

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION,)	DOCKET TG-080913 (<i>consolidated</i>)
)	
Complainant,)	
v.)	
)	
POINTS RECYCLING AND REFUSE, LLC,)	
Respondent.)	
.....)	
WHATCOM COUNTY,)	DOCKET TG-081089 (<i>consolidated</i>)
)	
Complainant,)	
v.)	
)	
POINTS RECYCLING AND REFUSE, LLC,)	
Respondent.)	
.....)	
RENEÉ COE, SHELLEY DAMEWOOD, and SHANNON TOMSEN,)	DOCKET TG-082129
Complainants,)	(<i>consolidated</i>)
v.)	
)	
POINTS RECYCLING AND REFUSE, LLC,)	DECLARATION OF
Respondents.)	EUGENE K. ECKHARDT
.....)	
)	

EUGENE K. ECKHARDT, under penalty of perjury under the laws of the State of Washington, declares as follows:

1. I am over 18 years of age, a citizen of the United States, a resident of the State of Washington, and competent to be a witness.

2. I am employed by the Washington Utilities and Transportation Commission as the Assistant Director of Water and Transportation.
3. I have not discussed the parties' positions and/or any tentative agreements to settle with individuals who are not parties to this proceeding or the mediation. Furthermore, I have not provided to any person not a party to this proceeding or the mediation documents relating to the positions of the parties and/or reflecting tentative agreement to settle.

DATED this _____ day of April, 2009, at Olympia, Washington.

EUGENE K. ECKHARDT