

Lisa Lloyd 11/22/2004



Steve Johnson
<SJohnson@gsblaw.com>
11/21/04 05:34 PM

To Ann Rendahl <arendahl@wutc.wa.gov>
"records@wutc.wa.gov" <records@wutc.wa.gov>,
cc XTG-040248 External Mail Group
<XTG-040248_External_Mail_Group@wutc.wa.gov>
bcc
Subject FW: Kleen (Docket No. TG-040248 Kleen Environmental
Technologies, Inc.)

Judge Rendahl,

Attached is the email response received from counsel for Kleen Environmental to Records Requisitions No. 6, 7, 8 and 9. Stericycle of Washington, Inc. respectfully requests that Kleen's response to these Records Requisitions be made a part of the administrative record of this proceeding.



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RECORDS MANAGEMENT
04 NOV 22 AM 8:03
STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

-----Original Message-----

From: Greg W. Haffner [mailto:GWH@CurranMendoza.com]
Sent: Friday, November 12, 2004 2:14 PM
To: Steve Johnson; James Sells; Gregory J. Trautman (E-mail); jamesksells@yahoo.com
Subject: Kleen

Gentlemen,

Lisa Lloyd 11/22/2004

Attached is the only document we could find in response to the pending records requisitions. The attached form letter is responsive to requisition number 6 which I believe asked for copies of the forms sent to generators for the generators to use as form letters to send to the Commission in support of the application.

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Unfortunately, despite a thorough search of the offices of Kleen, including files left behind by Mr. McCloskey, and my own files, we could not find documents responsive to the following records requisitions, or more responsive to number 6 than the document provided above:

7. A list of recipients of such forms.
8. A list of the recipients of and emails sent by Mr. McCloskey or anyone at Kleen to determine the author of the Birdinground letter.
9. Proof that the original Birdinground letter was filed with the Commission. This is not able to be created because we could not find the original letter to file.

Greg W. Haffner
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ltr.pdf

YOUR LETTERHEAD LOGO HERE



February 12, 2004

Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive SW
P.O. Box 47250
Olympia, WA 98504-7250

To Whom It May Concern:

As the Senior Industrial Hygienist for BERLEX a major Medical Research and Development Corporation, one of my responsibilities is to ensure the Corporation is in compliance with all federal, state, county, local, and any applicable regulations pertaining to waste types generated by our facilities.

It is our understanding that Kleen Environmental Technologies, Inc. is in the process of obtaining a certificate of public convenience and necessity from the Washington Transportation and Utility Commission to collect and transport biomedical waste and related matters. Allow me to say on behalf of _____ that we support Kleen Environmental in their efforts to secure authority to operate as an Infection Waste Transporter in the State of Washington. Furthermore, we find their services to be extremely important to the healthcare industry, being that they offer innovative technologies and waste treatment methodologies not offered by current providers. The treatment and disposal methodologies offered by Kleen Environmental will play a significant role in limiting the environmental impact of disposal and decrease the quantity of waste disposed. For these reasons and the simple fact of preserving financial resources we support Kleen Environmental in their efforts before the Commission and we hereby voice a need for the services offered by Kleen.

It is my opinion after reviewing KET's efforts and after conversing with KET staffers that Kleen Environmental Technologies, Inc. as a Multi-Disciplinary Environmental Management Firm in its capacity as such and a Corporation with years of extensive experience and knowledge of the Environmental Industry would be a more proficient and capable entity to handle our "biomedical waste". Furthermore, because of Kleen Environmental's in-depth understanding of the various waste types, their constituencies, germane regulations, liability management, their ability to implement due-diligence, and because of their understanding of various other issues associated with regulated wastes we deem it appropriate to consider Kleen as a more proficient entity, capable of providing a more comprehensive service, including but not limited to, comprehensive manifests, certificates of destruction, Liability Management Programs, waste packaging, brokering, transportation, and a compliment of ancillary environmental management services.

On several occasions we have requested of our current provider that a "Certificate of Destruction" and appropriate manifests, and other disposal documentation be provided to our facility, a request that has not been addressed to date. As a generator of a "regulated waste" we find it imperative for the sake of eliminating liability, to have documentation that illustrates the disposal process from pick-up to final treatment/disposal.

- 2 -

February 12, 2004

Additionally, please note, that on several occasions and on an on going basis our current service provider has delivered to our facilities, dirty waste storage tubs (tubs containing traces of anatomical waste.) As a FDA/GMA licensed facility it is imperative that we receive storage tubs that have been properly sterilized according to industry standards. Furthermore, by delivering "dirty tubs" the current service provider puts our staff in a position to be exposed to "Infectious Waste", a liability that no Corporation cares to incur.

Furthermore, in our efforts to minimize administration costs, i.e., disposal accountability, fiscal consolidation, and recordkeeping, we deem it appropriate to include the handling, packaging, and disposal of our biomedical waste as a commodity "adjunct" to the services currently being provided by Kleen Environmental Technologies, Inc.

Thank you for your time and consideration in this matter. If you should require further amplification please feel free to contact me at () , so that we may arrange a mutually convenient time to begin a dialogue regarding this matter.

Sincerely,

Name
Title

[STREET ADDRESS] • [CITY/STATE] • [ZIP/POSTAL CODE]
PHONE: [PHONE NUMBER] • FAX: [FAX NUMBER]