

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

In Re Application No. GA-079251 of

HAROLD LeMAY ENTERPRISES, INC.,
ET AL.,

For an Extension of Certificate No. G-98 for a
Certificate of Public Convenience and Necessity

In Re Application No. GA-079254 of

KLEEN ENVIRONMENTAL
TECHNOLOGIES, INC.

For a Certificate of Public Convenience and
Necessity

In Re Application No. GA-079266 of

RUBATINO REFUSE REMOVAL, INC.

For an Extension of Certificate No. G-58 for a
Certificate of Public Convenience and Necessity
to Operate Motor Vehicles in Furnishing Solid
Waste Collection Service

CONSOLIDATED DOCKET NOS.

DOCKET NO. TG-040221

DOCKET NO. TG-040248

DOCKET NO. TG-040553

**PROTESTANT STERICYCLE OF
WASHINGTON, INC.'S PROPOSED
EXHIBIT LISTS, WITNESS ORDER
AND CROSS EXAMINATION TIME
ESTIMATES**

NOTICE IS HEREBY GIVEN as follows:

PROTESTANT STERICYCLE OF WASHINGTON, INC.'S PROPOSED
EXHIBIT LIST, CROSS EXAMINATION EXHIBITS; WITNESS ORDER
AND CROSS EXAMINATION ESTIMATES - 1
SEA_DOCS:723525.2 [04833-01900]

(A) Protestant Stericycle of Washington, Inc. ("Stericycle") will offer the following exhibits, which have been filed herein as attachments to the prefiled testimony of Michael Philpott, Christopher Stromerson, Stephen Shiner and Nanette M. Walker, CPA:

Exhibits to Prefiled Direct Testimony

Prefiled Testimony Exhibit No.	Document Description	Hearing Exh. No.
MP-1T	Prefiled Testimony of Michael Philpott	
MP-2	Stericycle's Certificate (G-244)	
MP-3	Stericycle's "new customer" information package, including Stericycle's current waste acceptance protocol and tariff	
MP-4	Example of Stericycle's Biotrack bar code label	
MP-5	Biotrack system route sheet and cover page	
MP-6	Stericycle's standard shipping manifest	
MP-7	Example of Biotrack printout	
MP-8	Stericycle's standard invoice and certification	
MP-9	Example of Container Detail Report for one Washington hospital	
MP-10	Promotional materials describing the Bioystems program for reusable sharps containers	
MP-11	Materials describing the Stericycle, Inc. medical waste "mail-back" program	
MP-12	Materials describing Stericycle, Inc.'s "mail-back" program for recycling of dental mercury and dental amalgam wastes	
MP-13	Materials describing Stericycle, Inc. "Direct Returns" program for disposal of waste pharmaceutical products	
MP-14	Stericycle's 2003 Annual Report to the Commission	
MP-15	Stericycle's revenues and expenses for its biomedical waste collection services to Washington generators in 2003; Stericycle, Inc.'s expenses and number of containers processed in 2003	
MP-16	Letter from the Commission Staff reporting the results of its investigation of Kleen, a Commission Staff Memorandum and related materials	
MP-17	Application for Permit -- Intrastate Common Carrier Operating Authority, dated July 20, 2004 and Intrastate Common Carrier Permit dated July 28, 2004	
MP-18	Table from 2003 Annual Report of the Marion County Department of Public Works, Environmental Services, "Waste-to-Energy Facility Tonnage"	

MP-19	Kibble & Prentice, Inc. quotation for commercial automobile liability and commercial general liability insurance coverage for a new medical waste collection business	
MP-20	Table showing all Washington LQG and SQG biomedical waste generators served by Stericycle in the first half of 2004 by county and zip code	
CS-1T	Prefiled Testimony of Christopher E. Stomerson	
CS-2	Stericycle's Operating Plan	
CS-3	Bloodborne Pathogens Training Manual and Stericycle Bloodborne Pathogens Policy	
CS-4	Personal Protective Equipment (PPE) Policy	
CS-5	Stericycle's Accident Investigation Procedures	
CS-6	Company Compliance Requirements – DRIVER	
CS-7	Hazard Communication Plan	
CS-8	Lockout/Tagout Control (Hazardous Energy) Policy	
CS-9	Stericycle's Medical Surveillance Policy	
CS-10	Stericycle's Drug and Alcohol Policy	
CS-11	Stericycle Exposure Control Plan	
CS-12	Certified Packing Group II Container Information Sheets	
CS-13	Stericycle policy statement re Locking of Vehicles	
CS-14	Stericycle Safety and Health Policy	
SS-1T	Prefiled Testimony of Stephen Shiner	
SS-2	Resume of Stephen Shiner	
NMW-1T	Prefiled Testimony of Nanette M. Walker, CPA	
NMW-2	Resume of Nanette M. Walker, CPA	
NMW-3	Notes to Kleen Environmental Technologies, Inc. Profit Analysis	
NMW-4	Profit Analysis -- Revenue Statistics	
NMW-5	Profit Analysis Using Stericycle's Revenue History – Revenue Adjustment to Kleen Performance	
NMW-6	Kleen Profit Analysis – Cost Adjustments	
NMW-7	Kleen Profit Analysis Combining Revenue and Cost Adjustments	
NMW-8	Kleen Cash Requirements – First 12 Months	
NMW-9	WUTC – Washington Only – Effect of Diversion	

(B) Stericycle identifies the following cross-examination exhibits, some or all of which will be offered at the hearing in the course of cross-examining witnesses presented by Applicant Kleen Environmental Technologies, Inc. or any other protestant:

Cross-Examination Exhibits

No.	Document Description	Witness	Hearing Ex #
1	Kleen's Application for Certificate of Convenience and Necessity to Operate as a Solid Waste Collection Company under Chapter 81.77 RCW filed 2/13/04	Kleen Company witness	
2	Stericycle's 1 st Data Requests to Applicant Kleen dated 7/1/04	Kleen Company Witness	
3	Kleen's Responses to Stericycle's 1 st Data Requests dated 7/12/04 (with attachments)	Kleen Company witness	
4	Stericycle's 2 nd Data Requests to Applicant Kleen dated 7/16/04	Kleen Company Witness	
5	Kleen's Responses to Stericycle's 2 nd Data Requests (w/o attachments) dated 7/27/04	Kleen Company witness	
6	Copies of Citation/Notice of Penalty issued 5/22/03 regarding notification to Dept L&I of asbestos project/use of respirators	Kleen Company witness	
7	Proforma revenue and expense projections for first 12 months of operation and balance sheet analysis	Kleen Company witness	
8	Kleen Environmental Technologies, Inc. Financial Statements, 9/30/01	Kleen Company witness	
9	Kleen Environmental Technologies, Inc. Financial Statements, 9/30/02	Kleen Company witness	

In addition to the foregoing, Stericycle reserves the right to cross-examine any witness with respect to any prefiled testimony or previously filed herein and any exhibits filed with the prefiled testimony of any applicant or protestant witness.

(C) Stericycle will present all of the witnesses who have filed prefiled testimony during the hearings now scheduled for September 27-October 1, 2004. These witnesses are available to testify at the pleasure of the Commission, except (1) Nanette M. Walker, CPA, is not be available on Tuesday, September 28, 2004; and (2) Stephen Shiner is only available on Thursday morning, September 30, 2004. Stericycle intends to present its witnesses in the following order: Michael Philpott, Christopher Stromerson, Stephen Shiner, Nanette M. Walker, CPA.

(D) Stericycle intends to cross-examine all witnesses presented by Applicant Kleen Environmental Technologies, Inc. and anticipates that the time required for its cross-examination of Kleen's operating witnesses will be 1-2 hours each or at total of 4-8 hours. Stericycle proposes to cross-examine Applicant Kleen's operating witnesses in the following order: Kenneth Lee, Darin Perrollaz, Robert Olson, Richard Vanderwal.

(E) Stericycle reserves the right to cross-examine all witnesses presented by other Protestants. Stericycle anticipates that its cross-examination of operating witnesses presented by other Protestants will require no more than one hour in total.

DATED this 22nd day of September, 2004.

Respectfully submitted,

GARVEY SCHUBERT BARER

By Stephen B. Johnson

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon the persons and entities listed below by electronically transmitting this document in PDF format to the e-mail address for each person shown below and that, in addition, I have this day deposited a copy of said document to be served via Legal Messenger before noon on September 23, 2004.

PROTESTANT STERICYCLE OF WASHINGTON, INC.'S PROPOSED EXHIBIT LISTS, WITNESS ORDER AND CROSS EXAMINATION TIME ESTIMATES

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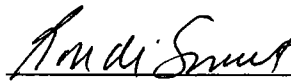
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DATED at Seattle, WA this 22nd day of September, 2004



Rondi Susort