



RECEIVED

MAY 09 2012

TG-120673-CT  
**APPLICATION FOR CERTIFICATE OF PUBLIC  
 CONVENIENCE TO OPERATE AS A SOLID WASTE  
 COLLECTION COMPANY UNDER CHAPTER 81.77 RCW**

WASH. UT. & TP. COMM  
 1300 South Evergreen Park Drive SW  
 P.O. Box 47250  
 Olympia, WA 98504-7250

PHONE 360-664-1222  
 FAX 360-586-1181  
 TTY 360-586-8203 TTY TOLL FREE 1-887-210-5963  
 WEBSITE: [www.wutc.wa.gov](http://www.wutc.wa.gov)  
 The UTC has a policy of providing equal access to its services. If you need special accommodations, please call 360-664-1133.

Type of Solid Waste Authority Requested	Fee Required
<input type="checkbox"/> Expedited Temporary Authority (to meet an urgent need for up to thirty days) - Complete entire application and Attachment A (WAC 480-70-136)	\$ 25
<input type="checkbox"/> Temporary Authority (to meet an immediate or urgent need) - Complete entire application and Attachment A	\$ 25
<b>New Permanent Authority</b> (including extension of authority)- (check appropriate box below) Complete entire application and submit a proposed tariff as outlined in the standard tariff form	\$200
<input checked="" type="checkbox"/> New Certificate	
<input type="checkbox"/> Extension of Existing Certificate No. G- _____	
<b>Permanent Authority to Transfer</b> (WAC 480-70-090) (check appropriate box below) - Complete entire application and Attachments B	\$200
<input type="checkbox"/> All of Certificate No. G- _____	
<input type="checkbox"/> Portion of Certificate No. G- _____	
<input type="checkbox"/> Reinstatement of Cancelled Certificate (must be filed within 30 days of cancellation) -Include a statement justifying the reinstatement and complete sections 1, 2 and 8	\$200
<input type="checkbox"/> Name Change - does not include changes resulting in change in ownership - Complete section 1 and Attachment C	\$ 35
<input type="checkbox"/> Mortgage of Certificate - Complete section 1 and Attachment D	\$ 35
<b>Lease of Authority</b> - Complete entire application and Attachment B	\$200
<input type="checkbox"/> All of Certificate	
<input type="checkbox"/> Portion of Certificate No. G - _____	

**SECTION 1 - APPLICATION INFORMATION**

Name of Applicant: Prothrive Operations, LLC <i>OK</i>		USDOT #: 2094057 <i>OK</i>
Trade Name(s) (if applicable): Rubbish Works <i>OK</i>		
Phone Number: (425) 213-5280	Fax Number: (425) 213-5281	E-Mail: <a href="mailto:tstokes@rubbishworks.com">tstokes@rubbishworks.com</a>
Business Address		Mailing address (if different from Business Address)
Street 14210 NE 21 <sup>st</sup> Street		Street
City Bellevue		City
State/Zip WA / 98007		State/Zip

FOR OFFICIAL USE ONLY <i>ID: 6199</i>			
Date Filed: <i>5/15/12</i>	Docket #: TG-	Tariff:	Permit Issued G-
Staff Assigned:	Insurance	Related App ID:	Map:
DOL/SOS	Reception # <i>038980</i>	227-02: <i>200.00</i>	032-05:

*pay ID # 61146*

**SECTION 2 – BUSINESS INFORMATION**

WA

**Type of business structure:**

Individual  Partnership  Corporation  Other (LP, LLP, LLC) \_\_\_\_\_

UBI No. 603 026 681

List the name, title, and percentage of partner's share or stock distribution for major stockholders:

<u>Name</u>	<u>Title</u>	<u>Stock Distribution or Percentage of Shares</u>
John B. Davies	Manager	25%
Terry C. Stokes	Manager	25%
BW Towers, LLC	Manager	25%

Indicate below the commodity to be hauled and the territory in which you wish to operate. **PLEASE NOTE** Territory must be described using boundaries such as streets, avenues, roads, highways, townships, ranges, city limits, county boundaries or other geographic descriptions. In addition to describing the territory, you must file a map that meets the requirements of WAC 480-70-056 and clearly shows the described territory.

Territory is bounded by Puget Sound to the west, north of Federal Way and Auburn, and south of Everett. The eastern boundary is bounded by State Route 18 from Federal Way through Auburn to Snoqualmie, State Route 202 from Snoqualmie to Fall City, State Route 203 from Fall City to Monroe and State Highway 2 from Monroe to Everett.

State below the conditions that justify the granting of this application. If you are applying for temporary certificate authority, be sure your statement addresses and supports the question of "immediate and urgent need."

Rubbish Works is requesting a solid waste certificate to allow us to rent temporary containers to residential and commercial customers on an On-Call basis. The containers would be used to collect recyclable material placed in the containers by our customers.

What is your USDOT number: 2094057 (If you currently don't have one, you can go online and apply at [www.fmcsa.dot.gov/online-registration](http://www.fmcsa.dot.gov/online-registration) or contact (360)596-3816 or (360)596-3803 for assistance.)

Do you currently hold, or have you ever held, a solid waste certificate?

No  Yes If yes, please indicate your certificate number: G-\_\_\_\_\_

Have you ever applied for and been denied a certificate to transport solid waste?

No  Yes If yes, please explain: \_\_\_\_\_

Please tell us about your experience and knowledge of transportation or solid waste, including motor carrier driver and equipment safety requirements.

Rubbish Works is a national franchisor and has provided Operations, Truck Crew and Container Supplement manuals. These manuals address franchise as well as state regulated requirements for knowledgeable and safe operations. Additionally, we follow

Have you been cited for violation of state laws or Commission rules?

No  Yes

If yes, please explain \_\_\_\_\_

### SECTION 3 – RATES AND TARIFFS

Is this application to operate under a contract?

No     Yes If yes, submit the original or a duplicate original of each contract under which service will be performed. The contract must contain all the elements stated in WAC 480-70-146.

If this application is for temporary authority, a new certificate, or extension of existing certificated authority, you must attach two copies of your proposed tariff using either the standard tariff format included in this package, or an approved alternate format. All tariffs submitted must comply with the provisions of WAC 480-70-226 through WAC 480-70-351.

If this application is a transfer or a lease of authority from an existing certificate, you must either file a new tariff at the same rate levels as on file, or you must adopt the current certificate holder's tariff. To file a new tariff, use the standard tariff format attached to this application or an approved alternate format. Indicate which option you will use:

- Adopt  
 File a new tariff

### SECTION 4 – FINANCIAL STATEMENT

You may attach a Balance Sheet, Profit and Loss Statement, or business plan if available.

see attached

ASSETS		LIABILITIES	
Cash in Bank	\$	Salaries/Wages Payable	\$
Notes Receivable	\$	Accounts Payable	\$
Accounts Receivable	\$	Notes Payable	\$
Investments	\$	Mortgages Payable	\$
Other Current Assets	\$	Contracts and Bonds Payable	\$
Prepaid Expenses	\$	<b>TOTAL LIABILITIES</b>	<b>\$</b>
Land and Buildings	\$	<b>NET WORTH</b>	
Trucks and Trailers	\$	Preferred Stock	\$
Office Furniture	\$	Common Stock	\$
Other Equipment	\$	Retained Earnings	\$
Other Assets	\$	Capital	\$
<b>TOTAL ASSETS</b>	<b>\$</b>	<b>TOTAL LIABILITIES AND NET WORTH</b>	<b>\$</b>

### SECTION 5 – EQUIPMENT LIST

Describe the equipment that will be used (attach additional sheets if necessary). Vehicles must pass inspection and be issued a valid Commercial Vehicle Safety Alliance inspection decal before your application may be granted.

Year	Make	License Number	Vehicle ID Number	Gross Vehicle Weight	Type of vehicle
2006	FORD	B87555L	301		Hook Lift
2008	GMC	B84169R	201		Hook Lift

## SECTION 6 – SAFETY AND OPERATIONS

In each of the categories show below, list the person and position responsible for understanding and complying with the Federal Motor Carrier Safety Regulations (FMCSR) and Washington State laws and rules. Please refer to the WAC rules, Fact Sheets, and publication "Your Guide to Achieving a Satisfactory Safety Rating" for assistance with requirements that may apply to your specific operations.

### SAFETY RESPONSIBILITIES

**COMMERCIAL DRIVERS LICENSE (CDL) REQUIREMENTS (Title 49, Code of Federal Regulations Part 383)** Any driver who operates a vehicle that meets the definition of a commercial motor vehicle must have a valid CDL.

Name: Not Applicable

Position:

**DRIVER QUALIFICATION REQUIREMENTS (Title 49, Code of Federal Regulations Part 391)** Driver's must meet minimum qualification requirements and each company must maintain driver qualification files for each driver.

Name: Steve Hickey

Position: General Manager

**DRIVERS HOURS OF SERVICE (Title 49, Code of Federal Regulations Part 395)** Drivers must maintain logs and each company must maintain true and accurate hours of service records for each driver.

Name: Steve Hickey

Position: General Manager

**CONTROLLED SUBSTANCES AND ALCOHOL TESTING (Part 382)** All persons who drive commercial vehicles requiring a CDL must be in a Controlled Substance and Alcohol Testing program that complies with the FMCSR in 49 CFR Part 382 and 49 CFR Part 40.

Each company will have in place a system for complying with FMCSR governing alcohol and controlled substances testing requirements (49 CFR Part 382 and 49 CFR Part 40).

Name: Not Applicable

Position:

**INSPECTION, REPAIR AND MAINTENANCE (Title 49, Code of Federal Regulations Part 396)** Every motor carrier shall systematically inspect, repair, and maintain all motor vehicles subject to its control.

Name: Steve Hickey

Position: General Manager

### OPERATIONAL RESPONSIBILITIES

List the person and/or position responsible for understanding and complying with the requirements of each category shown below.

**TARIFF RATES AND CHARGES (WAC 480-70-226 through WAC 480-70-351)** Companies must file with the Commission a tariff showing all rates and charges it will charge its customers, together with rules that govern how rates and charges will be assessed.

Name: Terry Stokes

Position: Manager

**ANNUAL REPORTS and REGULATORY FEES (WAC 480-70-071 & 076)** Companies must annually file a report of their financial operations and pay regulatory fees.

Name: Terry Stokes

Position: Manager

**BIOMEDICAL WASTE (WAC 480-70-426 through 476)** Companies that transport biomedical waste must handle and transport that waste according to the appropriate requirements of the federal hazardous materials regulations (49 CFR Parts 170-189) and the additional requirements in these rules.

Name: Not Applicable

Position:

**CUSTOMER SERVICE** –Person responsible for customer service complaints, customer notice requirements, and compliance with county solid waste plans.

Name: Terry Stokes

Position: Manager

**STATE OF WASHINGTON – general laws, rules and regulations:** Individuals and companies doing business in the state of Washington must comply with the regulations of local, state, and federal agencies. Please state the name and position of the person in your organization who will be responsible for ensuring compliance with the laws of the state of Washington, such as, but not limited to: Department of Labor and Industries (industrial insurance, safety, prevailing wage); Department of Licensing (vehicle and drivers licenses, business licensing, Unified Business Identifier (UBI number), fuel permits, fuel tax); Secretary of State (corporate registrations); Department of Transportation (over-size or over-weight permits); Department of Revenue and Internal Revenue Service (taxes); and Employment Security.

Name: Terry Stokes

Position: Manager

**SECTION 7 – HEARING INFORMATION**

If the Commission assigns this application for formal hearing, estimate the number of witnesses you will present and the amount of time you will need for your presentation.	
Number of witnesses: 4	Amount of time: 2 hours
Will an attorney be representing you? If yes, complete the following:	
Attorney's name:	Attorney's phone number:
Attorney's address:	Fax Number:
Street	E-mail:
City, State, Zip	

**TYPE OF PAYMENT:**

<input checked="" type="checkbox"/> Check	<input type="checkbox"/> Money Order	<input type="checkbox"/> AMEX	<input type="checkbox"/> Discover	<input type="checkbox"/> MasterCard	<input type="checkbox"/> Visa
<b>Credit Card Information:</b>					
Expiration Date: _____			Amount: <u>\$200.00</u>		

**SECTION 8 – DECLARATION OF APPLICANT**

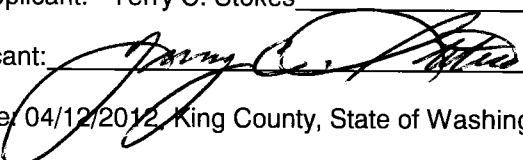
I understand that filing this application **does not** in itself constitute authority to operate as a solid waste collection company.

As the applicant for a solid waste collection company certificate, I understand the responsibilities of a solid waste collection company, and I am in compliance with all local, state, and federal regulations governing business in the state of Washington.

I certify under penalty of perjury under the laws of the State of Washington that the information contained in this application is true and correct.

I certify that I am authorized to execute and file this document.

Printed name of applicant: Terry C. Stokes \_\_\_\_\_

Signature of Applicant:  \_\_\_\_\_

Date, County, State: 04/12/2012, King County, State of Washington \_\_\_\_\_

## Prothrive Operations LLC

## Balance Sheet

As of December 31, 2011

	<u>Dec 31, 11</u>
<b>ASSETS</b>	
Current Assets	
Checking/Savings	
1100 · Regal Business Checking Account	108.22
1105 · Regal - Tax Account	19,096.83
1110 · Regal - Refuse Account	4,508.92
1130 · BECU Business Savings Account	5.00
1140 · Petty Cash	115.24
1150 · BECU Business Checking Account	576.50
Total Checking/Savings	<u>24,410.71</u>
Accounts Receivable	
1200 · Accounts Receivable	36,580.34
Total Accounts Receivable	<u>36,580.34</u>
Other Current Assets	
1220 · BizXchange	9,636.20
1300 · Undeposited Funds	1,331.63
2225 · Good to Go Account	23.70
Total Other Current Assets	<u>10,991.53</u>
<b>Total Current Assets</b>	<b>71,982.58</b>
Fixed Assets	
1400 · Fixed Assets	
1410 · Toyota Tacoma	22,565.05
1450 · Containers	43,700.27
1460 · Purch Assets/Liab-Prothrive Inc	5,654.39
1470 · Rubbish Truck 101	1,760.14
1480 · Purch Assets/Liab - Bell/Sea	225,000.00
1485 · Accum Depreciation	-61,113.00
1490 · Accum Amortization	-8,556.00
Total 1400 · Fixed Assets	<u>229,010.85</u>
<b>Total Fixed Assets</b>	<u>229,010.85</u>
<b>TOTAL ASSETS</b>	<b><u>300,993.43</u></b>
<b>LIABILITIES &amp; EQUITY</b>	
Liabilities	
Current Liabilities	
Accounts Payable	
2000 · Accounts Payable	149,546.69
Total Accounts Payable	<u>149,546.69</u>
Credit Cards	
2100 · Credit Cards	
2160 · Bank of America	22,187.57
2170 · First Bankcard	19,149.37
Total 2100 · Credit Cards	<u>41,336.94</u>
Total Credit Cards	41,336.94
Other Current Liabilities	
2210 · Line of Credit	
2520 · Business Line of Credit	25,381.48
Total 2210 · Line of Credit	<u>25,381.48</u>
2222 · Vehicle Loan Payable (Toyota)	15,172.37
2300 · Payroll Liabilities	2,623.41
2310 · Child Support Withheld	-0.29
2500 · NP - BW Towers	
2500a · Interest Accrual	63,117.20
2500 · NP - BW Towers - Other	184,792.98
Total 2500 · NP - BW Towers	<u>247,910.18</u>

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04/12/12

Accrual Basis

**Prothrive Operations LLC**  
**Balance Sheet**  
**As of December 31, 2011**

	<u>Dec 31, 11</u>
2600 · NP - Terry C Stokes	
2600a · Interest Accrual	28,991.92
2600 · NP - Terry C Stokes - Other	<u>77,479.80</u>
<b>Total 2600 · NP - Terry C Stokes</b>	<b>106,471.72</b>
2700 · NP Rubbish Truck - Bellevue	<u>80,000.00</u>
<b>Total Other Current Liabilities</b>	<b>477,558.87</b>
<b>Total Current Liabilities</b>	<b>668,442.50</b>
<b>Total Liabilities</b>	<b>668,442.50</b>
<b>Equity</b>	
3030 · Davies Distribution	-106,592.02
3090 · Stokes Contribution	2,500.00
3110 · BW Towers Contributions	5,000.00
3900 · Retained Earnings	-194,574.97
Net Income	<u>-73,782.08</u>
<b>Total Equity</b>	<b>-367,449.07</b>
<b>TOTAL LIABILITIES &amp; EQUITY</b>	<b><u>300,993.43</u></b>

**Prothrive Operations LLC**  
**Profit & Loss**  
 January through December 2011

	<u>Jan - Dec 11</u>
<b>Income</b>	
4000 · Revenue	
4100 · Revenue - Residential	
4110 · On Demand	267,005.23
4120 · Container	54,749.24
<b>Total 4100 · Revenue - Residential</b>	<b>321,754.47</b>
4105 · Revenue - Commercial	
4200 · REO Agents	
4210 · On Demand	37,440.54
4220 · Container	675.00
<b>Total 4200 · REO Agents</b>	<b>38,115.54</b>
4300 · Contractors	
4310 · On Demand	66,700.92
4320 · Container	70,129.98
<b>Total 4300 · Contractors</b>	<b>136,830.90</b>
4400 · Fire / Water Abatement	
4410 · On Demand	19,153.00
4420 · Container	19,165.00
<b>Total 4400 · Fire / Water Abatement</b>	<b>38,318.00</b>
4500 · Property Management	
4510 · On Demand	19,488.38
4520 · Container	2,400.00
<b>Total 4500 · Property Management</b>	<b>21,888.38</b>
<b>Total 4105 · Revenue - Commercial</b>	<b>235,152.82</b>
<b>Total 4000 · Revenue</b>	<b>556,907.29</b>
4118 · Environmental Surcharge	31,402.06
4700 · Finance Charge Income	3,493.68
4800 · Discounts given	-7,419.42
4900 · Other Income	12,287.65
4950 · Refuse Mark Up	14,828.72
4960 · Fuel Surcharge	330.00
<b>Total Income</b>	<b>611,829.98</b>
<b>Cost of Goods Sold</b>	
5000 · Cost of Goods Sold	
5100 · Equipment Rental	777.03
5500 · Recycling	-5,581.09
5600 · Refuse	
5600a · Truck 101 (Matt & Mark weekday)	9,851.56
5600b · Truck 102 (Nic & Steve Weekend)	3,806.82
5600c · Truck 103 (Chip)	3,613.65
5600d · Truck 201 (Stephen - Container)	-141,172.54
5600e · Truck 301 (Greenline Container)	2,311.38
5600 · Refuse - Other	228,166.06
<b>Total 5600 · Refuse</b>	<b>106,576.93</b>
5700 · Supplies	8,184.19
<b>Total 5000 · Cost of Goods Sold</b>	<b>109,957.06</b>
<b>Total COGS</b>	<b>109,957.06</b>
<b>Gross Profit</b>	<b>501,872.92</b>
<b>Expense</b>	
6100 · Bad Debts	
6105 · Returned Checks	0.00
6100 · Bad Debts - Other	12,933.55
<b>Total 6100 · Bad Debts</b>	<b>12,933.55</b>



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Accrual Basis

**Prothrive Operations LLC**  
**Profit & Loss**  
 January through December 2011

	Jan - Dec 11
<b>6200 · Bank Charges</b>	
6220 · Bank Charges	-50.00
6250 · Merchant Services	8,024.43
6200 · Bank Charges - Other	857.45
<b>Total 6200 · Bank Charges</b>	8,831.88
<b>6300 · Franchise Fees</b>	
6325 · Franchise Fees - Royalties - 6%	19,727.66
<b>Total 6300 · Franchise Fees</b>	19,727.66
<b>6400 · General and Administrative</b>	
6440 · Dues & Subscriptions	2,278.94
6450 · Licenses and Permits	1,541.40
6470 · Office Supplies	4,668.10
6480 · Postage and Delivery	815.27
6485 · Printing & Reproduction	1,354.94
6490 · Recruiting	489.45
6495 · Uniforms	822.65
<b>Total 6400 · General and Administrative</b>	11,970.75
<b>6500 · Insurance</b>	
6510 · Auto Insurance	824.50
6540 · Liability Insurance	10,741.88
6500 · Insurance - Other	2,431.16
<b>Total 6500 · Insurance</b>	13,997.54
<b>6600 · Interest Expense</b>	
6610 · Finance Charge	6,732.84
6620 · Loan Interest	57,509.67
6630 · Late Fees	637.82
<b>Total 6600 · Interest Expense</b>	64,880.33
<b>66000 · Payroll Expenses</b>	0.00
<b>6700 · Professional Fees</b>	
6710 · Accounting Expense	25,423.50
6720 · Computer Consulting	5,556.93
6730 · Legal Fees	2,224.49
<b>Total 6700 · Professional Fees</b>	33,204.92
<b>6800 · Vehicle</b>	
6806 · 2006 Isuzu RW102	11,491.12
6808 · RW102 Box Lease	2,339.82
6810 · 2005 Isuzu RW103	10,130.40
6812 · RW103 Box Lease	3,212.66
6820 · 2008 GMC RW201	25,379.52
6830 · Toyota Tacoma	1,170.66
6840 · Vehicle Fuel/Gas Expense	
6840a · Truck 101 (Matt/Mark Weekday)	4,532.50
6840b · Truck 102 (Nic & Steve Weekend)	2,543.12
6840c · Truck 103 (Chip)	2,351.40
6840d · Truck 104 (John)	1,467.60
6840e · Truck 201 (Stephen Container)	5,169.79
6840f · Truck 301 (SBF Truck)	977.77
6840 · Vehicle Fuel/Gas Expense - Other	30,750.58
<b>Total 6840 · Vehicle Fuel/Gas Expense</b>	47,792.76
6850 · Containers	5,278.71
6860 · Vehicle Repairs and Maintenance	11,931.08
<b>Total 6800 · Vehicle</b>	118,726.73
<b>6900 · Utilities</b>	
6910 · Cell Phones	3,524.81
6920 · GPS Navigation Systems	83.72
6930 · Internet	519.73
6940 · Other Utilities Expenses	337.40
6950 · Phone	2,199.70

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 04/12/12  
 Accrual Basis

**Prothrive Operations LLC**  
**Profit & Loss**  
 January through December 2011

	Jan - Dec 11
6960 · Rent	14,057.80
6900 · Utilities - Other	1,526.46
<b>Total 6900 · Utilities</b>	<b>22,249.62</b>
<b>7000 · Sales and Marketing</b>	
7100 · Lead Producing	7,118.85
7110 · Space Rent	850.00
7120 · Door-Hanging	60.00
7130 · Angie's List	3,559.00
7140 · Internet Marketing	8,745.21
7150 · Direct Mail	2,641.32
7160 · Internet Sales	4,581.63
7162 · Netmark Essentials	5,750.00
7170 · Clocktower Media	
7172 · Google Pay per Click	7,259.97
7170 · Clocktower Media - Other	2,649.17
<b>Total 7170 · Clocktower Media</b>	<b>9,909.14</b>
7175 · Biznik	585.85
7180 · Other Marketing Expenses	12,063.45
7200 · Hungry Buzzard	720.00
7250 · Promotional Items	57.38
7260 · Trade Shows	600.00
7300 · Valassis - East	2,209.68
7310 · Valassis - North Seattle	1,123.86
7320 · Valassis - Edmonds	1,123.84
7370 · Sales Consulting	7,700.00
7400 · NAPO	250.00
7420 · NARPM	405.00
7430 · WMFHA	1,140.00
7440 · MBA	287.48
7450 · BOMA	1,465.00
7460 · Professional Associations	299.00
7000 · Sales and Marketing - Other	1,253.08
<b>Total 7000 · Sales and Marketing</b>	<b>74,498.77</b>
7520 · Meals and Entertainment	628.52
7530 · Travel and Parking	114.88
<b>8000 · Payroll</b>	
8100 · Wages	
8110 · John Davies Draw	1,105.07
8120 · Truck #101 (Mark & Matt Weekday)	104,998.40
8125 · Truck 102 (Stephen & Nic Weeken)	3,408.45
8130 · Truck #103 (Chip)	9,693.85
8140 · Truck #201 (Container)	13,468.24
8100 · Wages - Other	3,868.25
<b>Total 8100 · Wages</b>	<b>136,542.26</b>
8200 · Taxes	42,385.80
<b>Total 8000 · Payroll</b>	<b>178,928.06</b>
<b>9000 · Taxes</b>	
9200 · Local	44.94
9400 · State	13,210.85
9000 · Taxes - Other	1,706.00
<b>Total 9000 · Taxes</b>	<b>14,961.79</b>
<b>Total Expense</b>	<b>575,655.00</b>
<b>Net Income</b>	<b>-73,782.08</b>

Prothrive Operations, LLC  
14210 NE 21<sup>st</sup> Street  
Bellevue, Washington 98007

Secretary  
Washington Utilities and Transportation Commission  
P O Box 47250  
Olympia, WA 98504-7250

Dear Sirs:

This filing is submitted by: Prothrive Operations, LLC, d/b/a Rubbish Works.

This filing proposes a standard tariff accompanying an application for new certificate authority.

As required by Commission rules, a copy of this transmittal letter will be mailed to the County Council and to the mayors of all cities impacted by this filing. We will be mailing customer notice to all affected customers on June 4, 200X. We will file a copy of the customer notice(s) with your office at the same time.

If you have questions regarding this filing, please contact Terry Stokes. His telephone number is (425) 213-5290, his fax number is (425) 213-5281, and his e-mail address is [tstokes@rubbishworks.com](mailto:tstokes@rubbishworks.com).

Sincerely,

Terry C. Stokes, Manager

Prothrive Operations, LLC  
14210 NE 21<sup>st</sup> Street  
Bellevue, Washington 98007

Secretary  
Washington Utilities and Transportation Commission  
P O Box 47250  
Olympia, WA 98504-7250

Dear Sirs:

This filing is submitted by: Prothrive Operations, LLC, d/b/a Rubbish Works.

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Sincerely,

Terry C. Stokes, Manager

Tariff No. \_\_\_\_\_

Cancels

Tariff No. \_\_\_\_\_

of

Prothrive Operations, LLC  
(Name of Solid Waste Collection Company)

Rubbish Works  
(Registered trade name of Solid Waste Collection Company)  
Certificate Number G- \_\_\_\_\_

**NAMING RATES FOR THE COLLECTION, TRANSPORTATION, AND DISPOSAL OF  
SOLID WASTE, AND IF NOTED, RECYCLING AND YARDWASTE  
IN THE FOLLOWING DESCRIBED TERRITORY:**

(NOTE: If this tariff applies in only a portion of a company's certificate authority,  
a map accurately depicting the area in which the tariff applies must be attached to the tariff)

Requested territory is bounded by Puget Sound on the west, north of Federal Way and Auburn and south of Everett. The eastern boundary is bounded by State Route 18 from Federal Way through Auburn to Snoqualmie, State Route 202 from Snoqualmie to Fall City, State Route 203 from Fall City to Monroe and State Highway 2 from Monroe to Everett.

Name of person issuing tariff Terry Stokes

Mailing address of issuing agent: 14210 NE 21<sup>st</sup> Street

City, State/Zip Code: Bellevue, WA 98007

Telephone number, including area code: 425-213-5290

FAX number, if any: 425-213-5281

E-mail address, if any: tstokes@rubbishworks.com

Supplement(s) \_\_\_\_\_ is (are) the only  
Supplement in effect at this time.

Official UTC requests for information regarding consumer questions and/or complaints should be referred to the following company representative:

Name: Terry Stokes

Title: Manager

Phone: 425-213-5290

E-Mail: tstokes@rubbishworks.com

Fax: 425-213-5281

Supplement No. \_\_\_\_\_

Issue date: \_\_\_\_\_

Effective date: \_\_\_\_\_

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Prothrive Operations, LLC  
(Name of Solid Waste Collection Company)  
Rubbish Works

(Registered trade name of Solid Waste Collection Company)

Certificate Number G- \_\_\_\_\_

On and after the effective date hereof, the following supplemental provisions apply:

Name of person issuing supplement: Terry Stokes

Mailing address of issuing agent: 14210 NE 21<sup>st</sup> Street

City, State/Zip Code: Bellevue, WA 98007

Telephone number, including area code: 425-213-5280

FAX number, if any: 425-213-5281

E-mail address, if any: tstokes@rubbishworks.com

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(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_



Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

---

Index of Items in This Tariff – see next page for list by topic

Item 5 – Taxes

Item 10 – Application of Rates – General

Item 17 – Refunds

Item 20 – Definitions

Item 30 – Limitation of Service

Item 40 – Material Requiring Special Equipment, Precautions, or Disposal

Item 45 – Material Requiring Special Testing and/or Analysis

Item 50 – Returned Check Charges

Item 70 – Return Trips

Item 150 – Loose and/or Bulky Material

Item 160 – Time Rates

Item 200 – Application of Container and/or Drop Box Rates – General

Item 207 – Excess Weight – Rejection of Load, Charges to Transport

Item 230 – Disposal Fees

Item 260 – Drop Box Service – Non-Compacted – Company-owned drop box

Item 300 – List of Abbreviations and Symbols Used in Tariff

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_



Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

Index by topic

	<u>Item No.</u>
Abbreviations used in tariff .....	300
Animals .....	30
Container service, compacted, company-owned .....	250
Containers and/or drop boxes, general rules.....	200
Credit due the customer .....	17
Damage to customer property .....	30
Definitions .....	20
Disposal fees .....	230
Drop-box service, non-compacted, company-owned .....	260
Excess weight, rejection of load, charges to transport.....	207
Holidays observed.....	60
Late charges .....	50
Limitations of service .....	30
Loose and/or bulky material .....	150
Material requiring special disposal` .....	40
Material requiring special equipment .....	40
Material requiring special precautions.....	40
Material requiring special testing/analysis.....	45
Missed pickups, weather or road conditions.....	30
NSF checks .....	50
Refund of overcharges .....	17
Refund of prepayments.....	17
Refunds .....	17
Refusal to make pickup.....	30
Returned check charges .....	50
Return trips .....	70
Symbols used in tariff.....	300
Taxes .....	5
Time rates .....	160

Issued by:

Issue date:

Effective date:

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

Item 5 – Application of Rates – Taxes

In addition to the rates shown in the remainder of the tariff, the following taxes apply:

Entity imposing tax:	Ordinance number:	Amount of tax:	Application (Commodities and territory)
State of Washington	RCW 82.18	.036	Solid waste collection tax, Washington state

Issued by: \_\_\_\_\_

Issue date: \_\_\_\_\_

Effective date: \_\_\_\_\_

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

---

Item 10 – Application of Rates – General

Rates named in this tariff cover the collection, transportation, and disposal of solid waste. When specifically referred to, rates also cover the collection and transportation of recyclable materials and/or yardwaste.

Title 81.77 of the Revised Code of Washington (RCW) and Chapter 480-70 of the Washington Administrative Code (WAC) govern operations of solid waste collection companies and the tariffs companies must file with the Washington Utilities and Transportation Commission (WUTC).

Unless exceptions are shown, all materials must be placed on the same level as the streets or alleys.

The company may charge additional amounts for disposal fees only when specifically stated in the tariff and separately shown on customer bills.

---

Item 17 – Refunds

**Credit due the customer.** When there has been a transaction that results in a credit due the customer, the following apply:

- (a) If the amount due is five dollars or less, an adjustment will be made to the customer's account. The adjustment must be shown on the next regular bill.
- (b) If the amount due is more than five dollars, the customer may accept an account adjustment or may request a refund.
  - If the customer elects to have an account adjustment made, the adjustment must show on the next regular billing.
  - If the customer elects to receive a refund, the company must issue a check within thirty days of the request.

**Overcharges.** Once a company becomes aware that it has overcharged a customer, it must provide a refund or an account adjustment credit to the customer. The customer must be given a choice as to which option is preferred. The refund or credit must be the amount overcharged in the three years before the date of discovery.

- If the customer elects to have an account adjustment made, the adjustment must show on the next regular billing.
- If the customer elects to receive a refund, the company must issue a check within thirty days of the request.

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

---

**Prepayments.** If a customer has paid service fees in advance, service is discontinued during the pre-billed period, and the customer is due a refund, the following apply:

- (a) A company must honor all requests for refunds of the unused portion of prepayments.
- (b) If the customer provides a forwarding address to the company or one can be obtained from the Post Office, the company must issue a refund check no more than thirty days following the customer's request.
- (c) If the customer cannot be located or did not provide a forwarding address and the U.S. Post Office cannot furnish a forwarding address, the amount may be presumed to be abandoned and is subject to the Uniform Unclaimed Property Act after one year.

Item 20 – Definitions

*NOTE: The definitions shown on the first three pages of this item are standard, in most cases prescribed by rule. Companies may not amend these definitions. Companies wishing to add definitions specific to their company's operations must include those definitions on a separate page, entitled, "Company-specific definitions." A blank sheet is provided for that purpose.*

- Bale:** Material compressed by machine and securely tarped or banded.
- Bulky Materials:** Empty carriers, cartons, boxes, crates, etc., or materials offered for disposal, all of which may be readily handled without shoveling.
- Charge:** A set flat fee for performing a service. Or, the result of multiplying a rate for a unit times the number of units transported.
- Commercial Billing:** Service billed to a commercial customer or billed to, and paid for, by a property manager or owner rather than a residential tenant.
- Compacted Material:** Material that has been compressed by any mechanical device either before or after it is placed in the receptacle handled by the company.
- Compactor Disconnect/**

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

---

Item 20 –Definitions, continued

- Reconnect Charge: A flat fee established by the solid waste collection company for the service of disconnecting a compactor from a drop box or container before taking it to be dumped, and then reconnecting the compactor when the drop box or container is returned to the customer's site.
- Gate charge: A flat fee charged for opening, unlocking, or closing gates in order to pick up solid waste.
- Loose material: Material not set out in bags or containers, including materials that must be shoveled.
- Multi-family residence: Any structure housing two or more dwelling units.
- Packer: A device or vehicle specially designed to pack loose materials.
- Pass through fee: A fee collected by a solid waste collection company on behalf of a third party when the fee is billed directly to the customer without markup or markdown.
- Permanent service: Container and drop-box service provided at the customer's request for more than ninety days.
- Rate: A price per unit or per service. A rate is multiplied times the number of units transported or the number of times a service is performed to determine a charge.
- Solid waste receptacle: includes the following items, with the following meanings:
- Automated cart** means a cart designed to be picked up and emptied by mechanical means. The specific type and size are to be defined in rate items.
- Can** means a receptacle made of durable, corrosion-resistant, nonabsorbent material that is watertight, and has a close-fitting cover and two handles. A can holds more than twenty gallons, but not more than thirty-two gallons. A can may not weigh more than \_\_\_ pounds when filled.

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

---

Item 20 –Definitions, continued

**Cart** means a wheeled plastic container. A cart may also be referred to as a toter. If supplied by a customer, a cart must be compatible with the company's equipment. The size and type of cart that is compatible will be established in each company's tariff.

**Container** means a detachable receptacle (normally designed to hold at least a cubic yard of solid waste) from which materials are collected by mechanically lifting the receptacle and emptying the contents into the company's vehicle.

**Drop box** means a detachable receptacle used to provide solid waste collection service by the receptacle being placed on the company's vehicle by mechanical means and transported to a disposal site.

**Drum** means a metal or plastic container of approximately fifty-gallon capacity, generally used for oils or solvents. A drum may not weigh more than \_\_\_\_\_ when filled.

**Litter receptacle** means a container not over sixty-gallon capacity, generally placed in shopping centers and along streets or highways for litter. A litter receptacle may not weight more than \_\_\_\_\_ pounds when filled.

**Micro-mini can** means a can made of durable, corrosion-resistant, nonabsorbent material that is watertight and has a close-fitting cover. A micro-mini can may not hold more than ten gallons. A micro-mini can may not weight more than \_\_\_\_\_ pounds when filled.

**Mini-can** means a can made of durable, corrosion resistant, nonabsorbent material that is watertight and has a close-fitting cover. A mini-can may not hold more than twenty gallons. A mini-can may not weight more than \_\_\_\_\_ pounds when filled.

**Recycling bin or container** means a bin or container designed or designated for the collection of recyclables. The size and type of recycling bin or container will be established in each company's tariff.

**Toter** means a wheeled plastic container. A toter may also be referred to as a cart. If supplied by customer, a toter must be compatible with the company's equipment. The size and type of toter that is compatible will be established in each company's tariff.

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

---

Item 20 –Definitions, continued

**Unit** means a receptacle made of durable, corrosion-resistant, nonabsorbent material, that is watertight, and has a close-fitting cover and two handles. A unit holds more than twenty gallons, but not more than thirty-two gallons or four cubic feet. A unit may not weigh more than \_\_\_\_\_ pounds when filled.

Where agreed on between the company and the customer, and where allowable under local ordinance, a box, carton, cardboard barrel or other suitable container may be substituted for a solid waste can, for a single pick-up that includes removal of the container, if it meets the size and weight limits established in the company's tariff.

**Yardwaste bin or container** means a bin or container specifically designed or designated for the collection of yardwaste. Each company's tariff will refer to a specific type of yardwaste bin or container to be used by customers in a service area. The type, size, weight, etc., of this type of bin or container will often be set by local government plans or ordinances.

**Special pick-up:** A pick-up requested by the customer at a time other than the regularly scheduled pick-up time, that requires the special dispatch of a truck. If a special dispatch is required, the company will assess time rates established in the company's tariff.

**Supplement:** A page added to the beginning of a tariff, normally to cover emergency, temporary, or special situations. An example is a page issued to show a special surcharge imposed by a city.

**Temporary service:** Temporary service means providing container or drop-box service at the customer's request, for a period of ninety days or less.

**Unlatching:** Another term for a gate charge. A flat fee imposed by a solid waste collection company when the company's personnel must unlatch a gate or door to perform pickup service.

**Unlocking:** A flat fee imposed by a solid waste collection company when the company's personnel must unlock padlocks or other locking devices to perform pickup services.

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

---

Item 20 – Definitions, continued

Company-specific definitions:

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_



Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

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Item 30 – Limitations of Service

**Refusal of service.** A solid waste collection company may refuse to:

- Pick up materials from points where it is hazardous, unsafe, or dangerous to persons, property, or equipment to operate vehicles due to the conditions of streets, alleys, or roads.
- Drive into private property when, in the company's judgment, driveways or roads are improperly constructed or maintained, do not have adequate turn-arounds, or have other unsafe conditions.
- Enter private property to pick up material while an animal considered or feared to be vicious is loose. The customer will be required to confine the animal on pickup days.

**Schedules.** A company's schedule will meet reasonable requirements and will comply with local service level ordinances.

**Missed pickups due to weather or road conditions.** Pickup of materials may be missed due to weather or road conditions. If the accumulated material (solid waste and/or recyclables, and/or yardwaste) is collected on the next scheduled or available pickup date, the company is not obligated to extend credit for the missed pickup. The customer will not be charged for overfilled receptacles, or for materials set out in bags on top of or next to the customer's normal receptacles if the amount of extra material does not exceed the amount that would have reasonably been expected to accumulate due to missed pickups.

**Due care.** Other than to offer reasonable care, the company assumes no responsibility for articles left on or near solid waste receptacles.

**Liability for damage.** When a customer requests that a company provide service and damage occurs to the customer's driveway due to reasons not in the control of the company, the company will assume no responsibility for the damage.

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

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Item 40 – Material Requiring Special Equipment, Precautions, or Disposal

Transportation of solid waste requiring special equipment or precautions in handling or disposal will be subject to time rates named in Item 160, or to other specific rates contained in this tariff.

Companies must make every effort to be aware of the commodities that require special handling at the disposal sites named in the company's tariffs. The company shall maintain a list of those commodities and make it available for public inspection at the company's office.

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Item 45 – Material Requiring Special Testing and/or Analysis

When a solid waste collection company or disposal facility determines that testing and/or analysis of solid waste is required to determine whether dangerous or prohibited substances are present, the actual cost for such testing and/or analysis will be paid by the customer. The company must provide the customer with a copy of any bill or invoice for costs incurred for testing and/or analysis and also must retain a copy in the company's file for at least three years. Those costs shall be passed through to the customer without markup. The company must maintain records of time spent to accomplish the special testing and/or analysis, and may bill the customer for that time under the provisions of Item 160 (Time Rates).

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Item 50 – Returned Check Charges

**Returned check charge.** If a customer pays with a check, and the customer's bank refuses to honor that check, the customer will be assessed a returned check charge in the amount of \$25.00.

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Issued by: \_\_\_\_\_

Issue date: \_\_\_\_\_

Effective date: \_\_\_\_\_

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

Item 60 – Overtime Periods

Companies will assess additional charges when providing services, at customer request, during overtime periods. Overtime periods include Saturdays, Sundays, and the following holidays:

\_\_\_\_\_  
New Years Day

\_\_\_\_\_  
Labor Day

\_\_\_\_\_  
Independence Day

\_\_\_\_\_  
Memorial Day

\_\_\_\_\_  
Thanksgiving Day

\_\_\_\_\_  
Christmas

Time is to be recorded to the nearest increment of 15 minutes from the time the company's vehicle leaves the terminal until the time it returns to the terminal.

No additional charge will be assessed to customers for overtime or holiday work performed solely for the company's convenience.

Charge per hour \$\_90.00

Minimum Charge \$\_180.00

\_\_\_\_\_  
Issued by:

\_\_\_\_\_  
Issue date:

\_\_\_\_\_  
Effective date:

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

Item 70 – Return Trips

When a company is required to make a return trip, that does not require the special dispatch of a truck, to pick up material that was unavailable for collection for reasons under the control of the customer, the following additional charges, per pickup, will apply.

- Can, unit, mini-can, or micro-mini can..... \$ \_\_\_\_\_
- Drum ..... \$ \_\_\_\_\_
- Bale ..... \$ \_\_\_\_\_
- Litter Receptacle ..... \$ \_\_\_\_\_
- Drop Box ... .. \$ 150.00 \_\_\_\_\_
- Container..... \$ \_\_\_\_\_
- Toter, \_\_\_\_\_ gallons ..... \$ \_\_\_\_\_
- Toter, \_\_\_\_\_ gallons ..... \$ \_\_\_\_\_
- Recycling containers..... \$ \_\_\_\_\_
- Other \_\_\_\_\_ ..... \$ \_\_\_\_\_
- Other \_\_\_\_\_ ..... \$ \_\_\_\_\_

NOTE: Return trips requiring the special dispatch of a truck are considered special pickups and are charged for under the provisions of Item 160 (Time Rates).

Issued by:

Issue date:

Effective date:

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

Item 160 – Time Rates

**When time rates apply.** Time rates named in this Item apply:

- When material must be taken to a special site for disposal;
- When a company's equipment must wait at, or return to, a customer's site to provide scheduled service due to no disability, fault, or negligence on the part of the company. Actual waiting time or time taken in returning to the site will be charged for; or
- When a customer orders a single, special, or emergency pickup, or when other items in this tariff refer to this Item.

**How rates are recorded and charged.** Time must be recorded and charged for to the nearest increment of 15 minutes. Time rates apply for the period from the time the company's vehicle leaves the company's terminal until it returns to the terminal, excluding interruptions. An interruption is a situation causing stoppage of service that is in the control of the company and not in the control of the customer. Examples include: coffee breaks, lunch breaks, breakdown of equipment, and similar occurrences.

**Disposal fees in addition to time rates..** Item 230 disposal fees for the specific disposal site or facility used will apply in addition to time rates.

Rates per hour:

Type of equipment ordered	Rate Per Hour		
	Truck and driver	Each Extra Person	Minimum Charge
<u>Single rear drive axle:</u>			
Non-packer truck .....	\$	\$	\$
Packer truck .....	\$	\$	\$
Drop-box truck.....	\$125.00	\$75.00	\$250.00
<u>Tandem rear drive axle:</u>			
Non-packer truck .....	\$	\$	\$
Packer truck .....	\$	\$	\$
Drop-box truck.....	\$	\$	\$

Issued by:

Issue date:

Effective date:

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

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Item 200 -- Containers and/or Drop Boxes – General Rules

**Availability.** A company must maintain a supply of all sizes of containers and drop boxes for which rates are listed in this tariff. If a customer requests a container or drop box of a size listed in the company's tariff, and the company is unable to provide the requested size within 7 days of the customer request, the customer must be notified in writing or by telephone.

**Alternate-sized containers and/or drop boxes.** If the company cannot provide the requested-sized container or drop box (and that size is listed in the company's tariff), the company must provide alternate-sized containers or drop boxes, sufficient to meet the capacity originally requested by the customer, at the same rates as would have applied for the requested container or drop box.

**Disposal fees due on alternate-sized drop boxes.** If the company provides alternate-sized drop boxes, the customer is responsible for all lawfully applicable disposal fees resulting from the use of the alternate drop boxes.

**Rates on partially-filled containers and/or drop boxes.** Full pickup and rental rates apply regardless of the amount of waste material in the container or drop box at pickup time.

**Rates for compacted materials.** Rates for compacted material apply only when the material has been compacted before its pickup by the company.

**Rates for loose material.** Loose material dumped into the company's packer truck is subject to the rates for non-compacted material even though the material may be compacted later in the packer truck.

**Permanent and temporary service.** The following rules apply:

- (a) If a customer requests a container or drop box for less than 90 days, the customer will be billed at temporary service rates.
- (b) If a temporary service customer notifies the company that it has decided to retain the container or drop box for more than 90 days, permanent service rates will be assessed from the 91<sup>st</sup> day until the end of the period the customer retains the container or drop box.
- (c) If a customer requests a container or drop box for more than 90 days, the customer will be billed under permanent rates. If that customer cancels service before the end of the 90-day period, the company may not rebill the customer at temporary service rates. The intent of the customer at the time service was requested applies.

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Issued by:

Issue date:

Effective date:

---

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

Item 207 – Excess Weight – Rejection of Load, Charges to Transport

The company reserves the right to reject pickup of any container, stationary packer, or drop box which, upon reasonable inspection:

- Appears to be overloaded;
- Would cause applicable vehicle load limitations to be exceeded;
- Would cause the company to violate load limitations or safe vehicle operation; and/or
- Would negatively impact or otherwise damage road surface integrity.

For the purposes of this tariff, the following maximum weights apply:

Type/Size of Container, Drop Box, Toter, or Cart	Maximum Weight Allowance (in pounds)
20 yard Drop Box	12,000

Type/Size of Container, Drop Box, Toter, or Cart	Maximum Weight Allowance (in pounds)

**Overfilled or overweight, charges if transported.** If the container, drop box, toter, or cart exceeds the limits stated above, is filled beyond the marked fill line, or the top is unable to be closed, but the company transports the materials, the following additional charges will apply:

Type/Size of Container, Drop Box, Toter, or Cart	Charge
20 yard Drop Box	\$ 125.00 per occurrence
	\$ per
	\$ per
	\$ per
	\$ per
	\$ per

Type/Size of Container, Drop Box, Toter, or Cart	Charge
	\$ per
	\$ per
	\$ per
	\$ per
	\$ per
	\$ per

Issued by: \_\_\_\_\_

Issue date: \_\_\_\_\_

Effective date: \_\_\_\_\_

(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

Item 230 – Disposal Fees

Charges in this item apply when other items in the tariff specifically refer to this item.

Disposal site (name or location)	Type of Material	Fees for disposal
King County transfer stations	Solid waste	\$ 109.00 per ton
All Wood Recycling	Clean wood	\$ 109.00 per ton
All Wood Recycling	Concrete	\$ 65.00 per ton
Evergreen Shingle Recycling	Roofing material	\$ 85.00 per ton
Resource Recovery	CDL	\$ 109.00 per ton
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per
		\$ per

State whether fees are per yard, per ton, etc. Include charges assessed for special commodities (tires, appliances, asbestos, etc.) or special conditions at each specific disposal site. Attach additional sheets as necessary.

Issued by: \_\_\_\_\_

Issue date: \_\_\_\_\_ Effective date: \_\_\_\_\_

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_



Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

**Item 260 – Drop Box Service – To Disposal Site and Return**

Non-Compacted Material (Company-owned drop box)

Rates stated per drop box, per pick up

Service Area:

Permanent Service	Size or Type of Container					
	20 Yard	_____ Yard	_____ Yard	_____ Yard	_____ Yard	_____ Yard
Monthly Rent, if applicable	\$	\$	\$	\$	\$	\$
First Pickup	\$	\$	\$	\$	\$	\$
Each Additional Pickup	\$	\$	\$	\$	\$	\$
Special Pickups	\$	\$	\$	\$	\$	\$
Temporary Service						
Initial Delivery	\$ 210.00	\$	\$	\$	\$	\$
Pickup Rate	\$ 0.00	\$	\$	\$	\$	\$
Rent Per Calendar Day	\$ 10.00	\$	\$	\$	\$	\$
Rent Per Month	\$	\$	\$	\$	\$	\$

Note 1: Rates in this item are subject to disposal fees named in Item 230.

Note 2: Rates named in this item apply for all hauls not exceeding 5 miles measured from the point of pickup to the disposal site. Excess miles shall be charged for at \$ \_\_\_\_\_ per mile or fraction of a mile. Mileage charge is in addition to all regular charges.

Note 3: Permanent Service:

- (a) Service is defined as no less than scheduled, once a month pickup, unless local government requires more frequent service or unless putrescibles are involved.
- (b) If a drop box is retained by a customer for a full month and no pickups are ordered, the monthly rent shall be charged, but no charges will be assessed for pickups. Monthly rental charges will be prorated when a drop box is retained for only a portion of a month.
- (c) If rent is shown, the rate for the first pickup and each additional pickup must be the same. If rent is not shown, it is to be included in the rate for the first pickup.

Accessorial charges assessed (lids, tarping, unlocking, unlatching, etc.):

Issued by: \_\_\_\_\_

Issue date: \_\_\_\_\_

Effective date: \_\_\_\_\_

(For Official Use Only)

Docket No. TG- \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

Tariff No. \_\_\_\_\_

\_\_\_\_\_ Revised Page No. \_\_\_\_\_

Company Name/Permit Number:

Registered Trade Name:

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Item 300 – List of Abbreviations and Symbols Used in This Tariff

(A) Denotes increases.

(R) Denotes decreases.

(C) Denotes changes in wording, resulting in neither increases or decreases.

(N) Denotes new rates, services, or rules

\*\*\* Denotes that material previously shown has been deleted.

Yd. or yd. are abbreviations for yard

Cu. or cu. are abbreviations for cubic.

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Issued by:

Issue date:

Effective date:

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(For Official Use Only)

Docket No. TG- \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_