

Docket No. TG-210102 - Vol. I

In the Matter of: Cascade Recycling Inc.

October 14, 2021



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Page 1

BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Determining)DOCKET TG-210102
the Proper Carrier Classification)
of, and Complaint for Penalties)
Against)
)
CASCADE RECYCLING INC.)

VIRTUAL HEARING, VOLUME 1
Pages 1-9
ADMINISTRATIVE LAW JUDGE SAMANTHA DOYLE

October 14, 2021
10:00 a.m.

Washington Utilities and Transportation Commission
621 Woodland Square Loop SE
Lacey, Washington 98503

REPORTED BY: TAYLER GARLINGHOUSE, CCR 3358

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Page 2

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22 ALSO PRESENT:
23 DANIEL DOLMSETH
24 MATTHEW PERKINSON
25 KATHRYN MCPHERSON

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Page 3

1 LACEY, WASHINGTON; OCTOBER 14, 2021
2 10:00 A.M.
3 --o0o--
4 P R O C E E D I N G S
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6 JUDGE DOYLE: Let's be on the record. Good
7 morning. Today is Thursday, October 14th, 2021, and the
8 time is approximately 10:00 a.m.
9 My name is Samantha Doyle, and I'm the
10 administrative law judge presiding over today's hearing.
11 This is Docket TG-210102, which is a special
12 proceeding to determine whether Cascade Recycling
13 Incorporated is operating as a solid waste company
14 without the required permit from the Commission.
15 Let's take quick appearances starting with
16 Commission Staff.
17 MS. CAMERON-RULKOWSKI: On behalf of
18 Commission Staff, this is Jennifer Cameron-Rulkowski,
19 Assistant Attorney General, and my contact information
20 is listed in Order 01.
21 JUDGE DOYLE: And for the company?
22 MR. JOHNS: I'm Mike Johns. I'm the
23 attorney for Cascade Recycling.
24 JUDGE DOYLE: And your information was filed
25 with the Commission as well with your appearance?

Page 4

1 MR. JOHNS: That's correct. It was
2 yesterday, Your Honor.
3 JUDGE DOYLE: Great, thank you.
4 And as we just stated off the record, I
5 believe Staff and the company would like to have a short
6 break to have a quick discussion. So we will be off the
7 record and return -- is ten minutes enough? Or do you
8 want to message me when you're ready, a member of Staff
9 message me?
10 MS. CAMERON-RULKOWSKI: What I would
11 propose, Your Honor, is that we plan to come back on the
12 record and provide a status update at 10:30 if that's --
13 if that's acceptable to the company.
14 MR. JOHNS: That's fine with me.
15 MR. DOLMSETH: Yes, thank you.
16 JUDGE DOYLE: Okay. Great. So with that,
17 we'll be off the record, returning at 10:30 for a status
18 update. Thank you.
19 (A break was taken from
20 10:04 a.m. to 10:31 a.m.)
21 JUDGE DOYLE: Let's return to the record
22 and check in with Staff for a status update from the
23 break. Thank you.
24 MS. CAMERON-RULKOWSKI: Thank you, Your
25 Honor. We had a productive discussion with the company,

Page 5

1 and it looks like we can go ahead and proceed to have
 2 some further discussion and potentially negotiate a
 3 settlement. We don't know if that's what we will
 4 eventually come to through the discussion, but we would
 5 like to have the opportunity to do that and would
 6 propose rescheduling this hearing for about three weeks
 7 out depending on your -- your availability.
 8 JUDGE DOYLE: Okay. Great.
 9 Generally speaking, I like to give a little
 10 more time than three weeks. Are the parties amenable to
 11 looking more like a month and a half out?
 12 MS. CAMERON-RULKOWSKI: It would be my
 13 preference to conclude this before the Thanksgiving
 14 week.
 15 JUDGE DOYLE: Okay. And does the company
 16 agree?
 17 MR. JOHNS: Yes, I'm open to whatever will
 18 work so -- and if it turns out -- I was looking at my
 19 third week of November, and other than the 19th, I'm
 20 pretty good the third week of November as well.
 21 MR. DOLMSETH: Can you hear me? Can you
 22 hear me?
 23 JUDGE DOYLE: Yes.
 24 MR. DOLMSETH: I just was going to say I've
 25 been very thankful for your understanding and Kathryn as

Page 6

1 well. Post COVID, I've been able to get a lot of
 2 procedures looked at that was on the shelf, and I think
 3 we're on the right path, but I still have a grafted
 4 wound in my leg, and there's -- we're not done with it.
 5 And I just say if that goes the wrong way, I may have to
 6 come back and seek some additional time, but it's really
 7 looking good right now. I'm grateful for that. So
 8 anyways.
 9 JUDGE DOYLE: Thank you. Appreciate that.
 10 Okay. So looking at -- so looking at
 11 November, how does the week of the 15th look to the
 12 parties?
 13 MR. JOHNS: You're on mute, Jennifer.
 14 MS. CAMERON-RULKOWSKI: Thank you. Except
 15 for the afternoon of Monday, the 15th, I'm generally
 16 available. I would like to ask my -- I would like to
 17 ask my witnesses about their availability that week.
 18 Ms. McPherson and Mr. Perkinson, can you
 19 chime in, please?
 20 MR. PERKINSON: Yeah, just taking a look at
 21 the calendar. The only strongholds that I have are the
 22 17th, 9:30 to noon. And looks like Thursday, 9:00 to
 23 noon as well. I can be available any other time that
 24 week.
 25 MS. CAMERON-RULKOWSKI: Thank you,

Page 7

1 Mr. Perkinson.
 2 Ms. McPherson?
 3 MS. MCPHERSON: I am available or can
 4 reschedule anything that week.
 5 MS. CAMERON-RULKOWSKI: Thank you.
 6 MR. JOHNS: And my only problem is the
 7 morning of the 19th.
 8 JUDGE DOYLE: Okay. So does the morning of
 9 either the 15th or 16th work? We could do 9:00 a.m. on
 10 the 16th, would that work for the parties?
 11 MR. JOHNS: That works for me.
 12 MS. CAMERON-RULKOWSKI: That works for
 13 Staff.
 14 MR. DOLMSETH: Yes.
 15 JUDGE DOYLE: Okay. Great. Well, then at
 16 this point, we will reschedule and send out a notice for
 17 9:00 a.m. on the 16th rescheduling this proceeding. And
 18 with that, is there any other business before we adjourn
 19 for today?
 20 MS. CAMERON-RULKOWSKI: Not from Commission
 21 Staff, Your Honor.
 22 MR. JOHNS: And not from Cascade, Your
 23 Honor.
 24 JUDGE DOYLE: Okay. Well, thank you,
 25 everyone, for coming here today, and we are adjourned.

Page 8

1 (Adjourned at 10:35 a.m.)
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CERTIFICATE

STATE OF WASHINGTON
COUNTY OF THURSTON

I, Tayler Garlinghouse, a Certified Shorthand Reporter in and for the State of Washington, do hereby certify that the foregoing transcript is true and accurate to the best of my knowledge, skill and ability.



Tayler Garlinghouse
Tayler Garlinghouse, CCR 3358

<p style="text-align: center;">A</p> <p>a.m 1:14 3:2,8 4:20 4:20 7:9,17 8:1</p> <p>ability 9:9</p> <p>able 6:1</p> <p>acceptable 4:13</p> <p>accurate 9:9</p> <p>additional 6:6</p> <p>adjourn 7:18</p> <p>adjourned 7:25 8:1</p> <p>administrative 1:10 2:2 3:10</p> <p>afternoon 6:15</p> <p>agree 5:16</p> <p>ahead 5:1</p> <p>amenable 5:10</p> <p>anyways 6:8</p> <p>appearance 3:25</p> <p>appearances 3:15</p> <p>Appreciate 6:9</p> <p>approximately 3:8</p> <p>Assistant 3:19</p> <p>attorney 2:7 3:19 3:23</p> <p>availability 5:7 6:17</p> <p>available 6:16,23 7:3</p> <p>Avenue 1:22</p> <hr/> <p style="text-align: center;">B</p> <p>back 4:11 6:6</p> <p>behalf 3:17</p> <p>believe 4:5</p> <p>best 9:9</p> <p>Box 2:8</p> <p>break 4:6,19,23</p> <p>Buell 1:21</p> <p>business 7:18</p> <hr/> <p style="text-align: center;">C</p> <p>C 2:1 3:4 9:1,1</p> <p>calendar 6:21</p> <p>Cameron-Rulko... 2:6 3:17,18 4:10 4:24 5:12 6:14,25</p>	<p>7:5,12,20</p> <p>Carrier 1:4</p> <p>Cascade 1:6 3:12 3:23 7:22</p> <p>CCR 1:20 9:14</p> <p>Certified 9:6</p> <p>certify 9:8</p> <p>check 4:22</p> <p>chime 6:19</p> <p>Classification 1:4</p> <p>come 4:11 5:4 6:6</p> <p>coming 7:25</p> <p>Commission 1:2,15 2:5 3:14,16,18,25 7:20</p> <p>company 2:11 3:13 3:21 4:5,13,25 5:15</p> <p>Complaint 1:5</p> <p>conclude 5:13</p> <p>contact 3:19</p> <p>correct 4:1</p> <p>COUNTY 9:4</p> <p>COVID 6:1</p> <hr/> <p style="text-align: center;">D</p> <p>D 3:4</p> <p>DANIEL 2:17</p> <p>depending 5:7</p> <p>determine 3:12</p> <p>Determining 1:4</p> <p>discussion 4:6,25 5:2,4</p> <p>Docket 1:4 3:11</p> <p>DOLMSETH 4:15 5:21,24 7:14</p> <p>DOLMSMETH 2:17</p> <p>Doyle 1:10 2:3 3:6 3:9,21,24 4:3,16 4:21 5:8,15,23 6:9 7:8,15,24</p> <hr/> <p style="text-align: center;">E</p> <p>E 2:1,1 3:4,4 9:1,1</p> <p>either 7:9</p>	<p>eventually 5:4</p> <hr/> <p style="text-align: center;">F</p> <p>F 9:1</p> <p>filed 3:24</p> <p>fine 4:14</p> <p>foregoing 9:8</p> <p>Fourth 1:22</p> <p>further 5:2</p> <hr/> <p style="text-align: center;">G</p> <p>G 3:4</p> <p>Garlinghouse 1:20 9:6,14</p> <p>General 2:7 3:19</p> <p>generally 5:9 6:15</p> <p>Gig 2:13</p> <p>give 5:9</p> <p>go 5:1</p> <p>goes 6:5</p> <p>going 5:24</p> <p>good 3:6 5:20 6:7</p> <p>grafted 6:3</p> <p>grateful 6:7</p> <p>Great 4:3,16 5:8 7:15</p> <hr/> <p style="text-align: center;">H</p> <p>half 5:11</p> <p>Harbor 2:13</p> <p>hear 5:21,22</p> <p>hearing 1:8 3:10 5:6</p> <p>Hemphill 2:12</p> <p>Honor 4:2,11,25 7:21,23</p> <hr/> <p style="text-align: center;">I</p> <p>Incorporated 3:13</p> <p>information 3:19 3:24</p> <hr/> <p style="text-align: center;">J</p> <p>Jennifer 2:6 3:18 6:13</p> <p>jennifer.camero... 2:9</p>	<p>Johns 2:12,12 3:22 3:22 4:1,14 5:17 6:13 7:6,11,22</p> <p>judge 1:10 2:2 3:6 3:10,21,24 4:3,16 4:21 5:8,15,23 6:9 7:8,15,24</p> <hr/> <p style="text-align: center;">K</p> <p>Kathryn 2:18 5:25</p> <p>know 5:3</p> <p>knowledge 9:9</p> <hr/> <p style="text-align: center;">L</p> <p>Lacey 1:16 3:1</p> <p>law 1:10 2:2 3:10</p> <p>leg 6:4</p> <p>Let's 3:6,15 4:21</p> <p>listed 3:20</p> <p>little 5:9</p> <p>LLC 1:21</p> <p>look 6:11,20</p> <p>looked 6:2</p> <p>looking 5:11,18 6:7 6:10,10</p> <p>looks 5:1 6:22</p> <p>Loop 1:16 2:7</p> <p>lot 6:1</p> <hr/> <p style="text-align: center;">M</p> <p>Matter 1:4</p> <p>MATTHEW 2:17</p> <p>McPherson 2:18 6:18 7:2,3</p> <p>member 4:8</p> <p>message 4:8,9</p> <p>MICHAEL 2:12</p> <p>Mike 3:22</p> <p>mike@rjh-legal... 2:14</p> <p>minutes 4:7</p> <p>Monday 6:15</p> <p>month 5:11</p> <p>morning 3:7 7:7,8</p> <p>mute 6:13</p> <hr/> <p style="text-align: center;">N</p>	<p>N 2:1 3:4</p> <p>name 3:9</p> <p>National 1:24</p> <p>negotiate 5:2</p> <p>noon 6:22,23</p> <p>notice 7:16</p> <p>November 5:19,20 6:11</p> <hr/> <p style="text-align: center;">O</p> <p>O 3:4</p> <p>o0o-- 3:3</p> <p>October 1:13 3:1,7</p> <p>Office 2:7</p> <p>Okay 4:16 5:8,15 6:10 7:8,15,24</p> <p>Olympia 1:23 2:8</p> <p>open 5:17</p> <p>operating 3:13</p> <p>opportunity 5:5</p> <p>Order 3:20</p> <hr/> <p style="text-align: center;">P</p> <p>P 2:1,1 3:4</p> <p>Pages 1:9</p> <p>parties 5:10 6:12 7:10</p> <p>path 6:3</p> <p>Penalties 1:5</p> <p>Perkinson 2:17 6:18,20 7:1</p> <p>permit 3:14</p> <p>Pioneer 2:13</p> <p>plan 4:11</p> <p>please 6:19</p> <p>PLLC 2:12</p> <p>PO 2:8</p> <p>point 7:16</p> <p>Post 6:1</p> <p>potentially 5:2</p> <p>preference 5:13</p> <p>PRESENT 2:16</p> <p>presiding 3:10</p> <p>pretty 5:20</p> <p>problem 7:6</p> <p>procedures 6:2</p>
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<p>proceed 5:1 proceeding 3:12 7:17 productive 4:25 Proper 1:4 propose 4:11 5:6 provide 4:12</p> <hr/> <p style="text-align: center;">Q</p> <p>quick 3:15 4:6</p> <hr/> <p style="text-align: center;">R</p> <p>R 2:1 3:4 9:1 ready 4:8 really 6:6 Realtime 1:21 record 3:6 4:4,7,12 4:17,21 Recycling 1:6 3:12 3:23 REPORTED 1:20 Reporter 9:7 Reporting 1:21 required 3:14 reschedule 7:4,16 rescheduling 5:6 7:17 return 4:7,21 returning 4:17 right 6:3,7 Roberts 2:12</p> <hr/> <p style="text-align: center;">S</p> <p>S 2:1 3:4 Samantha 1:10 2:3 3:9 SE 1:16 2:7 Seattle 1:22,23 seek 6:6 send 7:16 settlement 5:3 shelf 6:2 short 4:5 Shorthand 9:6 skill 9:9 solid 3:13</p>	<p>speaking 5:9 special 3:11 Square 1:16 2:7 Staff 2:5 3:16,18 4:5,8,22 7:13,21 starting 3:15 State 9:3,7 stated 4:4 status 4:12,17,22 strongholds 6:21 Suite 1:22 2:13</p> <hr/> <p style="text-align: center;">T</p> <p>T 9:1,1 take 3:15 taken 4:19 Taylor 1:20 9:6,14 ten 4:7 TG-210102 1:4 3:11 thank 4:3,15,18,23 4:24 6:9,14,25 7:5 7:24 thankful 5:25 Thanksgiving 5:13 think 6:2 third 5:19,20 three 5:6,10 Thursday 3:7 6:22 THURSTON 9:4 time 3:8 5:10 6:6 6:23 today 3:7 7:19,25 today's 3:10 transcript 9:8 Transportation 1:2 1:15 true 9:8 turns 5:18</p> <hr/> <p style="text-align: center;">U</p> <p>understanding 5:25 update 4:12,18,22 Utilities 1:2,15</p>	<hr/> <p style="text-align: center;">V</p> <p>VIRTUAL 1:8 VOLUME 1:8</p> <hr/> <p style="text-align: center;">W</p> <p>W 2:12 want 4:8 Washington 1:1,15 1:16,22 2:8,13 3:1 9:3,7 waste 3:13 way 2:13 6:5 we'll 4:17 we're 6:3,4 week 5:14,19,20 6:11,17,24 7:4 weeks 5:6,10 witnesses 6:17 Woodland 1:16 2:7 work 5:18 7:9,10 works 7:11,12 wound 6:4 wrong 6:5 www.buellrealti... 1:25</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p style="text-align: center;">Y</p> <p>Yeah 6:20 yesterday 4:2</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p style="text-align: center;">0</p> <p>01 3:20</p> <hr/> <p style="text-align: center;">1</p> <p>1 1:8 1-9 1:9 10:00 1:14 3:2,8 10:04 4:20 10:30 4:12,17 10:31 4:20 10:35 8:1 1325 1:22 14 1:13 3:1</p>	<p>14th 3:7 15th 6:11,15 7:9 16th 7:9,10,17 17th 6:22 1840 1:22 19th 5:19 7:7</p> <hr/> <p style="text-align: center;">2</p> <p>202 2:13 2021 1:13 3:1,7 206 1:23 253 2:14 287-9066 1:23</p> <hr/> <p style="text-align: center;">3</p> <p>3358 1:20 9:14 360 1:23 2:9</p> <hr/> <p style="text-align: center;">4</p> <p>40128 2:8</p> <hr/> <p style="text-align: center;">5</p> <p>534-9066 1:23</p> <hr/> <p style="text-align: center;">6</p> <p>621 1:16 2:7 664-1186 2:9</p> <hr/> <p style="text-align: center;">7</p> <p>7525 2:13</p> <hr/> <p style="text-align: center;">8</p> <p>800 1:24 846-6989 1:24 858-8606 2:14</p> <hr/> <p style="text-align: center;">9</p> <p>9:00 6:22 7:9,17 9:30 6:22 98101 1:22 98335 2:13 98503 1:16 98504 2:8</p>
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