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7 BEFORE THE WASHINGTON STATE  
8 UTILITIES AND TRANSPORTATION COMMISSION

9 HAROLD LeMAY ENTERPRISES, INC.,  
10 ET AL

Docket No. TS-040221

11 For an Extension of Certificate No.  
12 G-98 for a Certificate of Public  
13 Convenience and Necessity

.....  
14 In re Application No. GA-079254 of

Docket No. TG-040248

15 KLEEN ENVIRONMENTAL  
16 TECHNOLOGIES, INC.

17 For a Certificate of Public Convenience  
18 and Necessity

.....  
19 In re Application No. GA-079226 of

Docket No. TG-040553

20 RUBATINO REFUSE REMOVAL, INC.

21 For an Extension of Certificate No.  
22 G-58 for a Certificate of Public  
23 Convenience and Necessity to Operate  
24 Motor Vehicles in Furnishing Solid  
25 Waste Collection Service

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**PREFILED TESTIMONY OF MARK WASH ON BEHALF OF  
PROTESTANT CONSOLIDATED DISPOSAL SERVICES, INC.**

Prefiled Testimony of Mark Wash on Behalf of  
Consolidated - 1

ZASELLS\Consolidated Disposal - Kleen Environment\wash prefiled testimony.doc 9.15.04

**Ryan Sells Uptegraft, Inc. P.S.**  
9657 Levin Road N.W., Suite 240  
Silverdale, WA 98383  
360-307-8860 Fax 360-307-8865

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**Q. State your name and business address.**

A. Mark Wash, PO Box 1154, Ephrata, WA 98823.

**Q. By whom are you employed and what is your position?**

A. I am Vice President and General Manager of Consolidated Disposal Services, Inc.

**Q. What is the business of Consolidated Disposal Services, Inc.?**

A. We are a WUTC certificated solid waste collection company.

**Q. Does the company hold a G-certificate?**

A. Yes, G-190, which provides for service in portions of Grant and Adams Counties. I have attached a copy of G-190 as Exhibit \_\_\_\_ (MW-1).

**Q. Does Consolidated Disposal Services, Inc. provide service throughout its service area?**

A. Yes.

**Q. Does Consolidated Disposal Services, Inc. provide biomedical waste service?**

A. Yes.

**Q. Does Consolidated Disposal Services, Inc. have equipment assigned directly to medical waste?**

A. Yes, we have a 2000 Chevrolet pickup with a 12-foot flatbed, electronic scales, hand carts and dollies, refrigerator and freezer, tape guns, spill kits and other safety equipment.

**Q. Do you have employees devoted to medical waste?**

1 A. Yes, we have one driver who devotes about 20 hours per week to  
2 medical waste and our operations manager provides supervisory  
3 services of probably two to three hours per week.

4 **Q. Do you provide the driver with safety training and instruction on**  
5 **the rules and laws applicable to medical waste?**

6 A. Yes.

7  
8 **Q. Does your medical waste equipment meet all applicable safety**  
9 **standards?**

10 A. Yes.

11 **Q. Do you have drug testing in place?**

12 A. Yes.

13 **Q. Approximately how many medical waste customers do you have?**

14 A. At this time we have approximately 90 customers, consisting of  
15 hospitals, dentists' and doctors' offices, nursing homes, veterinarian  
16 clinics, funeral homes and industrial infirmaries.

17  
18 **Q. If your customers base were to expand do you have the financial**  
19 **ability to add more equipment and personnel if necessary?**

20 A. Yes.

21 **Q. How is your medical waste disposed of?**

22 A. We collect the waste and transport it to our yard in bags and boxes  
23 which are loaded onto a Stericycle trailer and transported to an  
24 incinerator in Oregon.

25 **Q. Do you have a satisfactory working relationship with Stericycle?**

26 A. Yes, we are happy with the arrangement.

Prefiled Testimony of Mark Wash on Behalf of  
Consolidated - 3

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**Q. Why are you opposed to this application?**

A. There are currently two providers offering medical waste service in our service area, Stericycle and us. There is barely enough business for one hauler, clearly not enough for two, and it simply makes no sense to introduce a third hauler into this territory, as that would dilute the market to the point that no one could provide the service at a profit.

1  
2 CERTIFICATE OF SERVICE

3 I hereby certify that on September 16<sup>th</sup>, 2004, I caused to be served  
4 the original and six (6) copies of the foregoing document to the following  
address via first class mail, postage prepaid to:

5 Carole Washburn, WUTC Executive Secretary  
6 Washington Utilities and Transportation Commission  
7 1300 S. Evergreen Park Dr. S.W.  
8 P.O. Box 47250  
Olympia, WA 98504-7250

9 I certify I have also provided to the Washington Utilities and Transportation  
10 Commission's Secretary an official electronic file containing the foregoing  
document via email to: records@wutc.wa.gov

11 I certify I have electronically sent a PDF version of the foregoing document to:

12 The Honorable Ann E. Rendahl  
13 Administrative Law Judge  
arendahl@wutc.wa.gov


14 Greg W. Haffner  
15 Curran Mendoza, P.S.  
16 555 W. Smith Street  
17 PO Box 140  
18 Kent, WA 98035-0140  
19 Attorney for Kleen Environmental Technologies, Inc.  
20 gwh@curranmendoza.com

21 Stephen B. Johnson  
22 Garvey Schubert Barer  
23 1191 - 2nd Ave., Floor 18  
24 Seattle, WA 98101-2939  
25 Attorney for Stericycle of Washington, Inc.  
sjohnson@gsblaw.com

26 Gregory J. Trautman  
Assistant Attorney General  
1400 S. Evergreen Park Dr. SW  
PO Box 40128  
Olympia, WA 98504-0128  
gtrautman@wutc.wa.gov

1 I swear under the penalty of perjury of the laws of the State of  
2 Washington that the foregoing is true and correct.

3 DATED and signed at Silverdale, Washington on September 16<sup>th</sup>,  
4 2004.

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6 Cheryl L. Sinclair

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**PREFILED TESTIMONY OF  
MARK WASH ON BEHALF OF  
PROTESTANT CONSOLIDATED  
DISPOSAL SERVICES, INC.**

**EXHIBIT MW-1**

GARBAGE AND REFUSE COLLECTION SERVICE in that portion of Grant and Adams Counties described as follows: Beginning at the S.E. corner of Section 24, T. 14 N., R. 27 E.; thence west along the south line of said Section 24 extended to the east bank of the Columbia River; thence following said river bank in a northerly and westerly direction to the point of intersection with the west line of Section 31, T. 14 N., R. 26 E.; thence north along the west line of said Section 31 extended to the S.E. corner of Section 12, T. 16 N., R. 25 E.; thence west along the south line of said Section 12 extended to the S.W. corner of Section 8, T. 16 N., R. 24 E.; thence north along the west line of said Section 8 extended to the S.E. corner of Section 30, T. 18 N., R. 24 E.; thence west along the south line of said Section 30 extended to the S.W. corner of Section 28, T. 18 N., R. 23 E.; thence north along the west line of said Section 28 extended to the N.W. corner of Section 28, T. 19 N., R. 23 E.; thence east along the north line of said Section 28 extended to the S.W. corner of Section 19, T. 19 N., R. 24 E.; thence north along the west line of said Section 19 extended to the S.E. corner of Section 1, T. 19 N., R. 23 E.; thence west along the south line of said Section 1 extended to the S.W. corner of Section 5, T. 19 N., R. 23 E.; thence north along the west line of said Section 5 to the N.W. corner of said Section 5; thence west along the extended north line of Section 5 to the east bank of the Columbia River; thence north along the east bank of the Columbia River to the intersection with the west line of Section 18, T. 20 N., R. 23 E.; thence north along the west line of said Section 18 extended to the N.W. corner of Section 18, T. 21 N., R. 23 E., (also the Douglas-Grant County Line); thence east and north along the county line to the N.W. corner of Section 6, T. 22 N., R. 24 E.; thence east along the north line of said Section 6 extended to the N.E. corner of Section 1, T. 22 N., R. 30 E.; thence south along the east line of said Section 1 extended to the N.W. corner of Section 6, T. 19 N., R. 30 E.; thence east along the north line of said Section 6 extended to the N.E. corner of Section 1, T. 19 N., R. 32 E.; thence south along the east line of said Section 1 extended to the S.E. corner of Section 36, T. 15 N., R. 32 E.; thence west along the south line of said Section 36 extended to the N.E. corner of Section 1, T. 14 N., R. 27 E.; thence south along the east line of said Section 1 extended to the S.E. corner of Section 24, T. 14 N., R. 27 E.; the point of beginning. (excluding Sections 28, 29, 32, 33 of T. 19 N., R. 24 E., and Sections 5 and 6 of T. 18 N., R. 24 E.)

EXCLUSION: Service is not authorized in the City of Moses Lake.

The following authority was obtained by transfer of Certificate No. G-165, standing in the name of Dahl-Smyth, Inc.

GARBAGE AND REFUSE COLLECTION SERVICE in that portion of Grant County described as follows: Commencing at the S.W. corner of Sec. 35 T. 23 N., R. 26 E.; thence Northerly following the Grant County Westerly boundry extended to the N.W. corner of Sec. 6, T. 26 N., R. 28 E.,

thence East along the North line of Township 26 N. extending to the N.E. corner of Sec. 1, T. 26 N., R. 30 E., thence South along the East line of said Section 1 extended to the S.E. Corner of Sec. 36, T. 23 N., R. 30 E.; thence West along the South line of said Section 36 extended to the S.W. Corner of Sec. 35, T. 23 N., R. 26 E. the point of beginning.