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*Attorneys for Protestant Allied Waste Services of North America, LLC*

**DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA**

IN THE MATTER OF the Application of Big Foot Dumpsters & Containers, LLC for Class D Garbage Service between all points and places within Flathead County	REGULATORY DIVISION  DOCKET NO. T-18.2.PCN  <b>DATA REQUESTS OF ALLIED WASTE SERVICES OF NORTH AMERICA, LLC TO BIG FOOT DUMPSTERS &amp; CONTAINERS, LLC</b>
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TO: Big Foot Dumpsters & Containers, LLC  
c/o Francesca diStefano  
Bryan, diStefano & Mattingley, PLLP  
P.O. Box 2341  
Kalispell, MT 59903

Pursuant to the Scheduling Order of the Public Service Commission, the teleconference with counsel and Jennifer Hill-Hart of the PSC held this date, and the applicable Administrative Rules, the following data requests AWS-001 through AWS-017 are submitted to Applicant Big Foot Dumpsters & Containers, LLC by Allied Waste Systems of North America, LLC.

As used in the below Data Requests, the following definitions apply:

1. “**Application**” means that Application for Certificate of Public Convenience and Necessity submitted by Big Foot which is the subject of the above-referenced Docket Number.
2. “**Big Foot**” means Big Foot Dumpsters & Containers, LLC, together with any predecessor, successor, related, or otherwise affiliated entities or persons.
3. “**Class D Services**” means all services Big Foot has offered related to transporting and/or disposing of solid waste, or all services Big Foot proposes to offer in its Application to the Montana Public Service Commission.
4. “**Permit**” means a Certificate of Pubic Convenience and Necessity issued by the Montana Public Service Commission.

**AWS-001     Re: Customers & Billing**

- a. Identify by name, address and dates of service each customer Big Foot has provided container and disposal services to in 2016 through 2018, and the amount paid by each customer to Big Foot.
- b. Produce copies of all billing statements sent to customers of Big Foot for the period identified in subpart AWS-001(a), above.

**AWS-002     Re: Business Setup**

- a. For the period from 2016 to the present, identify each member or shareholder of Big Foot, including each such person’s percentage of interest in Big Foot, and their mailing and physical addresses.
- b. If any member of Big Foot is a corporate entity, please identify all shareholders or members of each such corporate entity.
- c. For the period of 2016 to the present, identify the managers or officers of Big Foot, including the role of each person, and their mailing and physical addresses.
- d. Identify all financial investments or other contributions of any member or shareholder who has invested in Big Foot, and provide all documentation evidencing such financial investments or contributions.

- e. Provide all documents evidencing or related to Big Foot's formation and management.

**AWS-003 Re: Financial Information**

- a. Provide monthly financial statements showing revenue and expenses related to dumpster and disposal services for solid waste customers served by Big Foot for 2016 through the present, as well as a current statement of assets and liabilities of Big Foot.
- b. Produce all applications for loans, letters of credit or the financing arrangements Big Foot has made in order to provide any services proposed in its Application for a Class D Permit, and all responses to any loan applications, letters of credit and financing arrangements.
- c. Produce all bank statements or other records evidencing funds Big Foot has in place or funds it has access to for use in the service proposed in Big Foot's Class D Permit Application.
- d. If any member or manager of Big Foot is providing financing arrangements for Big Foot, produce all bank statements evidencing funds any such person has in place or funds that person has access to for use by Big Foot.
- e. If any third party has committed to contributing financial support to Big Foot, for each such person, please identify that person, the commitment made, and produce a statement of assets and liabilities for each such third party.

**AWS-004 RE: Witnesses**

- a. Identify by name, address, and occupation, all persons who have indicated to Big Foot that they need alternate service to that provided by any protestant in this matter.
- b. Identify by name, address, and occupation, each witness who will testify in support of the Application of Big Foot.
- c. State the area of testimony and a summary of the testimony for each witness identified in subpart AWS-004(a), above.
- d. Produce a copy of all witness statements Big Foot intends to rely upon or use at a hearing on its Application.
- e. Produce a copy of all statements Big Foot has taken or received in relation to its Application for a Class D Permit that it does not intend to rely upon or use at a hearing on its Application.

**AWS-005 Re: Equipment Owned or Leased**

- a. Identify all equipment owned or leased by Big Foot, which is available for use in the proposed service area, including trucks, trailers, containers and similar equipment.
- b. Identify all equipment Big Foot plans to acquire if the Permit is granted, the cost of such equipment, and source of funds to purchase the same.

**AWS-006 Re: Business Plan**

- a. Produce a copy of any business plan prepared for or by Big Foot with respect to the proposed services applied for.
- b. Please describe Big Foot's estimated or expected revenues for the Class D services it proposes to provide if granted a Permit on its Application.
- c. Please describe Big Foot's estimated or expected expenses for the Class D services it proposes to provide if granted a Permit on its Application.
- d. Please state the expected profit margin Big Foot expects on its Class D services, and the basis for this calculation.
- e. Please produce all documents related to any of the calculations described in AWS-006 subparts, above.

**AWS-007 Re: Rate Schedule**

- a. Produce Big Foot's current rate schedules for all types of services Big Foot provides or intends to provide in the proposed area.
- b. Please produce any future rate schedule Big Foot intends to use for all types of services it intends to provide.
- c. Describe how Big Foot calculates its rate schedules.
- d. Identify all transactions where Big Foot has offered solid waste or construction debris service to any customer at a rate different from the rate schedules produced and discussed herein, including the rate charged, the customer's name, business name, address, and phone number, the type of waste hauled, and the date or dates of such service by Big Foot.

**AWS-008 Re: Tax Returns**

- a. Produce a copy of all state and federal tax returns prepared for or on behalf of Big Foot for the years 2014 through present.
- b. For each year identified in subpart AWS-008(a), above, state what percentage of income noted on each tax return is attributable to dumpster services provided by Big Foot.

**AWS-009 Re: Exhibits**

- a. Produce a copy of all proposed exhibits Big Foot may use at a hearing on its Application before the Montana Public Service Commission.

**AWS-0010 Re: Insurance**

- a. Produce evidence of insurance and copies of insurance policies Big Foot has maintained in the years 2016 through 2018 pertaining to Big Foot's container services.
- b. Produce evidence of insurance and copies of policies Big Foot has maintained in the years 2016 through 2018 pertaining to other services offered by Big Foot.
- c. Please describe any claims Big Foot made under any policy it is insured under for the period from January 1, 2016 to the present.
- d. Please produce all documentation related to any claims made to any insurance provider by Big Foot identified in response to subpart AWS-010(c), above.

**AWS-011 Re: Commercial Driver's Licenses**

- a. Identify all drivers Big Foot has utilized or employed since January 1, 2016.
- b. Produce copies of the commercial driver's licenses of all employees and persons associated with Big Foot.

**AWS-012 Re: DOT Documentation**

- a. Produce copies of DOT registrations, DOT permits and DOT authorizations of Big Foot.

**AWS-013 Re: Landfill Tipping/Disposal**

- a. For the period commencing January 1, 2016 to the present, please state the number of disposals or trips that Big Foot has made at any landfill for customers, clients, or third parties.
- b. For each disposal or trip identified in response to subpart AWS-013(a), above, please state the date of the disposal or trip, the name, address, and telephone number of the customer whose waste was disposed of, the landfill used, the amount paid to the landfill, and the type of waste disposed of.
- c. Produce records, cancelled checks, receipts and other evidence of payment of tipping and/or disposal fees at all landfills used by Big Foot for the years 2017 and 2018.

**AWS-014 Re: Agency Enforcement Actions, Lawsuits, Claims**

- a. Describe any agency enforcement actions, lawsuits or claims against Big Foot in the last five years.
- b. Produce records pertaining to agency enforcement actions, lawsuits or claims against Big Foot in the last five years.

**AWS -015 Re: Training and Safety**

- a. For each operator or driver utilized or employed by Big Foot, describe the training each operator and driver for Big Foot has received and completed for the proposed services.
- b. Identify and produce all documentation supporting the training each operator and driver for Big Foot has received and completed for the proposed services.
- c. Please describe all safety programs currently in place regarding the operation of Big Foot.
- d. Identify and produce all documentation relating to these safety programs. This includes all printed, electronic or video materials, all attendance logs, and all assessments of these programs.

**AWS-016 Re: PSC Communications**

- a. Identify all communications Big Foot, its members, managers, employees, or agents has had with the Montana Public Service Commission Commissioners or staff, including the date of each communication, the persons present for each conversation, and the substance of each communication.

- b. Please produce copies of any written or electronic communications between Big Foot, its members, managers, employees, or agents and the Montana Public Service Commission Commissioners or staff.
- c. Please produce copies of any other documentation exchanged between Big Foot, its members, managers, employees, or agents and the Montana Public Service Commission Commissioners or staff.

**AWS-017 Re: Discovery Responses**

- a. For each Data Request above, please identify each person who took part in responding to each request.

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *Data Requests of Allied Waste Services of North America, LLC to Big Foot Dumpsters & Containers, LLC* was served via U.S. First Class Mail, postage prepaid and email on this 19<sup>th</sup> day of March, 2018, upon the following:

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*/s/ Ruby Ann Love*

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Ruby Ann Love  
Legal Assistant