

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MURREY'S DISPOSAL COMPANY, INC.

Complainant,

v.

WASTE MANAGEMENT OF WASHINGTON,
INC., WASTE MANAGEMENT DISPOSAL
SERVICES OF OREGON, INC., AND MJ
TRUCKING AND CONTRACTING, INC.,

Respondents.

DOCKETS TG-200650 and TG-200651
(Consolidated)

DECLARATION OF BLAIR FASSBURG
IN SUPPORT OF MURREY'S
DISPOSAL'S MOTION FOR SUMMARY
DETERMINATION

MURREY'S DISPOSAL COMPANY, INC.

Complainant,

v.

WASTE MANAGEMENT OF WASHINGTON,
INC., WASTE MANAGEMENT DISPOSAL
SERVICES OF OREGON, INC., AND DANIEL
ANDERSON TRUCKING AND EXCAVATION,
LLC,

Respondents.

DECLARATION OF BLAIR FASSBURG - 1

Williams, Kastner & Gibbs PLLC
Two Union Square, Suite 4100 (98101-2380)
Mail Address: P.O. Box 21926
Seattle, Washington 98111-3926
(206) 628-6600

I, Blair I. Fassburg, declare as follows:

1. My name is Blair I. Fassburg and offer this declaration in support of Murrey's Disposal's Motion for Summary Determination. This declaration is based upon my personal knowledge.
2. The Exhibits attached to this Declaration and described below are true and correct copies of data request responses, documents and records produced by the respective Respondents in connection to these proceedings.

Exhibits

- 3.1:** Exhibit 3.1 is a true and correct copy of Waste Management of Washington, Inc. and Waste Management Disposal Services of Oregon, Inc.'s Responses and Objections to Data Requests 56-57, 60-64, 66-67, 70-76, 79-80, 86, 92-93, 97.
- 3.2:** Exhibit 3.2 is a true and correct copy of Quote Number 2675 from Waste Management to McKinley Paper Company dated May 30, 2017.
- 3.3:** Exhibit 3.3 is true and correct copies of the Industrial Waste & Disposal Services Agreements signed by a representative of McKinley Paper Company, dated May 30, 2017 and February 6, 2021.
- 3.4:** Exhibit 3.4 is a true and correct copy of an invoice from MJ Trucking to Waste Management dated December 28, 2020 for transportation from McKinley Paper.
- 3.5:** Exhibit 3.5 is a freight bill issued by the Union Pacific Railroad Company to Waste Management for transportation of solid waste from Belfair, Washington to Gilliam, Oregon.
- 3.6:** Exhibit 3.6 is a true and correct copy of Quote Number 4837 from Waste Management to Port Townsend Paper Company dated May 21, 2020.
- 3.7:** Exhibit 3.7 is a true and correct copy of the Industrial Waste & Disposal Services Agreement signed by a representative of Port Townsend Paper Company dated June 1, 2020.
- 3.8:** Exhibit 3.8 is a true and correct copy of the Non-Hazardous Transportation Services Subcontractor Agreement between Waste Management National Services, Inc. and Daniel Anderson Trucking & Excavating, LLC dated June 30, 2020.

DECLARATION OF BLAIR FASSBURG - 2

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- 3.9:** Exhibit 3.9 is a true and correct copy of emails between Eric Evans, a representative of Waste Management, and Michael Penson, a representative of Port Townsend Paper dated August 3-4, 2020.
- 3.10:** Exhibit 3.10 is a true and correct copy of an invoice from Daniel Anderson Trucking to Waste Management dated February 4, 2021 for the transportation of OCC Rejects.
- 3.11:** Exhibit 3.11 are true and correct copies of invoices from Waste Management to Port Townsend Paper Company.
- 3.12:** Exhibit 3.12 is a true and correct copy of an email from Daniel Anderson Trucking to Justin Wheeler providing pricing for transportation from Port Townsend Paper Company to North Mason Fiber and the Olympic View Transfer Station dated July 9, 2020.
- 3.13:** Exhibit 3.13 is a true and correct copy of emails between Eric Evans and Terry Nishimoto dated April 14, 2020.
- 3.14:** Exhibit 3.14 is a true and correct copy of emails between Eric Evans and Amy Dougherty dated April 14, 2020.
- 3.15:** Exhibit 3.15 is a true and correct copy of emails between Michael Penson of Port Townsend Paper and Eric Evans of Waste Management dated December 1 - 3, 2020.
- 3.16:** Exhibit 3.16 is a true and correct copy of emails between Eric Evans and Amy Dougherty dated April 21, 2020.
- 3.17:** Exhibit 3.17 is a true and correct copy of emails between Eric Evans and Amy Dougherty dated July 27, 2020.
- 3.18:** Exhibit 3.18 is a true and correct copy of emails between Eric Evans and Amy Dougherty dated October 12, 2020.
- 3.19:** Exhibit 3.19 is a true and correct copy of Daniel Anderson Trucking's Responses to Data Requests No. 7, 9, 11, 12 and 14.
- 3.20:** Exhibit 3.20 is a true and correct copy of MJ Trucking's Responses to Data Requests No. 7, 9, 12, and 14.

Signed at Redmond, WA this 16th day of March, 2021.

s/ Blair I. Fassburg

Blair I. Fassburg

DECLARATION OF BLAIR FASSBURG - 3

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