



UTILITIES AND TRANSPORTATION
COMMISSION

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

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

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
<u>New Permanent Authority</u> (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 type="checkbox"/> New Certificate	
<input type="checkbox"/> Extension of Existing Certificate No. G- _____	
<u>Permanent Authority to Transfer</u> (WAC 480-70-090) (check appropriate box below) - Complete entire application and Attachments B	\$200
<input checked="" type="checkbox"/> All of Certificate No. G- <u>196</u>	
<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
<u>Lease of Authority</u> - 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: <u>GREAT WESTERN SOIL CONDITIONERS, INC</u>		
Trade Name(s) (if applicable):		
Phone Number: <u>(360) 352-1388</u>	Fax Number: <u>(360) 754-3301</u>	E-Mail:
Business Address - Street <u>9918 9918 OLD HWY 99 S.</u>		Mailing address (if different from Business Address) Street <u>P.O. BOX 9128</u>
City <u>OLYMPIA</u>		City <u>TUMWATER, WA</u>
State/Zip <u>WASHINGTON, 98501</u>		State/Zip <u>WASHINGTON 98501</u>

FOR OFFICIAL USE ONLY

Date Filed: <u>8.24.05</u>	Staff Assigned: <u>tw</u>	Motcar: <u>43417</u>	Permit Issued G- <u>196</u>
Tariff: <u>---</u>	Insurance: <u>tw</u>	Contract: <u>tw</u>	DOL/SOS: <u>tw</u>
Application: <u>GA-79402</u>	RMS Docket #: <u>TG-051405</u>	Related App ID: <u>GA 79403</u>	Map: <u>---</u>
Text approved for docket	Reception #: <u>00279</u>	227-02: <u>200.00</u>	032-05:

SECTION 2 - BUSINESS INFORMATION

Type of business structure:

Individual Partnership Corporation Other(LP, LLP, LLC) _____ UBI No. 600639211

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

Name	Title	Stock Distribution or Percentage of Shares
DANIEL C. O'NEILL	PRESIDENT	100%

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.

SAME AS CERTIFICATE NOW.

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."

NAME TRANSFER DUE TO THE FACT THAT GREAT WESTERN SOIL CONDITIONERS, INC TOOK OVER ACTUAL TRANSPORTATION OF SLUDGE & DEWATERED SLUDGE IN THE STATE OF WASHINGTON, ~~AND~~ UNDER CONTRACT

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 of solid waste, including motor carrier driver and equipment safety requirements. O'NEILL & SONS, INC & GREAT WESTERN SOIL

CONDITIONERS, INC HAS TRANSPORTED SLUDGE UNDER CONTRACT SINCE 1990

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

No Yes If yes, please explain: _____

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: DANIEL C. O'NEILL	Position: PRESIDENT
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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: DANIEL C. O'NEILL	Position: PRESIDENT
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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: DANIEL C. O'NEILL	Position: PRESIDENT
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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: SHIRLEY NEVIN	Position: BOOKKEEPER, ACCOUNTANT
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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: DANIEL C. O'NEILL	Position: PRESIDENT
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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: DANIEL C. O'NEILL	Position: PRESIDENT
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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: SHIRLEY NEVIN	Position: BOOKKEEPER, ACCOUNTANT
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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: N/A	Position:
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CUSTOMER SERVICE -Person responsible for customer service complaints, customer notice requirements, and compliance with county solid waste plans.

Name: DANIEL C. O'NEILL	Position: PRESIDENT
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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: DANIEL C. O'NEILL	Position: PRESIDENT
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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: <u>2</u>	Amount of time: <u>30 min</u>
Will an attorney be representing you? If yes, complete the following: <u>YES</u>	
Attorney's name: <u>MR. TED ROSS SCHULTZ</u>	Attorney's phone number: <u>360-357-5566</u>
Attorney's address: <u>1114 1/2 WASHINGTON</u>	Fax Number:
Street: <u>1114 1/2</u>	E-mail:
City, State, Zip: <u>OLYMPIA, WA 98501</u>	

TYPE OF PAYMENT:

<input checked="" type="checkbox"/> Check	<input type="checkbox"/> Money Order	<input type="checkbox"/> AMEX	<input type="checkbox"/> MasterCard	<input type="checkbox"/> Visa
Credit Card Information:				
Expiration Date: _____			Amount: _____	

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: GREAT WESTERN SOIL CONDITIONERS, INC

Signature of Applicant: Dale Reed PRESIDENT

Date, County, State: 9-15-05, THURSTON, WASHINGTON

ATTACHMENT A

TEMPORARY CERTIFICATE OR EXPEDITED TEMPORARY AUTHORITY SUPPORT STATEMENT*

Temporary Certificate applications and Expedited Temporary Authority applications must include sworn statements from one or more potential customers identifying all pertinent facts relating to an immediate and urgent need for service.

Applicant Name: _____

CUSTOMER SWORN STATEMENT OF IMMEDIATE AND URGENT NEED FOR SERVICE

Customer Name: _____

Address: _____

Phone Number: () _____ Fax Number: () _____ E-mail: _____

Describe the immediate and urgent need for the requested service:

What date(s) do you need the service? _____

What do you need transported? _____

If there is an existing company providing this service in the territory, please indicate the existing Company's name (if applicable): _____

Phone Number: () _____

Explain why the current company is not able to provide you service:

Number of days, trips, loads: _____

Transported from: _____

To: _____

I certify or declare under penalty of perjury under the laws of the state of Washington that the information contained in this statement is true and correct.

Print Name

Signature

Date, County, State

*This form is not required to be filed for an application for temporary certificate to operate an existing certificate pending the outcome of an application to transfer permanent authority.

ATTACHMENT B

JOINT APPLICATION FOR TRANSFER OR LEASE OF CERTIFICATED AUTHORITY

This attachment must be completed when filing a joint application for permission to transfer or lease rights under Certificate of Public Convenience and Necessity.

Certificate Number G- 196

Check appropriate box:

- Transfer All*
 Transfer Portion*
 Lease All**
 Lease Portion**

O'NEILL & SONS, INC.
 Current Name on Certificate (Seller/Lessor)
DBA SOUTH SOUND TRANSPORT SERVICE & GREAT WESTERN SOIL CONDITION
 Current Trade Name on Certificate (Seller/Lessor)
P.O. BOX 4128, TUMWATER, WA 98501 360.352-1388
 Address (Seller/Lessor) Phone Number

Fax: 360-759-3301 E-mail: _____

- Have all fines and /or penalties been paid? NONE No Yes
 Has the closing annual report been filed? No Yes

Does the buyer/lessee agree to begin service as soon as the Commission authorizes the transfer or lease?
 Yes
 No, If not, then when? _____

If the commission assigns this application for formal hearing, does both the seller/lessor and the buyer/lessee agree to be present at the hearing?
 Yes
 No

Both the seller/ lessor and the buyer/lessee certify that this application is not made for the purpose of hindering, delaying or defrauding creditors.

This application must include a map and copy of the certificated authority to be transferred/leased. If applying for permission to transfer or lease a portion of the certificated authority, then the application must include a map and description of both the portion to be transferred/leased and the portion to be retained by the existing certificate holder.

We, as applicants, hereby jointly declare and affirm that all information is true to the best of our knowledge.



 Seller's/Lessor's Signature

9-15-05, THURSTON, WASHINGTON

 Date, County, State



 Buyer's/Lessee's Signature

9-15-05, THURSTON, WASHINGTON

 Date, County, State

*If this application is for transfer, please attach a copy of the sales or other agreement to sell.
 **If this application is to lease, please attach a copy of the executed lease agreement.

ATTACHMENT D

PERMISSION TO MORTGAGE A CERTIFICATE

You must attach a copy of the mortgage and a Profit and Loss Statement for the 12-month period indicated below.

\$ _____
Amount of Mortgage

_____ Date Mortgage is in Effect

Mortgage will be due and payable as follows:

Mortgage is incurred for the following purpose:

Indicate other property to be secured by the mortgage:

For the most recent 12-month period ending _____, the internally generated funds of the certificate holder consist of the following:

Depreciation	\$	_____	
Net Income	\$	_____	
Other	\$	_____	
	Total:		\$ _____

Less the estimated payments during the next 12-month period for:

Interest in existing debt	\$	_____
Interest on proposed debt	\$	_____
Principal payments on existing debt	\$	_____
Principal payments on proposed debt	\$	_____
Payments on other long-term obligations	\$	_____
	Total:	\$ _____

Balance of internal funds available for other purposes: \$ _____

If internally generated funds are insufficient to meet the actual and proposed interest and principal payments, report the source and amount of other funds to be used for these payments.

I certify this information is true and correct, that I am authorized to execute and file this document on behalf of the applicant, and that all information is current and valid.

Print Name

Signature

Date, County, State

~~O'Neill and Sons, Inc.~~
Great Western Soil Conditioners, INC.
PO Box 4128
Tumwater, WA 98501

September 15, 2005


Teri Wallace
Washington Utilities and Transportation
Olympia, WA 98504

Dear Ms. Wallace,

Please consider this as our formal notification of changes in our Washington Utilities and Transportation permit G-196. Due to the various changes that have taken place in the contracts recently including the fact that the Municipality of Metropolitan Seattle has been replaced by King County (see contract change) and Solganic Services Corporation is to be deleted. Please also add Bio-Recycling to our current authority (see attached contract).

Should you have questions, please advise me personally at 360.352.1388

Sincerely,



Daniel C. O'Neill
President

attachments

Equipment List GWSC

8-Jun-05

Number	Year	Model/Type	FMV	Owner	Location
EWTO42	1999	Kenworth Dump #834412		King County	Seattle
EWTR42	2000	Beall Trailer #012008		King County	Seattle
EWTO43	1999	Kenworth Dump #834413		King County	Seattle
EWTO43	2000	Beall Trailer #12011		King County	Seattle
EWTO44	1999	Kenworth Dump #834414		King County	Seattle
EWTR44	2000	Beall Trailer #012013		King County	Seattle
EWTO45	1999	Kenworth Dump #834415		King County	Seattle
EWTR45	2000	Beall Trailer #012015		King County	Seattle
EWTO46	1999	Kenworth Dump #834416		King County	Seattle
EWTR46	2000	Beall Trailer #012017		King County	Seattle
EWTO47	1999	Kenworth Dump #834417		King County	Seattle
EWTR47	2000	Beall Trailer #012019		King County	Seattle
EWTO48	1999	Kenworth Dump #834418		King County	Seattle
EWTR48	2000	Beall Trailer #012022		King County	Seattle
EWTO49	1999	Kenworth Dump #834419		King County	Seattle
EWTR49	2000	Beall Trailer #012024		King County	Seattle
EWTO50	1999	Kenworth Dump #834420		King County	Seattle
EWTR50	2000	Beall Trailer #012026		King County	Seattle
EWTO51	1999	Kenworth Dump #834421		King County	Seattle
EWTR51	2000	Beall Trailer #012338		King County	Seattle
EWTO52	1999	Kenworth Dump #834422		King County	Seattle
EWTR52	2000	Beall Trailer #012028		King County	Seattle
EWTO53	1999	Kenworth Dump #834423		King County	Seattle
EWTR53	2000	Beall Trailer #012031		King County	Seattle
EWTO54	1999	Kenworth Dump #834424		King County	Seattle
EWTR54	2000	Beall Trailer #012033		King County	Seattle
EWTO55	1999	Kenworth Dump #834425		King County	Seattle
EWTR55	2000	Beall Trailer #012035		King County	Seattle
EWTO56	1999	Kenworth Dump #834426		King County	Seattle
EWTR56	2000	Beall Trailer #012037		King County	Seattle
EWTO57	1999	Kenworth Dump #834427		King County	Seattle
EWTR57	2000	Beall Dump #012277		King County	Seattle

Great Western Soil Conditioners, Inc
Balance Sheet
As of June 30, 2005

ASSETS

Current Assets		
Cash in Bank - Columbia Bank		11,180.01
Accounts Receivable		104,774.24
Federal Income Tax Receivable		2,880.00
Inventory - Parts and Tires		29,404.00

Total Current Assets		148,238.25
Related Company Receivable (Payable)		
Related Company Receivable (Payable)	930,513.27	

Total Related Company		930,513.27
Fixed Assets		
Revenue Equipment	302,131.62	
Less Accumulated Depreciation	273,506.00	

Net Revenue Equipment	28,625.62	
Total Fixed Assets		28,625.62
Other Assets		
Contract Receivable - O'Neill	31,000.00	

Total Other Assets		31,000.00

		1,138,377.14
		=====

Great Western Soil Conditioners, Inc
 Balance Sheet (Cont)
 As of June 30, 2005
LIABILITIES AND STOCKHOLDERS' EQUITY

Current Liabilities		
Accounts Payable		10,374.01
Accrued Sales Tax Payable		6,914.46
Payroll Taxes Payable		27,861.09
Accrued Vacation		15,189.60
Current Portion Long-Term Debt		9,000.00

Current Liabilities		69,339.16
Long-Term Liabilities		
Loan Payable - Ford	17,365.94	
Current Portion Long-Term Debt	(9,000.00)	

Total Long-Term Liabilities		8,365.94
Stockholders' Equity		
Common Stock Issued	500.00	
Retained Earnings	794,939.60	
Profit (Loss) for period	265,232.44	

Total Stockholders' Equity		1,060,672.04

		1,138,377.14
		=====