### BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Determining the Proper Carrier Classification of, and Complaint for Penalties Against:

SCOTT GODDARD D/B/A G3 JUNK REMOVAL LLC DOCKET TG-230053

DECLARATION OF KATHRYN MCPHERSON

Kathryn McPherson, under penalty of perjury under the laws of the State of Washington, declares as follows:

- 1. I am employed by the Washington Utilities and Transportation Commission (Commission) as an investigator in the Solid Waste Enforcement program within the Transportation Safety Division. As an investigator, my responsibilities include conducting investigations regarding the business practices of regulated transportation companies. As part of those duties, I investigate transportation companies that may be operating without the required Commission-issued certificate.
- 2. On October 14, 2021, I discovered advertisements for G3 Junk Removal LLC (G3 or Company), online via Facebook and www.hometowndumpsterrental.com.
- 3. On October 14, 2021, I researched the Company's licensing. I discovered the Company was registered with Washington Department of Revenue and has a unified business number of 604-311-804. <sup>1</sup> I reviewed Commission records to determine if G3 had authority to operate as a solid waste carrier in the state of Washington. I learned that the Commission has no record of the Company.
- 4. On October 19, 2021, Staff sent a letter to G3 at 801 S Howard Street, Tacoma, Washington, 98465, stating that I believed the business was in violation of Commission rules by operating as a solid waste carrier without the required certificate.<sup>2</sup> The letter outlined allowable activities for a company operating without a certificate.
- 5. On October 26, 2021, I received a phone call from Sylvia from G3, stating the Company provides commercial recycling for construction debris. I discussed junk removal services. The Company agreed to comply with common carrier permit rules and apply for permit.<sup>3</sup>

<sup>&</sup>lt;sup>1</sup> See Attachment A for copy of Department of Revenue record.

<sup>&</sup>lt;sup>2</sup> See Attachment B for a copy of the compliance letter dated October 19, 2021, sent to Scott Goddard.

<sup>&</sup>lt;sup>3</sup> See Attachment C for a record of phone conversation with Company.

- 6. On October 29, 2021, G3 received a common carrier permit with the Commission.<sup>4</sup>
- 7. On December 13, 2021, I closed the non-permitted carrier investigation.
- 8. On April 15, 2022, I received an email reporting G3 for offering dumpster rentals. The email included links to the company website and a copy of the advertising text.<sup>5</sup>
- 9. On January 12, 2023, using a fictitious name, I messaged G3 via Gmail to see if the Company's activity were in compliance. I solicited a solid waste dumpster rental for a residential home project. I stated I needed a dumpster for about a week for a tear out of a kitchen project and clearing out some garbage. The Company responded, stating they have 20-yard dumpsters. Rental of the dumpster would be \$425, including drop-off, pickup, and delivery to the dump. I would be responsible for the disposal fees.<sup>6</sup>
- 10. On January 26, 2023, I researched the Company's current advertising and licensing. I found advertisements for Yelp, offering garbage removal and dumpster rentals.<sup>7</sup>The Yelp page is claimed by the Company. I found advertisements for dumpster rentals on G3's Instagram.<sup>8</sup> I discovered advertisements on the Company's Facebook page, offering dumpster rentals.<sup>9</sup>
- 11. On February 7, 2023, I discovered advertisements on the Company website, offering dumpster rental at home locations with pricing included.<sup>10</sup>
- 12. I reviewed current licensing records for G3 and found no changes with Department of Revenue or a certificate of convenience and necessity from the Commission allowing the Company to transport solid waste.

DATED this 8<sup>th</sup> day of February 2023, at Lacey, Washington.

Kathryn McPherson

- <sup>4</sup> See Attachment D for a copy of common carrier permit.
- <sup>5</sup> See Attachment E for copy of email tip.
- <sup>6</sup> See Attachment F for a copy of the email with Company.
- <sup>7</sup> See Attachment G for copy of Yelp advertisement.
- <sup>8</sup> See Attachment H for copy of Company's Instagram advertisement.
- <sup>9</sup> See Attachment I for a copy of Company's Facebook advertisements.
- <sup>10</sup> See Attachment I for copy of Company website offering dumpster rental and pricing.

### Attachment A

/21, 7:59 AM		Washin	gton State Department of Reven	le	
2 Washington	State Department of	Revenue			6
Business Lookup					
License Inform	nation:			New search	Back to results
Entity name:	G3 JUNK REMOVAL L.L.C				
Business name:	G3 JUNK REMOVAL				
Entity type:	Limited Liability Company	у			
UBI #:	604-311-804				
Business ID:	001				
Location ID:	0001				
Location:	Active				
Location address:	801 S HOWA TACOMA WA				
Mailing address:	801 S HOWA TACOMA WA				
Excise tax and reselle	r permit status:	Click	here		
Secretary of State sta	itus:	Click	here		
Governing Peo	ple May include governing people m	of registered with Secretary	of State		
Governing people			Title		
G3JUNKREMOVAL					
Registered Tra	de Names				
Registered trade name		Status		F	irst issued
G3 JUNK REMOVAL		Active		J	ul-23-2018
	The Busi AM	ness Lookup infor	nation is updated nightly. Searc	h date and time: 10/1	4/2021 7:58:48



https://secure.dor.wa.gov/gteunauth/\_/#2

### Attachment **B**



### STATE OF WASHINGTON

#### UTILITIES AND TRANSPORTATION COMMISSION

621 Woodland Square Loop S.E. • Lacey, Washington 98503 P.O. Box 47250 • Olympia, Washington 98504-7250 (360) 664-1160 • TTY 1-800-833-6384 or 711

October 19, 2021

Scott Goddard G3 Junk Removal LLC 801 S Howard Street Tacoma, WA 98465

Re: Non-Permitted Solid Waste Transportation

Dear Scott Goddard:

The Washington Utilities and Transportation Commission believes Scott Goddard d/b/a G3 Junk Removal LLC (G3) is engaged in solid waste transportation services without a required certificate from the Commission. It is illegal to operate or advertise as a solid waste collection Company in Washington without the required solid waste certificate from the Commission. You can receive a penalty of \$1,000 for each violation of this law.

This letter is to help you understand solid waste transportation requirements and what actions you need to take to avoid these penalties.

#### What you need to do

To avoid enforcement action by the Commission, your Company must:

- Immediately remove any advertisement offering to collect solid waste;
- Stop providing solid waste collection services; and
- Submit a complete solid waste application (enclosed) or **by** November 2, 2021, respond in writing explaining your Company's operations and why they do not require operating authority from the Commission.

#### Solid waste collection regulations

Solid waste collection includes residential and commercial garbage, residential recycling, yard waste, and drop box service.

Respect. Professionalism. Integrity. Accountability.

Scott Goddard October 19, 2021 Page 2

By law, advertising as a solid waste collection Company is considered evidence of operating as a solid waste collection Company (Revised Code of Washington (RCW) 81.04.380). So, even if you are not operating, your Company is still required to remove all advertisements.

#### **Compliance investigation**

Staff discovered advertising offering solid waste services online for G3. Staff reviewed advertisements on social media, including Facebook, Online, and the G3's website. G3 has advertising for solid waste services requiring a solid waste certificate or a common carrier permit. Advertisements discovered are included in this letter.

#### Solid Waste Certificate application

To provide solid waste collection services, including advertising, your Company must first submit a solid waste application. Your Company cannot operate until the Commission grants a solid waste certificate.

All applications are subject to public protest and your application must demonstrate that the current solid waste collection Company in your proposed service area is not proving the service your Company will offer. The Commission only grants new certificates if the current Company is unfit, unwilling, or unable to provide the service.

#### **Common Carrier permit application**

A certificate of convenience is not required for companies transporting waste derived from residential or commercial projects considered private carriage. Junk removal, where the Company's employees load and transport the waste using Company-owned equipment is considered incidental to the job performed.

A Company transporting property, including general commodities, requires a common carrier permit per Revised Code of Washington (RCW) 81.80.070. Your Company may need to apply for a common carrier permit with the Commission. Information on how to apply for and obtain a common carrier permit is included in this letter.

Send your response to <u>kathryn.mcpherson@utc.wa.gov</u> or mail P.O. Box 47250, Olympia, WA 98504. Please call investigator, Kathy McPherson at (360) 522-6121, if you have any questions.

Sincerely,

MATHEW PERKINSON Assistant Director, Transportation Safety

Enclosures (7)

### Attachment C

2/2/23, 3:03 PM	Motor Carrier Activities - Telephone call from company
SharePoint	Newsfeed OneDrive Sites McPherson, Kathryn (UTC) 🗸 🥸 ?
Activity Date	10/26/2021 11:00 AM
Title	Telephone call from company
Activity Status	Complete
Activity Due Date	
Activity Type	
Activity Mode	
Activity Contact Name	Sylvia
Activity Contact Email	
Activity Contact Phone	
Activity Contact Address	
Activity Contact Location	
Desc	Discussed commercial recycling for construction debris. Discussed junk removal services. Company agrees to comply with common carrier rules and apply for permit.
UTC Staff Members	McPherson, Kathryn (UTC)
InvestigationItemSPID	1,137
Activity Document Count	: 0
Is Reportable	No
Investigation ID	
	IrvestigationActivity PM by 🗌 McPherson, Kathryn (UTC) 2:04 PM by 🗌 McPherson, Kathryn (UTC)
Search for Docum ents Email	Delete Selected

Documents

🗸 🗋 Name Modified Modified By InvestigationDocIndustry InvestigationDocumentType

There are no documents in this view.

https://apps.utc.wa.gov/apps/investigations/Lists/Motor Carrier Activities/DispForm.aspx?ID=10421&Source=https%3A%2F%2Fapps%2Eutc%2Ewa%... 1/I

### Attachment D

621 Woodland Square	ES AND TRANSPORTATION COMMISSION e Loop S.E., Lacey, Washington 98503 0, Olympia, WA 98504-7250 (360) 664-1222
This permit authorizes the followin	g operations under the provisions of RCW Title 81:
G3 Junk Removal LLC 801 S Howard St Tacoma, WA 98465	Permit No. CC069998
General commodities in the state of Washing armored car service	ton excluding household goods, hazardous materials and
	October 29, 2021
	WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
	By Digitally signed by Digitally Signed by Dig
NOTE: A physical or digital copy of this per this authority.	mit MUST be carried in each vehicle being operated under

### Attachment E

McPherson, Kathryn (UTC)

From: Sent:	Josh Metcalf <joshua.metcalf@wasteconnections.com> Friday, April 15, 2022 10:49 AM</joshua.metcalf@wasteconnections.com>
Sent: To: Subject:	McPherson, Kathryn (UTC) Hauling Without Certificate - G3 Junk Removal
Follow Up Flag:	Follow up

External Email

Kathryn,

Flag Status:

Here's another one. These guys are worth a look.

Flagged

Here's the link to their website <u>https://www.g3junkremovalwa.com/dumpsterrental.html</u>, and below I've copied a snippet from the "Commercial Recycling Dumpster Rental" tab on their website; I've highlighted a couple of concerning statements from this snippet. This sure doesn't sound like commercial recycling, or the align with the definition of what is acceptable for a "junk removal" business.

### **Commercial Recycling Dumpster Rental**

Preparing to clean out your home or office of unwanted items and need a dumpster to hold the waste? Our affordable dumpster rental may be the perfect solution for you. At G3 Junk Removal, <mark>we</mark> will swing by and drop off a dumpster right to your driveway that you can use for 1 week at your convenience.

Because we are out to provide an affordable solution to help you remove all your unwanted items in Pierce County, all of our roll-off dumpster rentals come with a flat rate. Plus, you're responsible for dumping fees based on the weight, additional dumping fees may apply to certain items (tires, appliances, etc.). This means that you can use our roll-off dumpsters for 1 week, each additional day is a \$55.00 fee after the first week.

As soon as you contact us to let us know that you have filled the dumpster with all the unwanted items you need to get rid of, G3 Junk Removal will come by, pick it up and haul it away! It's as simple as that.

Josh Metcalf District Manager O: 253.896.3293 | C:253.377.1927

### Attachment F

1/26/23, 7:45 AM

Gmail - dumspter rental



Kelley Jurgensen <kkplay1221@gmail.com>

dumspter rental

2 messages

Kelley Jurgensen <kkplay1221@gmail.com> To: g3junkremoval@gmail.com Thu, Jan 12, 2023 at 4:01 PM

Hi I need to rent a dumpster for about a week. I am working on my house i just moved into. I am tearing out kitchen and also clearing out some garbage that rotted in the attic.

Im doing the stuff myself i asked lemay but don't want to pay that much - so hoping i can find a local comapny i can hire.

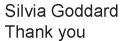
How much do you charge for renting a box for my house.

Kelley.

**Scotty Goddard** <g3junkremoval@gmail.com> To: Kelley Jurgensen <kkplay1221@gmail.com> Thu, Jan 12, 2023 at 5:13 PM

Hello Kelley,

We have 20 yard dumpsters, our prices are as follows: Rental of a twenty yard dumpster is \$425 this includes drop off, pickup and delivery to the dump, plus you will also be responsible for the disposal fees. Disposal fees vary in price. The rental is for one week only (7 days). This does not include multiple full twenty yard dumpster rentals or disposals in the seven day rental. Please call us for more details at 253-468-3985



G3 Junk Removal 253-468-3985

On Jan 12, 2023, at 4:01 PM, Kelley Jurgensen <kkplay1221@gmail.com> wrote:

[Quoted text hidden]

https://mail.google.com/mail/u/2/?ik=37e4451664&view=pt&search=all&permthid=thread-a%3Ar-3116505028494915101&simpl=msg-a%3Ar-6244047... 1/1

### Attachment G

	G3 JUNK REMOVAL - 103 Photos & 35 Reviews - Tacoma, WA - Yelp					
	tacos, cheap dinr	ner, Max' Packwood, WA 98361	For Businesses Write a	Review Log In	Sign Up	
	Restaurants 💙	Home Services 👻 Auto Services 🔹	✓ More ✓			
G <sup>3</sup> And Removal		ınk Remova	I			
		unk Removal & Hauling, Recycling Ce 9:00 PM See hours	enter Edit			
	Open 7.00 AW	5.00 FIVE see hours				
Write a	review 🙆 A	Add photo 🚹 Share 🗍 So	ve			
Photos & vi	ideos		See all 103 photos 🔿	<b>Request</b> of	a Quote	
0			A A		Response r. 100% uest a Quote	
					5 S	
				http://g3junkrer		
	ffered Verified		nval	http://g3junkren (253) 468-3985		
Services Of Appliance Ren Commercial S	noval	by Business 🧿 Christmas Tree Remo Dumpster Rental	oval		novalwa.com	
Appliance Ren	noval ervices	Christmas Tree Remo	oval	(253) 468-3985	novalwa.com	
Appliance Ren Commercial S	noval ervices ste Removal	Christmas Tree Remo Dumpster Rental	oval	(253) 468-3985	novalwa.com	
Appliance Ren Commercial S Electronic Wa	noval iervices ste Removal oval	Christmas Tree Remo Dumpster Rental Furniture Removal	oval	(253) 468-3985	novalwa.com	



"Renting the **dumpster** and doing the work with a friend saved me a couple of thousand over hiring out the project." in 7 reviews



"Silvia responded incredibly promptly to my first inquiry, and I was able to schedule them for the very next day." in 3 reviews

#### About the Business

https://www.yelp.com/biz/g3-junk-removal-tacoma-2?adjust\_creative=AeO-U1bzyz5lab7tKHU2tQ&hrid=aLyaNayc9oNnq1tZ3gGuPw&utm\_campaign=... 1/7

### Attachment H

1/26/23, 1:33 PM

G3 Junk Removal (@g3junkremoval) • Instagram photos and videos







g3junkremoval • Follow

• Q 7 16 likes SEPTEMBER 4, 2020



Add a comment...

Post

 $\square$ 

•••

>

### Attachment I



1/26/23, 11:39 AM

(1) G3 Junk Removal | Facebook



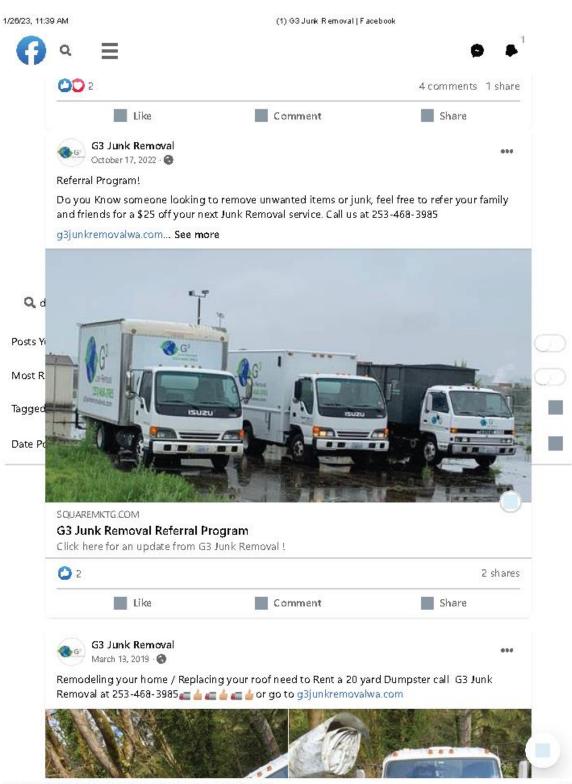
...



**G3 Junk Removal** updated their cover photo. December 6, 2022 · 🔇



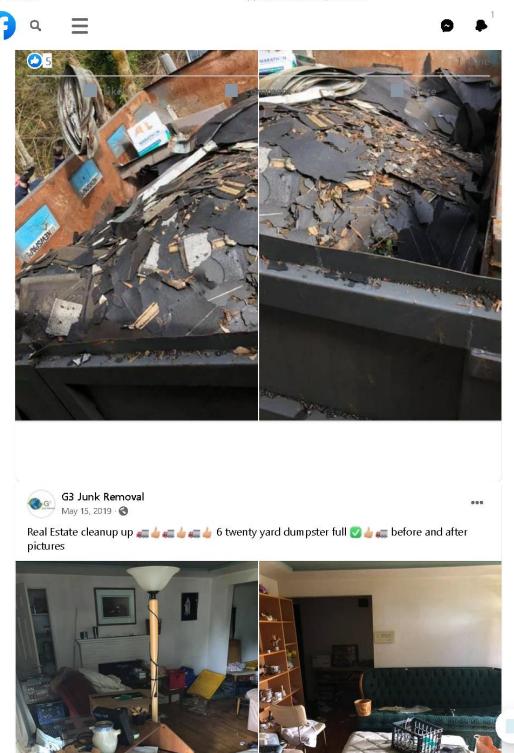
https://www.facebook.com/profile/100063562180882/search/?q=dumpster



https://www.facebook.com/profile/100063562180882/search/?q=dumpster

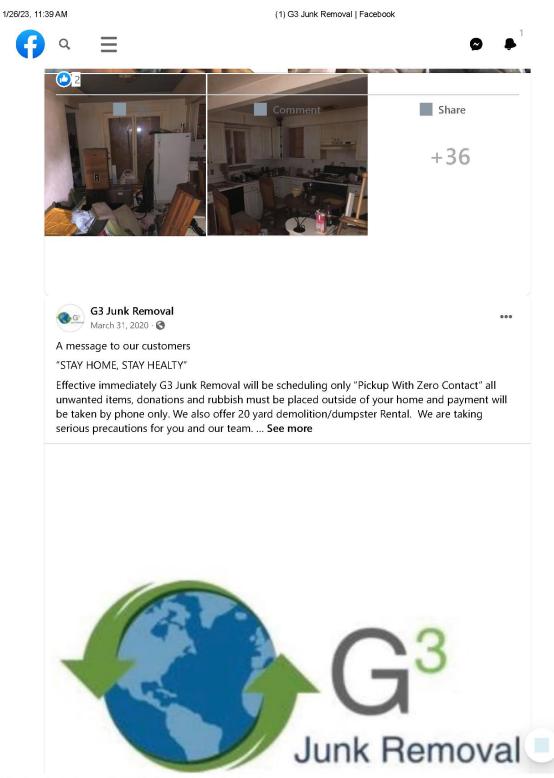
1/26/23, 11:39 AM

(1) G3 Junk Removal | Facebook



https://www.facebook.com/profile/100063562180882/search/?q=dumpster

3/6



https://www.facebook.com/profile/100063562180882/search/?q=dumpster

### Attachment J

2/7/23, 4:53 PM

Commercial Recycling Dumpster Rental in Tacoma, WA | Tacoma Dumpster Rental Service

(index.html)

# Commercial Recycling Dumpster Rental

BOOK APPOINTMENT ONLINE (https://square.site/book/7MXPBHZSPS776/g3-junk-removal)

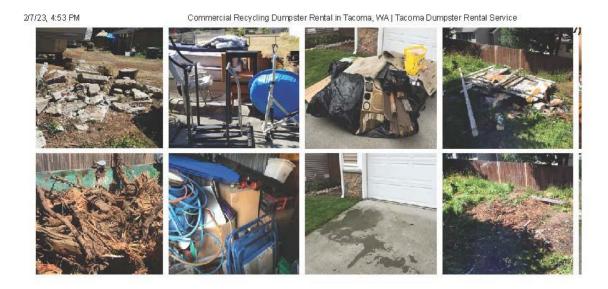
# **G3 Junk Removal latest news**

In regards to COVID-19, we're still continuing to monitor the situation. If you prefer for us to wear a mask please notify us and we are more than happy to accommodate your request!

As always, thank you for being a loyal customer. We will continue to closely monitor the situation, stay focused on keeping our employees and communities healthy, and providing you the support you need.

Sincerely, Scotty & Silvia Goddard Founders of G3 Junk Removal





## What Our Client's Say About Us





2/7/23, 4:53 PM

Commercial Recycling Dumpster Rental in Tacoma, WA | Tacoma Dumpster Rental Service



# **Recent Projects**

As you can see, we are capable of removing just about anything you need gone ...

VIEW ALL > (gallery.html)









2/7/23, 4:53 PM

Commercial Recycling Dumpster Rental in Tacoma, WA | Tacoma Dumpster Rental Service



### **Commercial Recycling Dumpster Rental**

Preparing to clean out your home or office of unwanted items and need a dumpster to hold the waste? Our affordable dumpster rental may be the perfect solution for you. At G3 Junk Removal, we will swing by and drop off a dumpster right to your driveway that you can use for 1 week at your convenience.

Because we are out to provide an affordable solution to help you remove all your unwanted items in Pierce County, all of our roll-off dumpster rentals come with a flat rate. Plus, you're responsible for dumping fees based on the weight, additional dumping fees may apply to certain items (tires, appliances, etc.). This means that you can use our roll-off dumpsters for 1 week, each additional day is a \$55.00 fee after the first week.

As soon as you contact us to let us know that you have filled the dumpster with all the unwanted items you need to get rid of, G3 Junk Removal will come by, pick it up and haul it away! It's as simple as that.

CONTACT US (contactus.php)



2/7/23, 4:53 PM



