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BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION

In re the Matter of Determining the Proper  
Carrier Classification of

Docket No.: TG-072226

GLACIER RECYCLE, LLC; HUNGRY  
BUZZARD RECOVERY, LLC; AND T&T  
RECOVERY, INC.

**PREFILED DIRECT TESTIMONY OF  
MARC CHRISTIANSEN**

**Marc Christiansen** declares and states as follows:

1. I am over the age of 18 years and otherwise competent to testify. The matters stated below are based upon my personal knowledge.

2. Summary of Prefiled Direct Testimony, WAC 480-07-460(2)(c). I am a partner in Hungry Buzzard Recovery, LLC with Michael Weeks. Mike and I formed a partnership in August of 2001 to develop real estate. During the course of developing one of our sites we had to remove various structures that included a house, barn, and assorted other buildings. After receiving our certification for the absence of asbestos we received a demolition permit to remove the structures. Upon calling for containers to remove the debris we were told that we could not get a container for ten days. The notion that a market existed for more containers and timely service was born. This Prefiled Direct Testimony will describe and discuss my experience in the industry, as well as Hungry Buzzard's overall operations.

3. During the course of developing land it was becoming apparent to us that the idea of a construction debris hauling company had merit. Both Mike and I grew up in Western Washington and had an appreciation for the quandary that the market was experiencing. On one hand there was the need to prevent urban sprawl and on the other hand growth was coming to the

**PREFILED DIRECT TESTIMONY OF MARC CHRISTIANSEN**

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1 Puget Sound region because it is a desirable place to live. Essentially we were going to have a  
2 limited supply of land but, the growth was going to keep coming. In 1991 the growth  
3 management act was passed. With its passage land values started to rise. The beauty of the  
4 region had to be protected. We could not continue to build outward with mountain ranges to the  
5 east, west, and rivers, lakes and wetlands in between. The net effect was that the current land had  
6 to be utilized better and going smaller and taller was required. This meant more construction and  
7 demolition debris was coming down the pipe than ever before. At this point we believed that we  
8 were at the nexus of supply and demand and invested our personal lives in a C&D trucking and  
9 recycling company.

10 4. In March of 2005 we purchased the assets of another company and opened the  
11 doors in May of 2005 with three trucks and 40 roll-off containers. Our business model was built  
12 around a strong marketing presence with un-matched service to our customers. We are  
13 constantly reminded from our customers that they love the "Buzzard" and that we do an  
14 awesome job service wise. We set out to train our drivers in the "art" of setting down a  
15 container. We were going to be the company that could put a box in the tightest of situations and  
16 not damage somebody's property. We would be the first company to place wood under the feet  
17 of our containers to protect an exposed aggregate driveway. It has been our mantra to do it  
18 better. We don't make excuses, we just make it happen.

19 5. Our fleet is first class and safe. Our trucks go through routine maintenance and  
20 safety checks. To date Hungry Buzzard Recovery does not have a moving violation or accident  
21 in three years of performance.

22 6. Upon opening the business, accounts were established at Cascade Recycling  
23 Center in Woodinville, Topsoils Inc of Maltby and American Roofing Recyclers of Snohomish  
24 to recycle our material. In August of 2005 Cascade Recycling Center and American Roofing  
25 Recyclers were shut down for different reasons. The shutdowns lasted (+/-) ten days. As a small  
26 company it was becoming apparent that we needed to control our destiny by managing our own  
material. In January of 2006 we opened up a facility to sort our materials. Each stream would  
be sent off to others for processing. The remaining recyclable materials were sent to the  
Material Recovery Facility at Weyerhaeuser for further separation.

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**EISENHOWER**  
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Tacoma, WA 98402  
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Fax: 253.272.5732

1  
2 7. During the groundwork before opening our sorting facility Weyerhaeuser  
3 provided the best option for our lower value recyclables. Upon performing our best sort of the  
4 incoming materials we could send the remainder to Weyerhaeuser for a further sort. Beyond this  
5 secondary sort, the permitted landfill at Weyerhaeuser had a "use" for the remainder of their sort.  
6 With a permitted Material Recovery Facility providing a secondary sort to our efforts and a final  
7 use as an industrial waste stabilizer at Weyerhaeuser's landfill this total process simply made  
8 more sense than shipping materials to a traditional landfill. We believe that the sort we executed  
9 initiated "ownership" of the remaining material and provided grounds for an "un-regulated" haul.  
10 This un-regulated haul went to another permitted facility where its final sort provided a use as an  
11 industrial waste stabilizer. This scenario was plausible and made sense. Of course, before we  
12 ever got started we reviewed the letter written by UTC staff that indicated the material going to  
13 Weyerhaeuser was a "commodity".

14 8. Hungry Buzzard Recovery does not knowingly take non-recyclables. We  
15 accepted the mandate that we were part of the "recycling" business and are not transporters of  
16 garbage. For further clarification please visit our web site. Our standard form contract is on file  
17 herein, and was produced to the UTC in response to Data Requests. If you were to call our  
18 dispatch with a proposed scenario for getting a Hungry Buzzard box and you will be questioned  
19 about your intent.

20 9. Hungry Buzzard Recovery shut its sorting operations down in January of 2008  
21 and is no longer transporting materials to Weyerhaeuser. Our fleet trucks directly to other  
22 permitted facilities for processing.

23 10. I declare, under penalty of perjury under the laws of the State of Washington, that  
24 the foregoing is true and correct, and that I have signed this Declaration on the date stated below  
25 in \_\_\_\_\_, Washington.

26 DATED this \_\_\_ day of June, 2008.

SEE ATTACHED  
\_\_\_\_\_  
Marc Christiansen

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7. During the groundwork before opening our sorting facility Weyerhaeuser provided the best option for our lower value recyclables. Upon performing our best sort of the incoming materials we could send the remainder to Weyerhaeuser for a further sort. Beyond this secondary sort, the permitted landfill at Weyerhaeuser had a "use" for the remainder of their sort. With a permitted Material Recovery Facility providing a secondary sort to our efforts and a final use as an industrial waste stabilizer at Weyerhaeuser's landfill this total process simply made more sense than shipping materials to a traditional landfill. We believe that the sort we executed initiated "ownership" of the remaining material and provided grounds for an "un-regulated" haul. This un-regulated haul went to another permitted facility where its final sort provided a use as an industrial waste stabilizer. This scenario was plausible and made sense. Of course, before we ever got started we reviewed the letter written by UTC staff that indicated the material going to Weyerhaeuser was a "commodity".

8. Hungry Buzzard Recovery does not knowingly take non-recyclables. We accepted the mandate that we were part of the "recycling" business and are not transporters of garbage. For further clarification please visit our web site. Our standard form contract is on file herein, and was produced to the UTC in response to Data Requests. If you were to call our dispatch with a proposed scenario for getting a Hungry Buzzard box and you will be questioned about your intent.

9. Hungry Buzzard Recovery shut its sorting operations down in January of 2008 and is no longer transporting materials to Weyerhaeuser. Our fleet trucks directly to other permitted facilities for processing.

10. I declare, under penalty of perjury under the laws of the State of Washington, that the foregoing is true and correct, and that I have signed this Declaration on the date stated below in Mill Creek, Washington.

DATED this 27<sup>th</sup> day of June, 2008.

  
 \_\_\_\_\_  
 Marc Christiansen

**PREFILED DIRECT TESTIMONY OF MARC CHRISTIANSEN**

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DECLARATION REGARDING FILING OF FACSIMILE  
SIGNATURE PAGE OF MARC CHRISTIANSEN

Ian M. Bauer certifies under penalty of perjury under the State of Washington that the following is true and correct:

1. I am one of Respondents' attorneys in the above-captioned matter, and make this declaration pursuant to GR 17(a)(2).

2. The name of the document to be filed with a facsimile signature, to which this declaration is attached, is the Prefiled Direct Testimony of Marc Christiansen.

3. The Prefiled Direct Testimony of Marc Christiansen consists of 3 pages together with a facsimile copy of page 3 bearing Mr. Christiansen's signature and this declaration page, for a total of 4 pages. I have examined the Prefiled Direct Testimony of Marc Christiansen and I have determined that the document is a complete and legible petition.

DATED at Tacoma, Washington, on this 27<sup>th</sup> day of June, 2008.



**Ian M. Bauer**