

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

STERICYCLE OF WASHINGTON,)	DOCKET TG-110553
INC.,)	
)	
Complainant,)	DECLARATION OF MICHAEL
)	PHILPOTT IN SUPPORT OF
v.)	STERICYCLE’S MOTION FOR
)	SUMMARY DETERMINATION
WASTE MANAGEMENT OF)	
WASHINGTON, INC.,)	
)	
Respondent.)	
)	
.....)	

I, MICHAEL PHILPOTT, declare as follows:

1. I make this declaration based on my personal knowledge and am competent to testify to the matters addressed herein.

2. I am the Regional Operations Director of Stericycle of Washington, Inc. (“Stericycle”). I have been employed by Stericycle in this and related positions since 1999. Prior to joining Stericycle, I had been employed by BFI Medical Waste Services of Washington, Inc. (“BFI”), another company engaged in the collection and transportation of biomedical waste in Washington, since 1995.

3. It has been part of my responsibilities since 1995, first with BFI and then with Stericycle, to closely monitor other companies engaged in the collection and transportation of biomedical waste for Washington generators. Following Waste Management’s sale of its biomedical waste assets and business nationally to Stericycle, Inc. in 1996, Waste Management of Washington, Inc. (formerly known as “Washington

Waste Hauling and Recycling, Inc.,”) discontinued biomedical waste collection in Washington. Prior to the filing of its Tariff No. 2 on March 30, 2011, Waste Management of Washington, Inc. had not had a tariff for biomedical waste collection services on file with the Washington Utilities and Transportation Commission for many years. Prior to April 6, 2011, Waste Management of Washington, Inc. had not provided biomedical waste collection or transportation services to Washington generators under its certificate G-237 since 1996.

4. In 2010 I became aware that a former employee of Stericycle, now employed by Waste Management of Washington, Inc. had begun advising some Washington biomedical waste generators that Waste Management intended to begin a new biomedical waste service at some point in the future. However, to the best of my knowledge and belief, Waste Management did not initiate biomedical waste collection operations prior to April 6, 2011.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

DATED this 4th day of May, 2011.



Michael Philpott

CERTIFICATE OF SERVICE

I hereby certify that I have this day served this document upon all parties of record in this proceeding, by the method as indicated below, pursuant to WAC 480-07-150.

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Hon. Dennis Moss
Administrative Law Judge

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Dated at Seattle, Washington, this 6th day of May, 2011.

— *Vickie L. Owen*

Vickie L. Owen