

**EXH. JDS-19  
DOCKETS TG-220215/TG-220243  
WITNESS: JAMMIE D. SCOTT**

**BEFORE THE  
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

**In the Matter of the Application of  
JAMMIE’S ENVIRONMENTAL,  
INC.,**

**For Authority to Operate as a Solid  
Waste Collection Company in  
Washington**

**Docket TG-220243**

**BASIN DISPOSAL, INC.,**

**Complainant,**

**v.**

**JAMMIE’S ENVIRONMENTAL,  
INC.,**

**Respondent.**

**Docket TG-220215**

**SECOND EXHIBIT (NONCONFIDENTIAL) TO THE  
PREFILED RESPONSE TESTIMONY OF**

**JAMMIE D. SCOTT**

**ON BEHALF OF JAMMIE’S ENVIRONMENTAL, INC.**

**OCTOBER 14, 2022**

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**From:** Jammie Scott  
**Sent:** Tuesday, April 19, 2022 8:37 AM  
**To:** McPherson, Kathryn (UTC); Stillwell, Suzanne (UTC); Remfrey, Patrick (UTC)  
**Subject:** RE: temp permit guidance

Kathryn I really appreciate you reaching out to Waste Connections, you have exceeded my expectations for sure. All of the interactions I have had with you and your coworkers has been extremely helpful. I know everyone is very busy and I definitely appreciate you taking the time out of your day to do that.



Jammie D. Scott



Jammie's Environmental, Inc.

128 Industrial Way

Longview, WA 98632

Office: 1-800-577-5691

Cell: 360-431-0465

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**From:** McPherson, Kathryn (UTC) <kathryn.mcpherson@utc.wa.gov>  
**Sent:** Monday, April 18, 2022 4:32 PM  
**To:** Jammie Scott <jammie@jammiesenviro.com>; Stillwell, Suzanne (UTC) <suzanne.stillwell@utc.wa.gov>; Remfrey, Patrick (UTC) <patrick.remfrey@utc.wa.gov>  
**Subject:** RE: temp permit guidance

Dear Ms. Scott,

I'm sorry you experienced this. Unfortunately, the Washington Utilities and Transportation Commission has no authority in this situation. If you feel that Basin is threatening or harassing you, you should contact local law

enforcement. You should also consult with your attorney, who may be able to help you with any legal claims if Basin's interference causes harm to your business. I have spoken with Waste Connections, the owner of the landfill, and stated that the Commission has made no determination if your company is in violation of RCW 81.77.040 at this time. I also stated that your company is a current common carrier, has applied for a certificate, and does have a formal complaint. I expressed that the determination of your ability to transport waste from PCA to a disposal facility will be determined during the application and complaint process. I stated that there is no legal reason, based on UTC rules that their facility cannot accept your waste.

Sincerely,

Kathryn McPherson  
Investigator, Solid Waste Enforcement  
(360) 522-6121

This email/letter states the informal opinions of commission staff, offered as technical assistance, and are not intended as legal advice. We reserve the right to amend these opinions should circumstances change or additional information be brought to our attention. Staff's opinions are not binding on the commission.

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**From:** Jammie Scott <[jammie@jammiesenviro.com](mailto:jammie@jammiesenviro.com)>

**Sent:** Monday, April 18, 2022 11:30 AM

**To:** Stillwell, Suzanne (UTC) <[suzanne.stillwell@utc.wa.gov](mailto:suzanne.stillwell@utc.wa.gov)>; Remfrey, Patrick (UTC) <[patrick.remfrey@utc.wa.gov](mailto:patrick.remfrey@utc.wa.gov)>; McPherson, Kathryn (UTC) <[kathryn.mcpherson@utc.wa.gov](mailto:kathryn.mcpherson@utc.wa.gov)>

**Subject:** RE: temp permit guidance

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External Email

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I appreciate the prompt feedback, I was pretty much thinking the same thing but wanted to reach out and double check. Have a great day.



Jammie D. Scott



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**From:** Stillwell, Suzanne (UTC) <[suzanne.stillwell@utc.wa.gov](mailto:suzanne.stillwell@utc.wa.gov)>  
**Sent:** Monday, April 18, 2022 11:26 AM  
**To:** Remfrey, Patrick (UTC) <[patrick.remfrey@utc.wa.gov](mailto:patrick.remfrey@utc.wa.gov)>; Jammie Scott <[jammie@jammiesenviro.com](mailto:jammie@jammiesenviro.com)>; McPherson, Kathryn (UTC) <[kathryn.mcpherson@utc.wa.gov](mailto:kathryn.mcpherson@utc.wa.gov)>  
**Subject:** RE: temp permit guidance

I agree with Patrick regarding the application process. Kathryn, do you have any further suggestions regarding the other issues that Jammie brings up? Sincerely, Suzanne

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**From:** Remfrey, Patrick (UTC) <[patrick.remfrey@utc.wa.gov](mailto:patrick.remfrey@utc.wa.gov)>  
**Sent:** Monday, April 18, 2022 11:17 AM  
**To:** Jammie Scott <[jammie@jammiesenviro.com](mailto:jammie@jammiesenviro.com)>; McPherson, Kathryn (UTC) <[kathryn.mcpherson@utc.wa.gov](mailto:kathryn.mcpherson@utc.wa.gov)>  
**Cc:** Stillwell, Suzanne (UTC) <[suzanne.stillwell@utc.wa.gov](mailto:suzanne.stillwell@utc.wa.gov)>  
**Subject:** RE: temp permit guidance

Jammie,

I can't speak to the first paragraph in your email, but I did look into the requirements for a temporary certificate. Aside from all the other basic requirements, per WAC 480-70-131, temporary certificate applications still require a protest period of 20 days and then are subject to the same hearing requirements should we get a protest. Since you already have 12 day or so down on the protest period for the existing application, even if you applied for a temporary certificate today, the protest period still wouldn't end until after the current one. Also, I don't believe the intent of the temporary certificate is for operations that are intending to be operating in perpetuity like yours.

I've cc'd the licensing manager on this in case she has other thoughts but my opinion at this time is that a temporary certificate application wouldn't be appropriate for your issue.

**Patrick Remfrey**

Transportation Specialist 3

Washington Utilities and Transportation Commission

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**From:** Jammie Scott <[jammie@jammiesenviro.com](mailto:jammie@jammiesenviro.com)>  
**Sent:** Monday, April 18, 2022 10:50 AM  
**To:** McPherson, Kathryn (UTC) <[kathryn.mcpherson@utc.wa.gov](mailto:kathryn.mcpherson@utc.wa.gov)>; Remfrey, Patrick (UTC) <[patrick.remfrey@utc.wa.gov](mailto:patrick.remfrey@utc.wa.gov)>  
**Subject:** temp permit guidance

External Email

Good morning, I wanted to let you know about some recent behavior by Basin Disposal, Inc., (BDI) that is concerning and frankly, unsafe. As you know, on April 4, 2022 Jammie's Environmental (JEI) submitted a solid waste certificate application that is currently pending before the Commission. Since that time, BDI has engaged in behavior that I believe is aimed at bullying and intimidating JEI. For example, we have reason to believe that BDI is contacting disposal landfills in the area and threatening them to not accept material from JEI. Last week, the Finley Butte landfill in Oregon informed me that it will no longer accept OCC reject waste from JEI, which I am assuming was prompted by BDI. We have been a long time customer of Finley Butte and this is the first them that have done anything like this. Secondly, this morning, a BDI vehicle began aggressively following my drivers creating unsafe driving conditions for them. I have instructed my drivers to ignore and not engage in any communications with BDI but am concerned about safety and BDI's aggressive behavior. I am concerned that while JEI's application is pending, BDI will continue to act aggressively and take measures to bully and intimidate JEI.

I was wondering if it would be possible for JEI to apply for a temporary certificate under RCW 81.77.110 until the Commission has time to make a decision on JEI's application. I believe that would provide JEI with some protection from BDI while our application is pending.

I just wanted to make sure you were aware and I would appreciate any guidance on this issue, particularly if a temporary certificate would be an option.

Thank you in advance.



Jammie D. Scott



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128 Industrial Way

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