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Attorneys for Big Foot Dumpsters & Containers, LLC

IN THE MATTER OF Big Foot Dumpsters & Containers, LLC Application for Certificate of Public Convenience and Necessity	Regulatory Division Docket No. T-18.2.PCN
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**BIG FOOT DUMPSTERS & CONTAINERS, LLC DATA REQUESTS TO
MONTANA WASTE SYSTEMS**

Big Foot Dumpsters & Containers, LLC (“Big Foot”), by and through counsel BRYAN, DISTEFANO & MATTINGLEY, PLLP, pursuant to the procedural order of the Montana Public Service Commission (“PSC” or “Commission”), submits the following data requests to Protestant.

Pursuant to the Montana Rules of Civil Procedure, Big Foot requests Montana Waste Systems answer the following Data Requests in writing and under oath by April 9, 2018 as required by the PSC’s Procedural Order. Amended or supplemental answers to these Data Requests, as required by Mont. R. Civ. P. 26(e) are also requested and should be served and filed at any later date, but in any event, no later than 14 days prior to the hearing set to commence in this matter.

BIG FOOT – 048

Re: Persons with information

Please state the name, current address, telephone number and job title of all persons who aided in the preparation of the answers to these data requests.

RESPONSE:

BIG FOOT – 049 Re: Revenue

Provide complete detail regarding the revenue figures provided in the protest form dated February 12, 2018. In other words, please describe the source of the \$1,575,388.00 and explain how the number was derived.

RESPONSE:

BIG FOOT – 050 Re: Rate schedule

Please provide Montana Waste Systems's current rate schedule for residential and commercial customers in the service area that is the subject of this proceeding.

RESPONSE:

BIG FOOT – 051 Re: Customers

Please provide the number of residential and commercial customers for which Montana Waste Systems provides door-to-door garbage hauling services in the service area that is the subject of the proceeding.

RESPONSE:

BIG FOOT – 052 Re: Customers

Please provide the number of customers Montana Waste Systems has services with regard to hauling construction debris in the service area that is the subject of this proceeding for 2018, 2017, 2016, and 2015.

RESPONSE:

BIG FOOT – 053 Re: Customers

Please identify every person, business or entity in the pertinent area that requested service from Montana Waste Systems and was denied service since January 1, 2015. For each such person, business or entity, please identify: (a) the type of service requested; (b) the identity of the individual; (c) the date service was requested; (d) whether such request was in writing, by phone, or communicated by some other means; (e) the Montana Waste Systems employee contacted; and (f) any reasons given for denying service.

RESPONSE:

BIG FOOT – 054 Re: Complaints

Please identify every person, business, or entity in the pertinent area that complained, whether in writing or verbally, about the type, quality, or rate charged for service in any form from Montana Waste Systems at any time since January 1, 2013. Your response should include the following information:

- (a) The person making the complaint;
- (b) The address that service was provided to;
- (c) The phone number of the person making the complaint; and
- (d) A description of the complaint and Montana Waste Systems's response.

RESPONSE:

BIG FOOT – 055 Re: Customers

Please identify every Montana Waste Systems customer in the pertinent area who discontinued service with Montana Waste Systems since January 2015.

RESPONSE:

BIG FOOT – 056 Re: Revenue

In Montana Waste Systems's Protest to Application for Intrastate Certificate of Public Convenience and Necessity dated February 12, 2018, Montana Waste Systems listed \$1,575,388.00 in revenue derived from customers in the specific service area during the past year. Please describe how much of that revenue is derived from hauling construction debris.

RESPONSE:

BIG FOOT – 057 Re: Revenue

In Montana Waste Systems's Protest to Application for Intrastate Certificate of Public Convenience and Necessity dated February 12, 2018, Montana Waste Systems listed \$1,575,388.00 in revenue derived from customers in the specific service area during the past year. Please describe how much of that revenue is derived from commercial customers that Montana Waste Systems provides garbage hauling services.

RESPONSE:

BIG FOOT – 058 Re: Revenue

In Montana Waste Systems's Protest to Application for Intrastate Certificate of Public Convenience and Necessity dated February 12, 2018, Montana Waste Systems listed \$1,575,388.00 in revenue derived from customers in the specific service area during the past year. Please describe how much of that revenue is derived from residential customers that Montana Waste Systems provides garbage hauling services.

RESPONSE:

BIG FOOT – 059 Re: Rates

Is the presence or absence of a competitive service a consideration in the pricing of Montana Waste Systems's services to a commercial, residential, industrial, or construction debris customer in Flathead County?

RESPONSE:

BIG FOOT – 060 Re: Witnesses

Please identify by name, address, and telephone number each witness you may call at the scheduled hearing in this matter and describe the expected testimony of each witness.

RESPONSE:

BIG FOOT – 061 Re: Witnesses

If Montana Waste Systems, or anyone acting on its behalf, has retained or conferred with any expert witness concerning the application or protest who is expected to be called as an expert witness at any hearing, please state:

- a. The subject matter on which each such expert is expected to testify;
- b. The substance of the facts and opinions to which each such expert is expected to testify; and
- c. A summary of the grounds for each such opinion.

RESPONSE:

BIG FOOT – 062 Re: Evidence

Please identify all documents or other tangible evidence you intend to introduce as exhibits or otherwise rely upon for any purpose at the hearing in this matter.

RESPONSE:

BIG FOOT – 063 Re: Authority

Please identify the PSC authority granted to Montana Waste Systems and the date the authority was granted.

RESPONSE:

BIG FOOT – 064 Re: Marketing

Please describe all marketing activities of any kind (eg., newspaper advertising, yellow page ads, telemarketing, web-based marketing or sales activities of any type whatsoever) that Montana Waste Systems engaged in in 2016, 2017, and 2018 in the area that is the subject of this Application.

RESPONSE:

BIG FOOT – 065 Re: Equipment

Please list all the equipment owned by the company. Your response should include make, model, model year, size, and a brief description of each piece of equipment to include but not limited to all vehicles, trailers, dumpsters, boxes, and containers.

RESPONSE:

BIG FOOT – 066 Re: Employees

How many employees are currently working for the company in the pertinent service area? Please identify each employee including their job title, the length of time with the company, and any special licenses the employee holds including but not limited special endorsements on their drivers' license.

RESPONSE:

BIG FOOT – 067 Re: Customers

How many active customers does Montana Waste Systems currently provide garbage hauling services to in the pertinent service area for:

- a. Commercial
- b. Residential
- c. Industrial
- d. Construction debris

Your response should include the number of customers in the area using: (1) roll-off containers; (2) front load containers; and/or (3) small totes; (4) and the size of said container

RESPONSE:

BIG FOOT – 068 Re: Business relationships

Please identify any and all existing relationships between Allied Waste Services of North America, LLC / Republic Services of Montana, Evergreen Disposal, Inc., and Montana Waste Systems, Inc. d/b/a North Valley Refuse. Included in this request is a request for disclosure regarding Montana Waste Systems or its members' ownership or other interest in any of the previously listed entities.

RESPONSE:

BIG FOOT – 069 Re: Contracts

Please produce any exclusive or nonexclusive contracts for hauling services from 2015 to present.

RESPONSE:

BIG FOOT – 070 Re: Protests

Please identify every protest Montana Waste Systems has filed with the Public Service Commission from 2000 to present, including (a) the applicant

identity, (b) the authority applied for, (c) the reason for protest, and (d) the outcome of the protest.

RESPONSE:

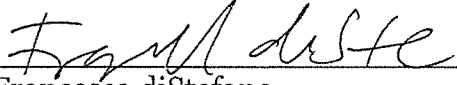
BIG FOOT – 071 Re: Evidence

Please produce any documents that support your responses to any request set forth herein not previously disclosed.

RESPONSE:

DATED this 19 day of March 2018.

Bigfoot Dumpsters and Containers, LLC
BRYAN, DISTEFANO & MATTINGLEY,
PLLP



Francesca diStefano

CERTIFICATE OF SERVICE

I hereby certify that on March 15th, 2018, a copy of the foregoing document was served on the following persons by the following means.

- Hand delivery
- Mail
- Overnight Delivery
- E-mail

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