sup>14</sup>Electronic mail from J. Hogue, filed July 29, 2009; electronic mail from C. Ryan,  
22 filed August 18, 2009 (Ryan Comment); electronic mail from R. Sinnott, filed August 19,  
23 2009; and electronic mail from D. Keddington, filed August 20, 2009.

24 <sup>15</sup>Letter from L. Uhlenkott, filed August 26, 2009.

25 <sup>16</sup>TA31-692, filed July 2, 2009.

26 <sup>17</sup>Letter Order No. L0900394, dated July 10, 2009.

<sup>18</sup>Letter from M. Barnett, filed July 14, 2009.

<sup>19</sup>Ryan Comment.

<sup>20</sup>Letter from L. Uhlenkott, filed August 26, 2009.



1 operation of the tariff and conduct hearings to determine the reasonableness of the  
2 filing.

3           Based on revenue requirement and cost-of-service studies for the test  
4 year ending December 31, 2008, Alaska Waste requests an across-the-board rate  
5 increase of 12.54 percent for its MOA service area.<sup>30</sup> Although Alaska Waste does not  
6 request interim rates for the MOA service area, it is proposing to continue its fuel  
7 surcharge and tipping fee. Alaska Waste also requests a rule change for its bag and  
8 can customers. Alaska Waste requests a reduction in its fuel surcharge from 2 percent  
9 to 1.9 percent for its MOA service area.<sup>31</sup> Based on revenue requirement and  
10 cost-of-service studies for the test year ending December 31, 2008, Alaska Waste  
11 requests an across-the-board increase of 12.47 percent for service in Mat-Su.<sup>32</sup> Based  
12 on a revenue requirement and cost-of-service studies for the test year ending  
13 December 31, 2008, AWK filed TA14-714 requesting an across-the-board increase of  
14 39.38 percent for its customers in the Kenai/Soldotna service area.<sup>33</sup> Based on a  
15 revenue requirement and cost-of-service studies for the test year ending December 31,  
16 2008, AWI filed TA24-667 requesting an across-the-board increase of 168.18 percent  
17 for its customers in the FNSB service area.<sup>34</sup>

18           Alaska Waste, AWK, and AWI assert that the income tax schedules  
19 required by 3 AAC 48.275(a)(8) were not filed because they are requesting that rates be  
20 established using the "Operating Ratio" method exclusive of income taxes, and  
21 therefore, income tax schedules were not prepared. Alaska Waste, AWK, and AWI also

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23 <sup>30</sup>TA30-692, letter from J. Moran, filed July 2, 2009, at 1.

24 <sup>31</sup>TA32-692, letter from M. Barnett, filed July 14, 2009, at 2.

25 <sup>32</sup>TA31-692, letter from J. Moran, filed July 2, 2009, at 2.

26 <sup>33</sup>TA14-714, letter from J. Moran, filed July 2, 2009, at 2.

<sup>34</sup>TA24-667, letter from J. Moran, filed July 2, 2009, at 2.

1 assert that the cash working capital schedules required by 3 AAC 48.275(a)(11) were  
2 not filed because they typically bill for most of their services in advance and therefore do  
3 not have a requirement for a cash working capital allowance. We note a large increase  
4 (1,043 percent) for Management Support Services.<sup>35</sup> We are concerned this is an  
5 affiliated transaction that needs to be investigated for reasonableness.

6 We find that the filings present material issues of fact and questions of  
7 ratemaking policy that may require a public hearing. Accordingly, we find good cause to  
8 suspend TA30-692, TA31-692, TA32-692, TA14-714, and TA24-667 into these dockets  
9 to provide us the opportunity to investigate whether the proposed rates are just and  
10 reasonable. We incorporate all documents filed in TA30-692, TA31-692, and TA32-692,  
11 into Docket U-09-12, all documents filed in TA14-714 into Docket U-09-13, and all  
12 documents filed in TA24-667 into Docket U-09-14.

13 Interim Rate Relief

14 Instead of requesting interim and refundable rates for its MOA service  
15 area, in TA30-692 Alaska Waste proposes to continue its currently approved rates and  
16 the tipping fee it is currently collecting on an interim and refundable basis. In TA32-692  
17 Alaska Waste requests a reduction in the fuel surcharge for its MOA service area from  
18 2 percent to 1.9 percent. In TA31-692, Alaska Waste requests an across-the-board  
19 interim rate increase of 6.24 percent for Mat-Su, which supersedes the fuel surcharge  
20 approved on an interim and refundable basis. In TA14-714, AWK requests an  
21 across-the-board interim rate increase of 19.38 percent for its Kenai/Soldotna service  
22 area, which supersedes the fuel surcharge approved on an interim and refundable  
23 basis. In TA24-667, AWI requests an across-the-board interim rate increase of  
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25 <sup>35</sup>TA30-692, TA31-692, TA14-714, and TA24-667, *Prefiled Direct Testimony of*  
26 *Jason D. Vanderhoof*, filed July 2, 2009, at 2-4 and 8-9.

1 84.09 percent for the FNSB service area, which supersedes the fuel surcharge  
2 approved on an interim and refundable basis.

3 In the past we have reviewed requests for interim and refundable rates by  
4 considering five factors:<sup>36</sup>

- 5 1. the existing rates are confiscatorily low;
- 6 2. the confiscatorily low rates will remain in effect for an unreasonably long  
7 period of time;
- 8 3. the company will suffer irreparable harm in the event interim rate relief is  
9 not granted;
- 10 4. the ratepayers can be adequately protected in the event the permanent  
11 rate increase is less than the interim rate; and
- 12 5. the interim rate request raises serious and substantial questions that are  
13 not frivolous or obviously without merit.

14 Without instituting interim and refundable rates, the rates currently in effect  
15 will remain in effect until after the conclusion of these proceedings which may be more  
16 than one year from now. If we later approve some or all of the proposed rate increase,  
17 the utility would not be able to collect any increased rates retroactively without interim  
18 rates. If we approve interim rates on a refundable basis, the customers will be  
19 protected because the utility will refund any excess amounts to its customers.

20 Therefore, we grant the request by Alaska Waste to continue its fuel  
21 surcharge and tipping fee increase on an interim and refundable basis for its MOA  
22 customers and require it to continue revising its fuel surcharge on a quarterly basis.  
23 Tariff Sheet No. 57 filed July 14, 2009, by Alaska Waste in TA30-692 is approved,

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25 <sup>36</sup>See *Alaska Public Utilities Comm'n v. Greater Anchorage Area Borough*, 534  
26 P.2d 549, 557-559 (Alaska 1975), citing *Prendergast v. New York Telephone Co.*, 262  
U.S. 43, 43 S. Ct. 466, 67 L.Ed. 855 (1923).

1 effective September 1, 2009. We allow the next revised quarterly fuel surcharge  
2 adjustments in TA32-692 to take effect on an interim and refundable basis. Tariff Sheet  
3 No. 63.2 filed July 14, 2009, by Alaska Waste in TA32-692 are approved effective  
4 September 1, 2009.

5 We grant the interim and refundable rate relief requested by Alaska Waste  
6 in TA31-692 approving an across-the-board rate increase of 6.24 percent for Mat-Su on  
7 an interim and refundable basis effective September 1, 2009. The interim and  
8 refundable rate in TA31-692 supersedes the fuel surcharge granted to Alaska Waste for  
9 Mat-Su. Tariff Sheet No. 130 filed July 2, 2009, by Alaska Waste in TA31-692 is  
10 approved, effective September 1, 2009. Tariff Sheet No. 100 filed August 26, 2009, by  
11 Alaska Waste in TA31-692 is approved, effective September 1, 2009, as corrected by  
12 staff. The sheet was changed to reflect the correct revision number.

13 We approve an across-the-board rate increase requested by AWK of  
14 19.38 percent in TA14-714 on an interim and refundable basis effective September 1,  
15 2009. The interim and refundable rate in TA14-714 supersedes the fuel surcharge  
16 granted to AWK for its Kenai/Soldotna service area. Tariff Sheet Nos. 51 and 61 filed  
17 July 2, 2009, by AWK in TA14-714 is approved effective September 1, 2009. Tariff  
18 Sheet No. 52 filed August 26, 2009, by AWK in TA14-714 is approved effective  
19 September 1, 2009.

20 We approve an across-the-board rate increase requested by AWI in  
21 TA24-667 of 84.09 percent on an interim and refundable basis effective September 1,  
22 2009. The interim and refundable rate in TA24-667 supersedes the fuel surcharge  
23 granted to AWI for its FNSB service area. Tariff Sheet No. 26 filed July 2, 2009, by AWI  
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1 in TA24-667 is approved, effective September 1, 2009. Tariff Sheet No. 50 filed  
2 August 26, 2009, by AWI in TA24-667 is approved, effective September 1, 2009.<sup>37</sup>

3 Alaska Waste, AWK, and AWI shall keep an accurate accounting by  
4 customer of all amounts received as a result of the interim and refundable rates  
5 received under this order. While the utilities have proposed rule changes, we do not  
6 approve those changes on an interim basis, but will consider them in these dockets.

7 Interest on Refunds

8 Allowing interim and refundable rates mitigates any risk of lost revenues  
9 for Alaska Waste, AWK, and AWI during the processing of its filings. If we ultimately  
10 order final rates lower than the interim rates, the utility will have had use of more  
11 customer money than required until refunds are made. We believe it is an appropriate  
12 balance between the utility and its customers to require the payment of interest on any  
13 amounts which are ultimately refunded. The interest begins when customers pay bills  
14 based on the interim and refundable rates put into effect September 1, 2009, and  
15 continues until refunds, if any, are made to customers at the conclusion of these  
16 dockets.

17 We find the appropriate rate of interest to be the statutory rate set out in  
18 AS 45.45.010(a). Our statute, AS 42.05.365, applies the statutory rate to customer  
19 deposits, a similar situation to interim and refundable rates. For these reasons, we find  
20 that the statutory rate of interest specified by AS 45.45.010(a) is the most appropriate  
21 rate to be applied to any future refunds made in these dockets.

22 In the alternative, Alaska Waste, AWK, and AWI may opt to place the  
23 additional revenue received under of the interim rates into an interest bearing escrow  
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26 <sup>37</sup>Commission staff will return the validated tariff sheets separately.

1 account and credit the interest on the account to its customers if refunds are required.  
2 Alaska Waste, AWK, and AWI must notify us of which option they choose.

3 Participation by the AG and Intervention

4 The chairman invites the AG to participate in these proceedings to  
5 represent the public interest. In doing so, the commission is exercising due diligence in  
6 ensuring that the public interest is well represented.

7 We invite those with an interest in this matter to intervene after examining  
8 3 AAC 48.110, the regulation that explains standards and procedures for filing and  
9 evaluating petitions to intervene as a party in a proceeding.

10 Prehearing Conference

11 We schedule a prehearing conference for establishing a procedural  
12 schedule. The parties should be prepared to submit a proposed procedural schedule  
13 that incorporates the completion of the evidentiary hearing by June 15, 2010.

14 Decision Timeline and Suspension Period

15 We are required by AS 42.05.175(c) to issue a final decision not later than  
16 450 days after a complete tariff filing is made regarding a tariff filing that changes a  
17 utility's revenue requirement or rate design. TA30-692, TA31-692, TA14-714, and  
18 TA24-667 were complete as supplemented July 14, 2009. TA32-692 was complete as  
19 filed July 14, 2009. Therefore, we will issue a final order in these dockets no later than  
20 October 7, 2010.

21 Having found good cause to suspend, we suspended TA30-692,  
22 TA31-692, TA32-692, TA14-714, and TA24-667 for further investigation. We suspend  
23 TA30-692, TA31-692, TA32-692, TA14-714, and TA24-667 for an initial period of six  
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1 months until February 26, 2010. Before that date we will evaluate further suspension  
2 under AS 42.05.421(a)(1)<sup>38</sup> and AS 42.05.175(c).<sup>39</sup>

3 Our consideration of TA19-692, TA20-692, TA23-692, TA26-692,  
4 TA3-714, TA7-714, TA10-714, TA16-667, TA18-667, and TA20-667 has a final order  
5 deadline of July 7, 2010.<sup>40</sup> Under our statutes, if proceedings subject to different  
6 timelines under AS 42.05.175 are consolidated, the latest applicable deadline for the  
7 issuance of a final order shall apply.<sup>41</sup> Since we consolidated our consideration of  
8 TA19-692, TA20-692, TA23-692, TA26-692, TA3-714, TA7-714, TA10-714, TA16-667,  
9 TA18-667, and TA20-667 into this proceeding and these dockets have a later

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15 <sup>38</sup>AS 42.05.421(a)(1) in pertinent part provides:

16 (a) When a tariff filing is made containing a new or revised rate . . . the  
17 commission may . . . conduct a hearing to determine the reasonableness and  
18 propriety of the filing. Pending the hearing the commission may, by order  
19 stating the reasons for its action, suspend the operation of the tariff filing. . . .  
20 For a tariff filing that changes the utility's revenue requirement or rate design,  
21 the suspension may last, unless the commission extends the period for good  
22 cause, for a period not longer than

23 (1) six months before an interim rate equal to the requested rate goes  
24 into effect and not longer than 12 months before a permanent rate goes into  
25 effect if the annual gross revenues of the utility making the filing are more  
26 than \$3,000,000.

27 <sup>39</sup>AS 42.05.175(c) provides:

28 Notwithstanding a suspension ordered under [AS 42.05.421](#), the commission  
29 shall issue a final order not later than 450 days after a complete tariff filing is  
30 made for a tariff filing that changes the utility's revenue requirement or rate  
31 design.

32 <sup>40</sup>Order U-09-12(2)/U-09-13(2)/U-09-14(2).

33 <sup>41</sup>AS 42.05.175(k).

1 deadline, the final order deadline for our consideration of TA19-692, TA20-692,  
2 TA23-692, TA26-692, TA3-714, TA7-714, TA10-714, TA16-667, TA18-667, and  
3 TA20-667 is now October 7, 2010.

4 Docket Caption

5           The docket caption for Docket U-09-12 is amended to read *In the Matter*  
6 *of the Revenue Requirement and Cost-of-Service Studies Filed by ALASKA PACIFIC*  
7 *ENVIRONMENTAL SERVICES, LLC d/b/a ALASKA WASTE as Tariff Revisions*  
8 *Designated as TA30-692 and TA31-692 and Tariff Revisions Regarding*  
9 *Implementation of a Tipping Fee and Fuel Surcharge Designated as TA19-692,*  
10 *TA20-692, TA23-692, TA26-692, and TA32-692.* The docket caption for Docket  
11 U-09-13 is amended to read *In the Matter of the Revenue Requirement and*  
12 *Cost-of-Service Studies Filed by ALASKA WASTE – KENAI PENINSULA, LLC d/b/a*  
13 *ALASKA WASTE as Tariff Revision Designated as TA14-714 and Tariff Filings*  
14 *Regarding Implementation of a Fuel Surcharge Designated as TA3-714, TA7-714, and*  
15 *TA10-714.* The docket caption for Docket U-09-14 is amended to read *In the Matter of*  
16 *the Revenue Requirement and Cost-of-Service Studies Filed by ALASKA WASTE -*  
17 *INTERIOR, LLC d/b/a ALASKA WASTE as Tariff Revision Designated as TA24-667 and*  
18 *Tariff Filings Regarding Implementation of a Fuel Surcharge Designated as TA16-667,*  
19 *TA18-667, and TA20-667.*

20 ORDER

21 THE COMMISSION FURTHER ORDERS:

22           1. The tariff advice filing designated as TA30-692 filed July 2, 2009, and  
23 supplemented July 14, 2009, by Alaska Pacific Environmental Services Anchorage, LLC  
24 d/b/a Alaska Waste is suspended for further investigation until February 26, 2010, for  
25 good cause shown.

1                   2. The tariff advice filing designated as TA31-692 filed July 2, 2009, and  
2 supplemented July 14, 2009, by Alaska Pacific Environmental Services Anchorage, LLC  
3 d/b/a Alaska Waste is suspended for further investigation until February 26, 2010, for  
4 good cause shown.

5                   3. The tariff advice filing designated as TA32-692 filed July 14, 2009, by  
6 Alaska Pacific Environmental Services Anchorage, LLC d/b/a Alaska Waste is  
7 suspended for further investigation until February 26, 2010, for good cause shown.

8                   4. The tariff advice filing designated as TA14-714 filed July 2, 2009, and  
9 supplemented July 14, 2009, by Alaska Waste - Kenai Peninsula, LLC d/b/a Alaska  
10 Waste is suspended for further investigation until February 26, 2010, for good cause  
11 shown.

12                  5. The tariff advice filing designated as TA24-667 filed July 2, 2009, and  
13 supplemented July 14, 2009, by Alaska Waste - Interior, LLC d/b/a Alaska Waste is  
14 suspended for further investigation until February 26, 2010, for good cause shown.

15                  6. The request to continue an interim and refundable tipping fee  
16 established in TA19-692 by Alaska Pacific Environmental Services Anchorage, LLC  
17 d/b/a Alaska Waste for its customers in the Municipality of Anchorage service area is  
18 granted.

19                  7. The request by Alaska Pacific Environmental Services Anchorage, LLC  
20 d/b/a Alaska Waste to continue the interim and refundable fuel surcharge for its  
21 customers in the Municipality of Anchorage service area is granted subject to the  
22 condition that Alaska Pacific Environmental Services Anchorage, LLC d/b/a Alaska  
23 Waste continues revising its fuel surcharge on a quarterly basis.

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1           8. The request for a reduction of the interim and refundable fuel  
2 surcharge to 1.9 percent in the Municipality of Anchorage service area filed July 14,  
3 2009, by Alaska Pacific Environmental Services Anchorage, LLC d/b/a Alaska Waste is  
4 granted.

5           9. The request for an interim and refundable rate increase of 6.24 percent  
6 for refuse utility service provided by Alaska Pacific Environmental Services Anchorage,  
7 LLC d/b/a Alaska Waste for its customers in the Matanuska-Susitna Borough service  
8 area is granted.

9           10. The request for an interim and refundable rate increase of 19.69  
10 percent for refuse utility service provided by Alaska Waste - Kenai Peninsula, LLC d/b/a  
11 Alaska Waste is granted.

12           11. The request for interim and refundable rate increase of 84.09 percent  
13 for refuse utility service provided by Alaska Waste - Interior, LLC d/b/a Alaska Waste is  
14 granted.

15           12. Tariff Sheet No. 57 filed July 14, 2009, by Alaska Waste in TA30-692 is  
16 approved, effective September 1, 2009.

17           13. Tariff Sheet No. 130 filed July 2, 2009, by Alaska Waste in TA31-692  
18 are approved, effective September 1, 2009.

19           14. Tariff Sheet No. 100 filed August 26, 2009, by Alaska Waste in  
20 TA31-692 are approved, effective September 1, 2009, as corrected by staff.

21           15. Tariff Sheet No. 63.2 filed July 14, 2009, by Alaska Waste in TA32-692  
22 are approved effective September 1, 2009.

23           16. Tariff Sheet Nos. 51 and 61 filed July 2, 2009, by AWK in TA14-714 is  
24 approved effective September 1, 2009.

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17. Tariff Sheet No. 52 filed August 26, 2009, by AWK in TA14-714 is approved effective September 1, 2009.

18. Tariff Sheet No. 26 filed July 2, 2009, by AWI in TA24-667 is approved, effective September 1, 2009.

19. Tariff Sheet No. 50 filed August 26, 2009, by AWI in TA24-667 is approved, effective September 1, 2009.

20. An interest rate of 10.5 percent per annum will be payable on any amounts which are ultimately refunded, or Alaska Pacific Environmental Services Anchorage, LLC d/b/a Alaska Waste; Alaska Waste - Kenai Peninsula, LLC d/b/a Alaska Waste; and Alaska Waste - Interior, LLC d/b/a Alaska Waste may opt to place the additional revenue received as a result of the interim rates into an escrow account and credit interest on the account to its customers.

21. By 4 p.m., September 22, 2009, Alaska Pacific Environmental Services Anchorage, LLC d/b/a Alaska Waste; Alaska Waste - Kenai Peninsula, LLC d/b/a Alaska Waste; and Alaska Waste - Interior, LLC d/b/a Alaska Waste shall notify us which option it chooses under Ordering Paragraph No. 23 of this order.

22. By 4 p.m., September 22, 2009, any person interested in intervening in this docket shall file a petition to intervene in accordance with 3 AAC 48.110.

23. The docket caption for Docket U-09-12 is amended to read *In the Matter of the Revenue Requirement and Cost-of-Service Studies Filed by ALASKA PACIFIC ENVIRONMENTAL SERVICES, LLC d/b/a ALASKA WASTE as Tariff Revisions Designated as TA30-692 and TA31-692 and Tariff Revisions Regarding Implementation of a Tipping Fee and Fuel Surcharge Designated as TA19-692, TA20-692, TA23-692, TA26-692, and TA32-692.*

1                   24.The docket caption for Docket U-09-13 is amended to read *In the*  
2 *Matter of the Revenue Requirement and Cost-of-Service Studies Filed by ALASKA*  
3 *WASTE – KENAI PENINSULA, LLC d/b/a ALASKA WASTE as Tariff Revision*  
4 *Designated as TA14-714 and Tariff Filings Regarding Implementation of a Fuel*  
5 *Surcharge Designated as TA3-714, TA7-714, and TA10-714.*

6                   25.The docket caption for Docket U-09-14 is amended to read *In the*  
7 *Matter of the Revenue Requirement and Cost-of-Service Studies Filed by ALASKA*  
8 *WASTE - INTERIOR, LLC d/b/a ALASKA WASTE as Tariff Revision Designated as*  
9 *TA24-667 and Tariff Filings Regarding Implementation of a Fuel Surcharge Designated*  
10 *as TA16-667, TA18-667, and TA20-667.*

11                   26.A prehearing conference<sup>42</sup> is scheduled to convene at 10 a.m.,  
12 September 29, 2009, in the East Hearing Room of the Regulatory Commission of  
13 Alaska, 701 West Eighth Avenue, Suite 300, Anchorage, Alaska.

14 DATED AND EFFECTIVE at Anchorage, Alaska, this 28th day of August, 2009.

15                   BY DIRECTION OF THE COMMISSION



21                   <sup>42</sup>If you are a person with a disability who may need a special accommodation,  
22 auxiliary aid or service, or alternative communication format in order to participate in the  
23 scheduled event, please contact Joyce McGowan at 1-907-276-6222, toll free at  
24 1-800-390-2782, or TTY at 1-907-276-4533, or via electronic mail to  
25 rca.mail@alaska.gov at least three business days before the scheduled event to make  
26 the necessary arrangements.

Any party wishing to appear telephonically must advise us in writing before the  
scheduled event to make the necessary arrangements and provide a telephone number  
where it may be reached for that appearance.