EXHIBIT CES-1T

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

| | |
|---|---|
| In Re Application GA-079331 of<br><br>SURE-WAY SYSTEMS, INC.<br>P.O. Box 899<br>Deer Lodge, MT 59722<br><br>For a Certificate of Public Convenience and Necessity | No. TG-042089<br><br>**PREFILED TESTIMONY OF CHRISTOPHER E. STROMERSON** |

Christopher E. Stromerson, subject to penalties of perjury of the laws of the State of Washington, declares and states as follows:

1. I am the Area Manager, Environmental, Safety and Health, of Stericycle, Inc. In that capacity, I am responsible for overseeing compliance by Stericycle of Washington, Inc. and Stericycle, Inc.'s Pacific Northwest District and Western Area with all statutes and regulations applicable to the collection, transportation, processing and disposal of biomedical waste. I have held my present position and have performed these functions since April 2000. Prior to that time, I was employed by the Snohomish County Health District as an Environmental Health Specialist from January 1995 through April 2000. I have a Bachelors of Science degree from Washington State University in Environmental Science.



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2. Stericycle of Washington, Inc. ("Stericycle") provides statewide biomedical waste collection, transportation and disposal services in Washington pursuant to a Certificate of Public Convenience and Necessity issued by the Washington Utilities and Transportation Commission. Stericycle is a wholly owned subsidiary of Stericycle, Inc., a publicly traded company engaged in biomedical waste management, collection, transportation and disposal services nationwide. Stericycle was formed to provide biomedical waste collection, transportation and disposal services to Washington generators. As a wholly owned subsidiary of Stericycle, Inc., Stericycle benefits greatly from the expertise of Stericycle, Inc. personnel, from Stericycle, Inc.'s nationwide resources and experience and from the practices and procedures developed by Stericycle, Inc. for legal and regulatory compliance. Biomedical waste management, collection, transportation and disposal is Stericycle, Inc.'s only business. For this reason, Stericycle, Inc. focuses a great deal of attention and effort to ensure that its operations and the operations of its subsidiaries are in full compliance with the overlapping federal, state and local regulations applicable to the handling of biomedical waste. Stericycle, Inc. has undertaken extraordinary efforts to ensure that Stericycle meets and will continue to meet all applicable regulatory requirements for the collection, transportation and disposal of such waste.

3. Stericycle has provided medical waste collection and disposal services to Washington generators using reusable sharps containers through the Biosystems program since 2004. Biosystems is a division of Stericycle, Inc. Biosystems utilizes an automated system to remove the lids from the sharps containers, empty waste from the containers and wash and disinfect the containers for reuse. At the time we initiated this program in Washington, we had



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no customers for the program. Until we had developed a significant Washington customer base, it was decided to transport the reusable sharps containers and related sharps waste collected from Washington generators through the Biosystems program to the existing Biosystems facility in Vernon, California for processing. We continue to use the Vernon facility to process reusable sharps containers and related sharps waste collected from Washington generators at this time. However, we have purchased land and acquired the necessary machinery and permits to install a new processing and wash line for reusable sharps containers at Stericycle, Inc.'s Morton, Washington facility and we expect to have that line in operation later this year. Once the Morton line is operational, all reusable sharps containers and related sharps waste collected by Stericycle from Washington generators will be processed at Morton.

4. Part of my duties include ensuring regulatory compliance at the Vernon, California Bioystems plant.

5. Reusable sharps containers are regulated by the U.S. Food and Drug Administration ("FDA") as Class II medical devices. Biosystems has a full-time employee on staff responsible for FDA compliance matters. Biosystems operates automated reusable sharps container wash lines and processing facilities at six locations across the country: Vernon, CA; Farmingdale, NY; St. Louis, MO; Eaton Park, FL; Sturtevant, WI; and St. Paul, MN. All of these facilities are registered with the FDA as "manufacturers" of medical devices. Copies of pages from the "establishment database" on the FDA's website (www.accessdata.fda.gov) confirming such registration are attached as Exhibit CES-2.



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6. A copy of Form FDA 2891a, confirming registration of the Vernon, California Biosystems plant with the FDA for 2005 is attached as Exhibit CES-3.

7. The Vernon, California Biosystems plant was inspected by the FDA in January 2005. I was present during the inspection. The inspection was conducted in accordance with the FDA's procedures for the inspection of medical device manufacturers. No objectionable conditions were noted by the FDA inspector and no Form FDA 483 was issued.

8. The collection and transportation of biomedical waste is a heavily regulated business involving serious public health issues. Compliance with this regulatory framework is not accomplished without a serious commitment of institutional resources. Stericycle and Stericycle, Inc. have invested and continue to invest great amounts of time, money and attention to ensure compliance with applicable federal, state and local laws and regulations. Sure-Way's failure, after seven years of operations using reusable sharps containers, to identify and meet its obligations under the Food, Drug, and Cosmetic Act and FDA's implementing regulations do not demonstrate a commitment to regulatory compliance.

DATED this 15 day of July, 2005.

Christopher E. Stromerson



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# Exhibit CES-2

**EXHIBIT CES-2**



# Establishment Registration Database

**Establishment:**
BIOSYSTEMS
2775 E. 26th St.
Vernon, CA 90023
**Registration Number:** 3004617843

**Operations:** Manufacturer
**Status:** Active
**Date Of Registration Status:** 2005

**Owner/Operator:**
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Owner/Operator Number:**
9012522

**Official Correspondent:**
Mr. Gary Garbin
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Phone:** 847-607-2023

Database Updated 7/05/2005

# Establishment Registration Database

**Establishment:**
BIOSYSTEMS
6240 Mckissock Ave.
St. Louis, MO 63147
**Registration Number:** 3004561241

**Operations:** Manufacturer
**Status:** Active
**Date Of Registration Status:** 2005

**Owner/Operator:**
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Owner/Operator Number:**
9012522

**Official Correspondent:**
Mr. Gary Garbin
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Phone:** 847-607-2023

Database Updated 7/05/2005

# Establishment Registration Database

**Establishment:**
BIOSYSTEMS
4245 Maine Ave.
Eaton Park, FL 33840
**Registration Number:** 3004714969

**Operations:** Manufacturer
**Status:** Active
**Date Of Registration Status:** 2005

**Owner/Operator:**
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Owner/Operator Number:**
9012522

**Official Correspondent:**
Mr. Gary Garbin
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Phone:** 847-607-2023

Database Updated 7/05/2005

# Establishment Registration Database

**Establishment:**
BIOSYSTEMS
210 Sherwood Ave.
Farmingdale, NY 11735
**Registration Number:** 2436870
**Operations:** Manufacturer
**Status:** Active
**Date Of Registration Status:** 2005

**Owner/Operator:**
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Owner/Operator Number:**
9012522

**Official Correspondent:**
Mr. Gary Garbin
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Phone:** 847-607-2023

Database Updated 7/05/2005

# Establishment Registration Database

**Establishment:**
BIOSYSTEMS
798 Hartwell Ave.
East Syracuse, NY 13057
**Registration Number:** 3004767185

**Operations:** Manufacturer
**Status:** Active
**Date Of Registration Status:** 2005

**Owner/Operator:**
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Owner/Operator Number:**
9012522

**Official Correspondent:**
Mr. Gary Garbin
STERICYCLE, INC
28161 N. Keith Dr.
Lake Forest, IL 60045
**Phone:** 847-607-2023

Database Updated 7/05/2005

# Establishment Registration Database

**Establishment:**
BIOSYSTEMS
742 Vandalia St.
St. Paul, MN 55114
**Operations:** Manufacturer
**Status:** Active; Awaiting Assignment Of Registration Number

**Owner/Operator:**
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Owner/Operator Number:**
9012522

**Official Correspondent:**
Mr. Gary Garbin
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Phone:** 847-607-2023

Database Updated 7/05/2005

# Establishment Registration Database

**Establishment:**
BIOSYSTEMS
14035 Leetsbir Rd.
Sturtevant, WI 53177
**Registration Number:** 3004594151

**Operations:** Manufacturer
**Status:** Active
**Date Of Registration Status:** 2005

**Owner/Operator:**
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Owner/Operator Number:**
9012522

**Official Correspondent:**
Mr. Gary Garbin
STERICYCLE, INC.
28161 N. Keith Dr.
Lake Forest, IL 60045
**Phone:** 847-607-2023

Database Updated 7/05/2005

# Exhibit CES-3

**REGISTRATION NO.:** 3004617843
**FOR:** 2005

OWNER / OPERATOR NO.: 9012522

DEPARTMENT OF HEALTH AND HUMAN SERVICES
PUBLIC HEALTH SERVICE
FOOD AND DRUG ADMINISTRATION

**ANNUAL REGISTRATION OF DEVICE ESTABLISHMENT**

**NOTE:** This form is authorized by Section 510 of the Food, Drug, and Cosmetic Act (21 U.S.C. 360). Failure to report this information is a violation of Section 301(p) of the Act (21 U.S.C. 331(p)). Persons who violate this provision may, if convicted, be subject to fine or imprisonment or both. The submission of any report that is false or misleading in any material respect is a violation of Section 301(q)(2) (21 U.S.C. 331(q)(2)) and may be a violation of 18 U.S.C. 1001.

REGISTERED ESTABLISHMENT

BIOSYSTEMS
2775 E. 26TH ST.
VERNON, CA 90023

OWNER / OPERATOR

STERICYCLE, INC.
28161 N. KEITH DR.
LAKE FOREST, IL 60045

OFFICIAL CORRESPONDENT

MR. GARY GARBIN
STERICYCLE, INC.
28161 N. KEITH DR.
LAKE FOREST, IL 60045

ESTABLISHMENT TYPE MANUFACTURER

Detach Part 1 and Keep as Proof of Registration.
Complete and Return Part 2.
Detach and Refer to Part 3 for Specific Instructions.

Form FDA 2891a (5/02)

**Part 1 - Keep for Your Records**

Form Approved: OMB. No. 0910-0387
Expiration Date: March 31, 2005

EXHIBIT CES-3