

**DOCKET NUMBER T-37612 - BOURQUE VACUUM SERVICES, INC., EX
PARTE. IN RE: APPLICATION TO AMEND COMMON CARRIER
CERTIFICATE NO. 5450-D TO ALLOW THE TRANSPORTATION OF
NON-HAZARDOUS OILFIELD WASTE, NON-HAZARDOUS
INDUSTRIAL SOLID WASTE AND HAZARDOUS WASTE FOR
DISPOSAL, STATEWIDE WITHOUT RESTRICTIONS.**

DATE OF HEARING: August 18, 2025

ADMINISTRATIVE LAW JUDGE MELISSA FREY

REDACTED

WITNESSES:

PAGE NUMBER

Kevin Bourque on behalf of Bourque Vacuum Services, Inc.

Direct Examination by Hayden Scheuermann

2- 44

1 **DOCKET NUMBER T-37612 - BOURQUE VACUUM SERVICES, INC., EX**
2 **PARTE. IN RE: APPLICATION TO AMEND COMMON CARRIER**
3 **CERTIFICATE NO. 5450-D TO ALLOW THE TRANSPORTATION OF**
4 **NON-HAZARDOUS OILFIELD WASTE, NON-HAZARDOUS**
5 **INDUSTRIAL SOLID WASTE AND HAZARDOUS WASTE FOR**
6 **DISPOSAL, STATEWIDE WITHOUT RESTRICTIONS.**

7 **ADMINISTRATIVE LAW JUDGE MELISSA FREY:** Good morning. Today
8 is Monday, August 18, 2025. I'm Administrative Law Judge Melissa Frey. We are
9 convening a hearing this morning in Docket Number T-37612 - Bourque Vacuum
10 Services, Inc., ex parte. In re: Application to amend Common Carrier Certificate
11 Number 5450-D to allow the transportation of non-hazardous oilfield waste, non-
12 hazardous industrial solid waste, and hazardous waste for disposal, statewide
13 without restrictions. Would the parties present please make your appearances,
14 starting with the applicant?

15 **MR. KEVIN BOURQUE:** Kevin Bourque for Bourque Vacuum.

16 **MR. HAYDEN SCHEUERMANN:** The button.

17 **MR. BOURQUE:** Kevin Bourque for Bourque Vacuum.

18 **MR. SCHEUERMANN:** Hayden Scheuermann for the Louisiana Public Service
19 Commission.

20 **JUDGE FREY:** Thank you. Does either party wish to make an opening statement
21 this morning?

22 **MR. BOURQUE:** No, ma'am.

23 **JUDGE FREY:** Okay. You may proceed.

1 **MR. SCHEUERMANN:** Your Honor, I'd like to call Kevin Bourque to the stand.

2 **JUDGE FREY:** As we stated before, after we swear you in, you can remain seated.

3 All right. The court reporter is asking if you would just pull that mic a little bit
4 closer to you.

5 **Kevin Bourque came forth as a witness; and, after having been duly sworn,**
6 **testified as follows:**

7 **DIRECT EXAMINATION BY MR. HAYDEN SCHEUERMANN**

8 **MR. SCHEUERMANN:** Good morning. Would you please state your full name
9 for the record?

10 **MR. BOURQUE:** Kevin James Bourque.

11 **MR. SCHEUERMANN:** And by whom are you employed?

12 **MR. BOURQUE:** Bourque Vacuum Services.

13 **MR. SCHEUERMANN:** And what is your employer's business address?

14 **MR. BOURQUE:** 713 Colorado Road, Duson, Louisiana.

15 **MR. SCHEUERMANN:** And what is your role with the company?

16 **MR. BOURQUE:** I'm the president.

17 **MR. SCHEUERMANN:** And what is your work history with the company?

18 **MR. BOURQUE:** I started in '99, driving. Left. Came back in 2010, sales
19 manager, and then now, I own the company.

20 **MR. SCHEUERMANN:** And how much experience do you have in the waste
21 hauling industry?

22 **MR. BOURQUE:** Probably about 25 years.

23 **MR. SCHEUERMANN:** All right. When was the company created?

1 **MR. BOURQUE:** 1985.

2 **MR. SCHEUERMANN:** All right. And where was the company organized?

3 **MR. BOURQUE:** I'll have to look. I believe it's at the current address. My
4 grandfather opened it with my dad.

5 **MR. SCHEUERMANN:** Just the state.

6 **MR. BOURQUE:** Oh, in Louisiana.

7 **MR. SCHEUERMANN:** Okay. Thank you.

8 **JUDGE FREY:** All right. And I just would like to let Mr. Bourque know and to
9 remind Commission Staff, so we are making a verbatim transcript of this hearing,
10 so please wait until Mr. Scheuermann is finished asking the question, and wait until
11 the witness is finished answering before we speak that way we don't talk over each
12 other on the transcript.

13 **MR. SCHEUERMANN:** Sure. Where -- what is the company's business
14 structure?

15 **MR. BOURQUE:** It's a C corp.

16 **MR. SCHEUERMANN:** Okay. And what is the ownership structure of the
17 company?

18 **MR. BOURQUE:** I own 100%.

19 **MR. SCHEUERMANN:** Are there any holding companies in the company's
20 ownership structure?

21 **MR. BOURQUE:** No.

22 **MR. SCHEUERMANN:** Is the company a subsidiary or affiliate of any other
23 entity?

1 **MR. BOURQUE:** No.

2 **MR. SCHEUERMANN:** Does the applicant share employees with any other
3 company?

4 **MR. BOURQUE:** No.

5 **MR. SCHEUERMANN:** Does the applicant lease any property from any other
6 company?

7 **MR. BOURQUE:** No.

8 **MR. SCHEUERMANN:** And who are the officers of the company?

9 **MR. BOURQUE:** I'm the president and the secretary.

10 **MR. SCHEUERMANN:** Okay. What services does the company currently
11 provide?

12 **MR. BOURQUE:** Provides non-hazardous oilfield services.

13 **MR. SCHEUERMANN:** All right. Does the company currently operate in any
14 other states?

15 **MR. BOURQUE:** We do haul to Texas, but we only pick up product in Louisiana.

16 **MR. SCHEUERMANN:** What, if any, are the company's current operations in
17 Louisiana?

18 **MR. BOURQUE:** We -- most of our work is within a 150-mile radius of Duson.

19 **MR. SCHEUERMANN:** Is it -- and you mentioned earlier that it was mostly --
20 or all non-hazardous oilfield waste currently?

21 **MR. BOURQUE:** Correct. Majority of it, probably 95% is saltwater.

22 **MR. SCHEUERMANN:** Okay. And how many terminals does it currently
23 operate in Louisiana?

1 **MR. BOURQUE:** Just one.

2 **MR. SCHEUERMANN:** And how many of those -- are there any plans to add
3 additional terminals in the future?

4 **MR. BOURQUE:** Not as of now.

5 **MR. SCHEUERMANN:** And where is the terminal that the company operates?

6 **MR. BOURQUE:** It operates at 713 Colorado Road, Duson.

7 **MR. SCHEUERMANN:** Are the company's trucks dispatched from this location?

8 **MR. BOURQUE:** Most of them are, but I do allow the drivers to keep them at
9 home.

10 **MR. SCHEUERMANN:** Does the company own or lease its terminal?

11 **MR. BOURQUE:** It owns.

12 **MR. SCHEUERMANN:** Does the company own -- I'm sorry. Does the company
13 have any plans for operating from additional terminals?

14 **MR. BOURQUE:** Not as of now.

15 **MR. SCHEUERMANN:** Okay. For which waste generators does the company
16 currently work?

17 **MR. BOURQUE:** Key Production, Will-Drill, the terminal company, that's a few
18 of them.

19 **MR. SCHEUERMANN:** All right. Approximately how many total employees
20 does the company have?

21 **MR. BOURQUE:** Right now, it's five.

22 **MR. SCHEUERMANN:** And approximately how many of the company's drivers
23 reside and work in Louisiana?

1 **MR. BOURQUE:** All of them.

2 **MR. SCHEUERMANN:** How many drivers does the company have?

3 **MR. BOURQUE:** Three.

4 **MR. SCHEUERMANN:** Does the company anticipate hiring any additional
5 employees in Louisiana if this application is granted?

6 **MR. BOURQUE:** We're trying.

7 **MR. SCHEUERMANN:** Is the company in good standing currently with the
8 Louisiana Secretary of State's office?

9 **MR. BOURQUE:** Yes.

10 **MR. SCHEUERMANN:** And who is the company's registered agent for service
11 of process?

12 **MR. BOURQUE:** I am.

13 **MR. SCHEUERMANN:** Who is the company's contact for the Louisiana Public
14 Service Commission?

15 **MR. BOURQUE:** I am.

16 **MR. SCHEUERMANN:** And does the company currently hold any waste hauling
17 authorizations from the Louisiana Public Service Commission?

18 **MR. BOURQUE:** It does. Is has a non-hazardous waste permit.

19 **MR. SCHEUERMANN:** All right. Could you turn your attention to the document
20 that's been labeled as Exhibit A? Are you familiar with this document?

21 **MR. BOURQUE:** Yes, sir.

22 **MR. SCHEUERMANN:** Could you tell me what that document is?

1 **MR. BOURQUE:** That's the document that I'm trying to amend my common
2 carrier to statewide and also add solid waste and hazardous waste.

3 **MR. SCHEUERMANN:** Okay. What's the first page of the -- of Exhibit A?

4 **MR. BOURQUE:** It's a docket from the Louisiana Public Service Commission.

5 **MR. SCHEUERMANN:** Did you or someone at your direction prepare and file
6 an application in this proceeding on behalf of the company?

7 **MR. BOURQUE:** Yes, I did.

8 **MR. SCHEUERMANN:** And did an authorized representative of the company
9 swear that he or she had read the application, was familiar with its contents, and
10 attested that the facts as stated therein were true and correct to the best of their
11 knowledge?

12 **MR. BOURQUE:** That's correct.

13 **MR. SCHEUERMANN:** And is your signature on the last page of the application?
14 Which would be about five pages in.

15 **MR. BOURQUE:** Actually, my signature is not on this one.

16 **MR. SCHEUERMANN:** Okay. But you did do this -- complete this application
17 yourself?

18 **MR. BOURQUE:** Yes, sir, I did.

19 **MR. SCHEUERMANN:** Okay. And is the information contained in the
20 company's application still true and accurate as of today?

21 **MR. BOURQUE:** Yes, it is.

22 **MR. SCHEUERMANN:** And what is the applicant seeking in this application?

1 **MR. BOURQUE:** I'm seeking to amend my permit to add industrial waste and
2 hazardous waste.

3 **MR. SCHEUERMANN:** Is there anything else that the application is seeking as
4 far as the area of the state?

5 **MR. BOURQUE:** Yes. To go to all statewide. I think I'm restricted from one or
6 two parishes right now.

7 **MR. SCHEUERMANN:** So it's to amend the -- amend the current common
8 carrier certificate number?

9 **MR. BOURQUE:** Correct.

10 **MR. SCHEUERMANN:** Okay. Thank you. And to the best of your knowledge,
11 was the application published in Louisiana Public Service Commission's Official
12 Bulletin?

13 **MR. BOURQUE:** Yes, it was.

14 **MR. SCHEUERMANN:** Were there any protests or interventions against the
15 application?

16 **MR. BOURQUE:** Not to my knowledge.

17 **MR. SCHEUERMANN:** Do you believe the applicant satisfies all the
18 requirements to operate the authority that may be granted under a certificate from
19 the Louisiana Public Service Commission?

20 **MR. BOURQUE:** Yes, I do.

21 **MR. SCHEUERMANN:** Okay. I'd like to go through the application with you
22 briefly and ask a few questions regarding the attachments. Could you go to -- we

1 don't have numbers, but it should be around page number -- page 7, or the 7th page
2 of the application. Sorry. And could you identify that document?

3 **MR. BOURQUE:** That's the Secretary of State articles -- I think this is the articles
4 of incorporation.

5 **MR. SCHEUERMANN:** Is --

6 **MR. BOURQUE:** The permit granted by the Secretary of State.

7 **MR. SCHEUERMANN:** Okay. Thank you. And then, if we flip one page over,
8 could you identify this document for me?

9 **MR. BOURQUE:** That's the articles of incorporation.

10 **MR. SCHEUERMANN:** And does that -- it says page 1 of 10 on that page,
11 correct?

12 **MR. BOURQUE:** Yes, sir.

13 **MR. SCHEUERMANN:** So would these next 10 pages all be the articles of
14 incorporation in total?

15 **MR. BOURQUE:** Correct.

16 **MR. SCHEUERMANN:** And so if we go past the article of incorporation, what
17 you identified as the articles of incorporation, could you identify this -- that page
18 for me?

19 **MR. BOURQUE:** That's the operating structure of the company.

20 **MR. SCHEUERMANN:** Okay. And who are the people listed?

21 **MR. BOURQUE:** Myself, my salesman and dispatcher, Chesley, and the
22 secretary, Lorri.

1 **MR. SCHEUERMANN:** Okay. And if we could go to the next page now, could
2 you please identify this document?

3 **MR. BOURQUE:** That's my certificate of insurance.

4 **MR. SCHEUERMANN:** And the page after that, is that a continuance of that
5 document?

6 **MR. BOURQUE:** That's correct.

7 **MR. SCHEUERMANN:** All right. Flipping to the next page, what is this
8 document?

9 **MR. BOURQUE:** That is my permit for the Louisiana Public Service
10 Commission.

11 **MR. SCHEUERMANN:** Okay. Does this certificate allow for the transportation
12 of liquid oilfield waste in truck -- in tank trucks statewide?

13 **MR. BOURQUE:** It does not. It exempts St. John, and St. Charles, and St. James
14 Parish.

15 **MR. SCHEUERMANN:** Okay. Is it -- apologies. Let me re-ask that. Does it
16 allow for the transportation of liquid oilfield waste in dump trucks?

17 **MR. BOURQUE:** Yes, it does.

18 **MR. SCHEUERMANN:** Sorry. Let me correct this. So does this allow for the
19 transportation of liquid pertaining to drilling, bringing in, cleaning out, and working
20 of oil wells and gas wells including saltwater and freshwater in tank trucks, but
21 accepting acid and fuel for combustion purposes over regular routes to and from --
22 to and between all points within the state of Louisiana and transportation of non-
23 hazardous oilfield waste in dump trucks statewide?

1 **MR. BOURQUE:** It does.

2 **MR. SCHEUERMANN:** However, the restriction is in the -- it restricts the
3 transportation of non-hazardous oilfield waste in dumps that can originate in the
4 parishes of St. Johns, St. Charles, or St. James?

5 **MR. BOURQUE:** Correct.

6 **MR. SCHEUERMANN:** Okay. Thank you. So this application is to remove all
7 of those restrictions as it pertains to the types of waste and trucks as well as the
8 geographical restrictions?

9 **MR. BOURQUE:** Correct.

10 **MR. SCHEUERMANN:** And also to add the transportation of non-hazardous --
11 and also to add the transportation of non-hazardous industrial solid waste and
12 hazardous waste statewide?

13 **MR. BOURQUE:** That's correct.

14 **MR. SCHEUERMANN:** Okay. Could we go to the next pages in the application,
15 and could you identify that document for me?

16 **MR. BOURQUE:** That's an equipment list.

17 **MR. SCHEUERMANN:** Okay. And is that on the following two pages after the
18 certificate?

19 **MR. BOURQUE:** Correct.

20 **MR. SCHEUERMANN:** And could you identify the last document that's found
21 in Exhibit A?

22 **MR. BOURQUE:** That is my waste hauling permit for Texas.

23 **MR. SCHEUERMANN:** And that goes on for I think about six pages, correct?

1 **MR. BOURQUE:** Seven.

2 **MR. SCHEUERMANN:** About seven. Okay. Thank you. To your knowledge,
3 what does a certificate of authority from the Louisiana Secretary of State's office
4 provide Bourque Vacuum Services?

5 **MR. BOURQUE:** To conduct business in the state of Louisiana.

6 **MR. SCHEUERMANN:** And I think you might have already attested to this. Is
7 the company is good standing currently with the Louisiana Secretary of State's
8 office?

9 **MR. BOURQUE:** Yes, it is.

10 **MR. SCHEUERMANN:** And who is the -- Mr. Bourque, do you wish to offer,
11 file, and introduce into evidence what has been previously marked as Exhibit A, in
12 globo, applicant's application and its attachments?

13 **MR. BOURQUE:** Yes.

14 **JUDGE FREY:** Applicant's Exhibit A -- excuse me. Applicant's Exhibit A, the
15 application to amend common carrier certificate received June 27, 2025, with its
16 attachments and the acknowledgement letter with Ms. Burl's signature, is admitted
17 as Applicant's Exhibit A, in globo.

18 **MR. SCHEUERMANN:** Mr. Bourque, are you aware of the Louisiana Public
19 Service Commission requirement to get prior approval for any changes in
20 ownership?

21 **MR. BOURQUE:** Yes, sir.

22 **MR. SCHEUERMANN:** All right. And could you flip back to what you
23 identified as the liability insurance certificate page? Are you there?

1 **MR. BOURQUE:** Yes.

2 **MR. SCHEUERMANN:** Okay. Does this document show that the company
3 currently has insurance that meets or exceeds the Louisiana Public Service
4 Commission's insurance requirements of \$250,000 per injury or death or \$500,000
5 per occurrence and \$10,000 of property damage?

6 **MR. BOURQUE:** It does.

7 **MR. SCHEUERMANN:** Will this insurance cover all of the applicant's
8 equipment and drivers?

9 **MR. BOURQUE:** It does.

10 **MR. SCHEUERMANN:** Does the applicant have any unresolved insurance
11 claims or workers' compensation claims pending against it or any of its drivers?

12 **MR. BOURQUE:** Right now, I believe, there's about to be one. We had a tire
13 blow out on the interstate and it hit another vehicle.

14 **MR. SCHEUERMANN:** Does the company have sufficient assets to satisfy any
15 adverse judgement that may be rendered against it in those proceedings?

16 **MR. BOURQUE:** It does.

17 **MR. SCHEUERMANN:** And according to this document, when was the
18 company's insurance policy last renewed, the effective date?

19 **MR. BOURQUE:** January 28, 2025.

20 **MR. SCHEUERMANN:** And when will the policy next expire?

21 **MR. BOURQUE:** January 28, 2026.

22 **MR. SCHEUERMANN:** Okay. And will the company renew its insurance policy
23 before the next expiration date and before every subsequent expiration date?

1 **MR. BOURQUE:** Yes.

2 **MR. SCHEUERMANN:** Is the applicant aware of the Louisiana Public Service
3 Commission requirement to keep insurance on file at all times by filing a Form E?

4 **MR. BOURQUE:** Yes.

5 **MR. SCHEUERMANN:** Do you believe the company holds or is capable of
6 acquiring an insurance policy providing the minimum required insurance coverage?

7 **MR. BOURQUE:** I do.

8 **MR. SCHEUERMANN:** Thank you. All right. Can we turn back to page 24,
9 which I believe was the -- you identified as the certificate from the Texas Railroad
10 Commission? Does the applicant have all necessary authorizations, permits, and
11 licenses from the state and federal agencies to exercise the authority to transport
12 and dispose of the types of waste required?

13 **MR. BOURQUE:** It does.

14 **MR. SCHEUERMANN:** Does the company have a valid United States
15 Department of Transportation number or motor carrier number?

16 **MR. BOURQUE:** It does.

17 **MR. SCHEUERMANN:** Would you happen to know those off the top of your
18 head?

19 **MR. BOURQUE:** I have it written here. My Motor Carrier Number is 1332211.

20 **MR. SCHEUERMANN:** Okay. And does the applicant have a valid
21 Environmental Protection Agency identification number?

22 **MR. BOURQUE:** No.

1 **MR. SCHEUERMANN:** Do you understand that the -- that this may be required
2 and is the company willing to apply if necessary?

3 **MR. BOURQUE:** Yes.

4 **MR. SCHEUERMANN:** Does the applicant have valid permits from the
5 Louisiana Department of Environmental Quality for the transportation of non-
6 hazardous industrial solid waste?

7 **MR. BOURQUE:** Yes. I do have a T number.

8 **MR. SCHEUERMANN:** Okay. Does the company hold any additional
9 authorizations, permits, or licenses?

10 **MR. BOURQUE:** No.

11 **MR. SCHEUERMANN:** Okay. Is the company in compliance in the other states
12 where operations occur and applicant hold authorizations, permits, or licenses?

13 **MR. BOURQUE:** It does.

14 **MR. SCHEUERMANN:** Do you believe the company holds or is capable of
15 acquiring all of the necessary authorizations required by any and all -- any and all
16 regulatory authorities for the transportation of waste for disposal?

17 **MR. BOURQUE:** Yes.

18 **MR. SCHEUERMANN:** Now, if we could flip back to the fourth page of the
19 application, could you tell me what's listed in Section 5?

20 **MR. BOURQUE:** That's the -- well, first five listed equipment.

21 **MR. SCHEUERMANN:** Okay. And then flipping to page 6, could you also tell
22 me about these, what's listed there?

1 **MR. BOURQUE:** That's the remaining tractors, but there is one, the truck owned
2 by CRM, and BB Roberts is no longer leased.

3 **MR. SCHEUERMANN:** Okay. So those two are no longer -- the company no
4 longer utilizes those two vehicles?

5 **MR. BOURQUE:** That is correct.

6 **MR. SCHEUERMANN:** Okay. And then flipping to around page -- I believe, it
7 was 22 or 23, could you tell me about that -- this document?

8 **MR. BOURQUE:** If I counted correct, this is the -- so this is all of the equipment
9 owned by Bourque Vacuum and also Bourque Tank. It's a rental company that I
10 have as well. So the very last one on that page, and the next two columns on the
11 second page are owned by Bourque Tank, which are the frac tanks and gas busters.

12 **MR. SCHEUERMANN:** Is Bourque Tank -- you said you own Bourque Tank, is
13 that -- is the only relationship just the shared ownership?

14 **MR. BOURQUE:** I have 100% ownership of both.

15 **MR. SCHEUERMANN:** Okay. And then Bourque Tank, they -- does Bourque
16 Vacuum Services lease these vehicles from Bourque Tank?

17 **MR. BOURQUE:** It does not. Bourque Tank rents them direct to the customer,
18 and Bourque Vacuum moves the tanks and cleans them out.

19 **MR. SCHEUERMANN:** Okay. Thank you. Approximately, how many trucks
20 does the applicant currently use?

21 **MR. BOURQUE:** Currently in use, only three.

22 **MR. SCHEUERMANN:** Only three. Okay. And what general type of truck does
23 the applicant currently use?

1 **MR. BOURQUE:** I have a -- some 379 Peterbilts and 389 Peterbilts.

2 **MR. SCHEUERMANN:** Okay. And are all of those trucks used in Louisiana?

3 **MR. BOURQUE:** Yes.

4 **MR. SCHEUERMANN:** Are the years, makes, and models, and descriptions of

5 the applicant's trucks listed in the application complete and correct?

6 **MR. BOURQUE:** It is.

7 **MR. SCHEUERMANN:** Approximately, how many trailers does the applicant

8 currently use?

9 **MR. BOURQUE:** Three.

10 **MR. SCHEUERMANN:** And approximately, how many -- does the applicant use

11 all three of those in Louisiana?

12 **MR. BOURQUE:** Majority of the time.

13 **MR. SCHEUERMANN:** Okay. So does the applicant currently own all of the

14 trucks that are used in Louisiana?

15 **MR. BOURQUE:** It owns all the trucks and trailers.

16 **MR. SCHEUERMANN:** Okay. Thank you. Are there any encumbrances on any

17 of the trucks or trailers?

18 **MR. BOURQUE:** I have a loan on two of the trailers.

19 **MR. SCHEUERMANN:** Okay. Does the applicant plan to utilize owner-

20 operators under lease?

21 **MR. BOURQUE:** If I can find some that'll work, yes.

22 **MR. SCHEUERMANN:** Okay. And do you understand that the -- that future

23 leases must be filed with the Louisiana Public Service Commission?

1 **MR. BOURQUE:** I do.

2 **MR. SCHEUERMANN:** And what is the maintenance schedule for the
3 company's equipment?

4 **MR. BOURQUE:** We bring them in every 5,000 miles to grease them and check
5 them. And then, every 20,000 to do a -- perform a PM on them.

6 **MR. SCHEUERMANN:** And are there pre-trip, post-trip inspections done?

7 **MR. BOURQUE:** The drivers conduct a pre-trip and post-trip every time they use
8 the vehicle.

9 **MR. SCHEUERMANN:** All right. And who conducts the maintenance for the
10 company's equipment?

11 **MR. BOURQUE:** Currently, I am, or A&S Diesel. Depends on the problem.

12 **MR. SCHEUERMANN:** Okay. So it's both in house and third party?

13 **MR. BOURQUE:** Correct.

14 **MR. SCHEUERMANN:** All right. Thank you. Are the vehicles and equipment
15 all in good working order, currently?

16 **MR. BOURQUE:** They are.

17 **MR. SCHEUERMANN:** Does the company have functioning global positioning
18 systems or GPS in all the trucks?

19 **MR. BOURQUE:** The GPS system is through the ELD, electronic log device.

20 **MR. SCHEUERMANN:** Okay. And does the company have -- does the
21 company's trucks have cameras?

22 **MR. BOURQUE:** Forward-facing cameras.

23 **MR. SCHEUERMANN:** Forward-facing cameras. In all three?

1 **MR. BOURQUE:** Actually, all of them.

2 **MR. SCHEUERMANN:** Okay. And are the company's trucks governed to a
3 certain speed?

4 **MR. BOURQUE:** No, sir.

5 **MR. SCHEUERMANN:** Okay. Do you believe the company holds or is capable
6 of acquiring for use equipment and manpower to provide transportation services in
7 a safe and efficient manner?

8 **MR. BOURQUE:** I do.

9 **MR. SCHEUERMANN:** Where is the maintenance documented?

10 **MR. BOURQUE:** I have a log at the office.

11 **MR. SCHEUERMANN:** Okay. So you document maintenance and then keep the
12 log in the office?

13 **MR. BOURQUE:** Correct.

14 **MR. SCHEUERMANN:** Okay. Is it just held in your office at work or in the
15 shop?

16 **MR. BOURQUE:** It's mainly in the office. We tried putting it in the shop but it
17 doesn't work out.

18 **MR. SCHEUERMANN:** All right. Would you turn your attention now to Exhibit
19 2 -- or Exhibit B? I'm sorry. Mr. Bourque, do you request that all numerical and
20 quantitative figures regarding the company's financials be redacted from the public
21 version of this transcript of this hearing pursuant to Rule 12.1 of the Commission's
22 Rules of Practice and Procedure?

23 **MR. BOURQUE:** I do.

1 **MR. SCHEUERMANN:** Okay.

2 **JUDGE FREY:** It'll be done.

3 **MR. SCHEUERMANN:** Thank you, Your Honor. Would you please identify the

4 -- all the documents in Exhibit B, in globo?

5 **MR. BOURQUE:** The first one is a balance sheet from 2024. The second one --

6 sorry, second and third is a profit and loss from 2024. The next one is a balance

7 sheet of 2023, and the following two are a profit and loss from 2023.

8 **MR. SCHEUERMANN:** All right. Thank you. Could you please give a brief

9 overview of the company's current financial structure -- financial picture?

10 **MR. BOURQUE:** The company's, I mean, doing really well. I only have two

11 small loans. Other than that, everything else is paid for.

12 **MR. SCHEUERMANN:** And how is the company financed?

13 **MR. BOURQUE:** I have -- the two loans are through First Horizon.

14 **MR. SCHEUERMANN:** Okay. Otherwise, is it financed through owner equity,

15 ownership financed?

16 **MR. BOURQUE:** It's run through the funds collected from the business.

17 **MR. SCHEUERMANN:** Okay. Thank you. Did the company prepare or direct

18 someone to prepare these company financial statements?

19 **MR. BOURQUE:** I did.

20 **MR. SCHEUERMANN:** Okay. And according to the first document, what was

21 the total assets of Bourque in 2024?

22 **MR. BOURQUE:** [REDACTED].

23 **MR. SCHEUERMANN:** And what was the total liabilities?

1 **MR. BOURQUE:** I'm sorry. You were -- the total liabilities are also
2 [REDACTED].

3 **MR. SCHEUERMANN:** I was looking at the two -- two above that. The total
4 liabilities themselves. I believe that figure that you just quoted might have been
5 total liabilities and total equity combined.

6 **MR. BOURQUE:** Okay. So you're asking for just the total liabilities for accounts
7 payable?

8 **MR. SCHEUERMANN:** Yeah. The total liabilities.

9 **MR. BOURQUE:** [REDACTED].

10 **MR. SCHEUERMANN:** And then that would be with the long-term liabilities,
11 how much would that be total?

12 **MR. BOURQUE:** The total between the current and long-term is [REDACTED].

13 **MR. SCHEUERMANN:** Okay. And what was the total equity in 2024?

14 **MR. BOURQUE:** Total equity was [REDACTED].

15 **MR. SCHEUERMANN:** The line above that might be --

16 **MR. BOURQUE:** Just the equity?

17 **MR. SCHEUERMANN:** Just the equity, yes, sir.

18 **MR. BOURQUE:** Equity was [REDACTED].

19 **MR. SCHEUERMANN:** So the total liabilities and equity, that would be?

20 **MR. BOURQUE:** That would be the [REDACTED].

21 **MR. SCHEUERMANN:** Okay. Thank you. And then flipping to the third page,
22 for 2023, what was the total assets of Bourque Vacuum Services?

23 **MR. BOURQUE:** 2023?

1 **MR. SCHEUERMANN:** Maybe it was the fourth page. Yeah. The fourth page.
2 Sorry about that.
3 **MR. BOURQUE:** Okay. Can you ask that again? The total?
4 **MR. SCHEUERMANN:** The total assets as of December 31, 2023.
5 **MR. BOURQUE:** [REDACTED].
6 **MR. SCHEUERMANN:** And what were the total liabilities for 2023? The total
7 current plus the total long-term.
8 **MR. BOURQUE:** [REDACTED].
9 **MR. SCHEUERMANN:** And what was the equity for 2023?
10 **MR. BOURQUE:** [REDACTED].
11 **MR. SCHEUERMANN:** Okay. And flipping back to page three, could you tell
12 me what the net income for Bourque Vacuum was in 2024?
13 **MR. BOURQUE:** [REDACTED].
14 **MR. SCHEUERMANN:** And flipping to the last page of the document, what was
15 the net income for 2023?
16 **MR. BOURQUE:** [REDACTED].
17 **MR. SCHEUERMANN:** Could you please provide an explanation for the loss in
18 net income suffered by Bourque in 2023?
19 **MR. BOURQUE:** 2023, we had some issues with some employees that were
20 trying to steal work -- or former employees.
21 **MR. SCHEUERMANN:** Got it. Do you wish to offer, file, and introduce into
22 evidence, under seal, pursuant to Rule 12.1 of the Commission's Rules of Practice

1 and Procedure what has been previously marked as Exhibit B, in globo, applicant's
2 financial statements for the years 2023 and 2024?

3 **MR. BOURQUE:** I do.

4 **JUDGE FREY:** Applicant's Exhibit B is admitted, in globo, under seal.

5 **MR. SCHEUERMANN:** Thank you, Your Honor. Mr. Bourque, so I think you
6 might've already testified to this, but how's the company doing in 2025?

7 **MR. BOURQUE:** It's doing good.

8 **MR. SCHEUERMANN:** Has the company ever been unable to make payroll?

9 **MR. BOURQUE:** No.

10 **MR. SCHEUERMANN:** Could you please describe the company's income
11 sources?

12 **MR. BOURQUE:** We do have some interest coming in from a interest checking
13 and then the rest is revenue generated by the company.

14 **MR. SCHEUERMANN:** And if this application is granted, how will it affect the
15 applicant's financial condition?

16 **MR. BOURQUE:** It'll give me an opportunity to increase it.

17 **MR. SCHEUERMANN:** Does the company anticipate that its net revenue or
18 profit will substantially increase if the Louisiana Public Service Commission grants
19 this application?

20 **MR. BOURQUE:** Yes.

21 **MR. SCHEUERMANN:** Are the owners able and willing to obtain and put capital
22 into the company if needed?

23 **MR. BOURQUE:** Yes.

1 **MR. SCHEUERMANN:** Are there any financial factors that would limit the
2 applicant from providing safe and efficient transportation of waste?
3 **MR. BOURQUE:** No.
4 **MR. SCHEUERMANN:** Has the applicant ever filed for bankruptcy?
5 **MR. BOURQUE:** No.
6 **MR. SCHEUERMANN:** Is the applicant -- is the applicant current on filing all of
7 its state and federal and tax returns?
8 **MR. BOURQUE:** Yes.
9 **MR. SCHEUERMANN:** Has the applicant ever been subject to an audit by the
10 Internal Revenue Service?
11 **MR. BOURQUE:** No.
12 **MR. SCHEUERMANN:** Has the applicant ever been subject to a -- any state tax
13 audits?
14 **MR. BOURQUE:** I think we did in -- probably would've been about eight, nine
15 years ago.
16 **MR. SCHEUERMANN:** Could you tell us the outcome of that?
17 **MR. BOURQUE:** Peterbilt wasn't charging us sales tax for a couple of months
18 and we didn't catch it and we paid the taxes on that.
19 **MR. SCHEUERMANN:** Okay. Thank you. Does the company have a close or
20 long-standing relationship with a bank or other financial institution?
21 **MR. BOURQUE:** Yes.
22 **MR. SCHEUERMANN:** And what type of business has the company transacted
23 with these financial institutions?

1 **MR. BOURQUE:** I have a checking account there, a money market account, and
2 that's where my loans are as well.

3 **MR. SCHEUERMANN:** Okay. Thank you. What's the bank that you conduct
4 your business with?

5 **MR. BOURQUE:** It's First Horizon Bank in Lafayette.

6 **MR. SCHEUERMANN:** Okay. Thank you. Does the company have a close or
7 long-standing relationship with a CPA?

8 **MR. BOURQUE:** Yes.

9 **MR. SCHEUERMANN:** Who is the CPA?

10 **MR. BOURQUE:** Broussard Poche.

11 **MR. SCHEUERMANN:** Thank you. Is the applicant aware of the Louisiana
12 Public Service Commission requirement to file annual reports?

13 **MR. BOURQUE:** Yes.

14 **MR. SCHEUERMANN:** Is the current -- is the company currently up to date with
15 its annual report filings?

16 **MR. BOURQUE:** It is.

17 **MR. SCHEUERMANN:** Please confirm the company's reporting year. Is it on a
18 calendar year basis or a fiscal basis?

19 **MR. BOURQUE:** The reporting to the LPSC, I think it's a fiscal year, I think. Let
20 me look.

21 **MR. SCHEUERMANN:** Based on documents in Exhibit B, what would you say
22 the applicant's reporting year is? Is it just January 1 to December 31?

23 **MR. BOURQUE:** December 30 or 31.

1 **MR. SCHEUERMANN:** So that would be calendar year, correct?

2 **MR. BOURQUE:** Correct.

3 **MR. SCHEUERMANN:** Okay. Thank you. Are you aware of the Louisiana
4 Public Service Commission requirement to file inspection and supervision fee
5 reports with the Louisiana Department of Revenue and to pay -- and to pay the
6 inspection and supervision fees?

7 **MR. BOURQUE:** Yes.

8 **MR. SCHEUERMANN:** Is the company currently up to date with its inspection
9 and supervision fee filings and payments?

10 **MR. BOURQUE:** It is.

11 **MR. SCHEUERMANN:** Does the company have in place or will implement a
12 bookkeeping process that will allow it to track its LPSC regulated revenue for the
13 purpose of reporting this revenue to the Commission as well as to the Department
14 of Revenue?

15 **MR. BOURQUE:** It does.

16 **MR. SCHEUERMANN:** Do you believe the company has the financial ability to
17 provide the additional transportation of waste for disposal services requested in this
18 application in a safe and efficient manner?

19 **MR. BOURQUE:** Yes.

20 **MR. SCHEUERMANN:** Thank you. Mr. Bourque, your Exhibit C, that was a
21 flash drive submitted?

22 **MR. BOURQUE:** Correct.

1 **MR. SCHEUERMANN:** Could you -- are you familiar with the contents of the
2 flash drive?

3 **MR. BOURQUE:** I believe it was my safety manual with some SOP for the new
4 waste.

5 **MR. SCHEUERMANN:** Okay. And did the policies on the flash drive contain
6 the general health and safety manual for all employees of Bourque?

7 **MR. BOURQUE:** Yes.

8 **MR. SCHEUERMANN:** Including but not limited to the drug and alcohol policy
9 and cell phone policy?

10 **MR. BOURQUE:** Correct.

11 **MR. SCHEUERMANN:** Do the -- do the policies on flash drive also contain the
12 health and safety guidelines for LPSC regulated waste handling and transportation?

13 **MR. BOURQUE:** Yes.

14 **MR. SCHEUERMANN:** Mr. Bourque, do you wish to offer, file, and introduce
15 into evidence what has been previously marked as Exhibit C, a flash drive for
16 Bourque Vacuum Services, Inc. health, safety, and environmental manual?

17 **MR. BOURQUE:** Yes.

18 **JUDGE FREY:** Just before I admit it, I have some questions, Mr. Bourque. So
19 did you make this flash drive yourself?

20 **MR. BOURQUE:** I had my secretary transfer them on there.

21 **JUDGE FREY:** Okay. So what did you -- what did you ask your secretary to put
22 on here?

23 **MR. BOURQUE:** To put the safety manual on there.

1 **JUDGE FREY:** And did -- you mention some other policies?

2 **MR. BOURQUE:** And the SOP. It's all in one -- it should be all in one file.

3 **JUDGE FREY:** Okay. I just wanted to get your understanding since it's -- you're

4 offering this as an exhibit and representing what's on here. I just wanted to get

5 some clarity. So Applicant's Exhibit C, the safety manual and some standard

6 operating procedures regarding waste handling, is admitted on a thumb drive as

7 Applicant's Exhibit C.

8 **MR. SCHEUERMANN:** Mr. Bourque, does the health and safety manual include

9 driver safety and transportation specific safety programs?

10 **MR. BOURQUE:** It does.

11 **MR. SCHEUERMANN:** Could you please give a brief overview of the

12 company's health and safety manual?

13 **MR. BOURQUE:** So it's -- there's several parts of it. It's the two SOPs for the

14 new waste if we get granted it. And then, it's about the cell phone policies, that

15 they're not allowed, only hands-free. I'm trying to think of what else is in there.

16 Also, our policies of what they can do as an employee. Drinking as well.

17 **MR. SCHEUERMANN:** Okay. Is the health and safety manual issued to or

18 otherwise readily available for all of the company's drivers and operators?

19 **MR. BOURQUE:** Yes.

20 **MR. SCHEUERMANN:** Are all of the company's drivers and operators required

21 to read and review the health and safety manual?

22 **MR. BOURQUE:** Yes.

1 **MR. SCHEUERMANN:** Does the company enforce all provisions of its health
2 and safety manual?

3 **MR. BOURQUE:** Yes.

4 **MR. SCHEUERMANN:** Has the company provided the Louisiana Public Service
5 Commission Transportation Division with a copy of the health and safety manual
6 which you have identified?

7 **MR. BOURQUE:** Yes.

8 **MR. SCHEUERMANN:** Could you please identify under what circumstances this
9 health and safety manual might be used?

10 **MR. BOURQUE:** If we go back -- if there's any incidences, we'll go back and
11 look at them as well.

12 **MR. SCHEUERMANN:** And will other health and safety documents be used by
13 the company in other circumstances? If so, what documents and under what
14 circumstances?

15 **MR. BOURQUE:** Yes. If we're on a site specific and the company we're working
16 for has policies, we abide by those.

17 **MR. SCHEUERMANN:** Okay. Could you please detail the applicant's drug and
18 alcohol policy?

19 **MR. BOURQUE:** We do pre-employment, post-accident, and random.

20 **MR. SCHEUERMANN:** That would be drug and alcohol screening?

21 **MR. BOURQUE:** Correct.

22 **MR. SCHEUERMANN:** Okay. Thank you. Does the company conduct drug and
23 alcohol screening upon reasonable suspicion?

1 **MR. BOURQUE:** Yes.

2 **MR. SCHEUERMANN:** Okay. Thank you. So you said pre-employment, after
3 incident, on suspicion. Does the company do any random drug and alcohol
4 screening?

5 **MR. BOURQUE:** Yes.

6 **MR. SCHEUERMANN:** Okay. And are the drug and alcohol testing records kept
7 by the company?

8 **MR. BOURQUE:** Yes.

9 **MR. SCHEUERMANN:** What company does the -- does Bourque use to provide
10 its drug and alcohol screening?

11 **MR. BOURQUE:** Currently it's Stafford.

12 **MR. SCHEUERMANN:** Stafford. Would you please discuss the company's cell
13 phone policy?

14 **MR. BOURQUE:** They're not allowed to use their cell phones while they're
15 driving or while they're working the truck.

16 **MR. SCHEUERMANN:** Okay. You had mentioned something about hands-free.
17 Are they -- they're allowed to use a hands-free Bluetooth device or some sort when
18 they're driving?

19 **MR. BOURQUE:** Correct. If they're driving, and they receive a call, it has to be
20 hands free.

21 **MR. SCHEUERMANN:** Okay. Thank you. Could you please describe the
22 company's hiring process?

23 **MR. BOURQUE:** It's usually word of mouth.

1 **MR. SCHEUERMANN:** Okay. So are there any requirements before the
2 company hires a driver, like a certain number of years of experience?

3 **MR. BOURQUE:** Yes. They have to have three years' experience, and then
4 before I hire them, I'll have them do a road test with me in the vehicle.

5 **MR. SCHEUERMANN:** Okay. Does the company require its drivers to all have
6 CDLs?

7 **MR. BOURQUE:** Correct. Class A.

8 **MR. SCHEUERMANN:** Okay. And does the company conduct a background
9 check on the employee?

10 **MR. BOURQUE:** No.

11 **MR. SCHEUERMANN:** Okay. Does the company conduct a motor vehicle
12 record check on its drivers?

13 **MR. BOURQUE:** Yes.

14 **MR. SCHEUERMANN:** And as far as training for a less experienced driver, what
15 does that look like?

16 **MR. BOURQUE:** So I have them ride with my most senior driver, usually training
17 for two or three weeks.

18 **MR. SCHEUERMANN:** So about a two to three week ride-along?

19 **MR. BOURQUE:** Correct.

20 **MR. SCHEUERMANN:** All right. And you said that a CDL Class A was required
21 for all company's drivers?

22 **MR. BOURQUE:** Correct. And they have to have a tanker endorsement.

1 **MR. SCHEUERMANN:** Does the -- are you aware of the applicant's Federal
2 Motor Carrier Safety Administration's safety measures to -- measurement system
3 reports?

4 **MR. BOURQUE:** Yes.

5 **MR. SCHEUERMANN:** And are there any crashes or wrecks that the applicant's
6 drivers have had?

7 **MR. BOURQUE:** It's been along none this year.

8 **MR. SCHEUERMANN:** And have the company's employees ever been asked to
9 leave a jobsite?

10 **MR. BOURQUE:** No.

11 **MR. SCHEUERMANN:** Has the applicant had any complaints from customers
12 about its drivers including by waste generators or shippers?

13 **MR. BOURQUE:** No.

14 **MR. SCHEUERMANN:** Has the applicant had any complaints from the general
15 public about its drivers?

16 **MR. BOURQUE:** No.

17 **MR. SCHEUERMANN:** Has the applicant had any regulatory violations in other
18 states where the applicant conducts business?

19 **MR. BOURQUE:** No.

20 **MR. SCHEUERMANN:** Has the applicant had any federal regulatory violations?

21 **MR. BOURQUE:** No.

22 **MR. SCHEUERMANN:** Could you please discuss the applicant's safety meeting
23 procedure?

1 **MR. BOURQUE:** Safety meetings are conducted monthly and it's handouts.

2 **MR. SCHEUERMANN:** Okay. Just monthly or are there job specific?

3 **MR. BOURQUE:** It's mainly monthly, but if there's certain jobs that require it,

4 then it's done then as well.

5 **MR. SCHEUERMANN:** Okay. And are these safety meetings documented?

6 **MR. BOURQUE:** Yes.

7 **MR. SCHEUERMANN:** Where are the safety meetings held?

8 **MR. BOURQUE:** The paperwork is distributed from the office. I can't have a

9 meeting because I can't bring everybody in at one time.

10 **MR. SCHEUERMANN:** Okay. But the meetings are documented?

11 **MR. BOURQUE:** Yes.

12 **MR. SCHEUERMANN:** Where are those -- is the record of the safety meeting

13 maintained?

14 **MR. BOURQUE:** It's at the office.

15 **MR. SCHEUERMANN:** Does the company have a full-time safety manager?

16 **MR. BOURQUE:** Yes.

17 **MR. SCHEUERMANN:** Who would that be?

18 **MR. BOURQUE:** Me.

19 **MR. SCHEUERMANN:** Okay. Thank you. Is the company a member of any

20 safety networks?

21 **MR. BOURQUE:** Yes, Veriforce.

22 **MR. SCHEUERMANN:** Would you happen to know the safety rating currently?

23 **MR. BOURQUE:** I do not.

1 **MR. SCHEUERMANN:** Okay. Do you believe that the company has in place or
2 is capable of establishing a safety program necessary for the safe and efficient
3 transportation of waste for disposal?

4 **MR. BOURQUE:** Yes.

5 **MR. SCHEUERMANN:** Mr. Bourque, can you turn your attention to what has
6 been labeled as Exhibit D? Could you identify these documents for me?

7 **MR. BOURQUE:** That's on a jump drive, I believe. D?

8 **MR. SCHEUERMANN:** Exhibit D.

9 **MR. BOURQUE:** Oh, sorry. This is the LPSC data request.

10 **MR. SCHEUERMANN:** Is there anything else with the data request?

11 **MR. BOURQUE:** Some questions and answers, and then also -- yes, just questions
12 and answers.

13 **MR. SCHEUERMANN:** Okay. So your responses are included with the -- with
14 what you identified as the data requests?

15 **MR. BOURQUE:** Correct.

16 **MR. SCHEUERMANN:** Okay. Thank you. Were there any attachments to the
17 data requests in your responses?

18 **MR. BOURQUE:** Yes, there was.

19 **MR. SCHEUERMANN:** And what were those?

20 **MR. BOURQUE:** Those are the responses to the 14 questions.

21 **MR. SCHEUERMANN:** And in the responses to the 14 questions, were there any
22 additional attachments that aren't attached to this currently?

23 **MR. BOURQUE:** Yes. There were two.

1 **MR. SCHEUERMANN:** Okay.

2 **MR. BOURQUE:** Which is the policy for safe in handling transportation, that is
3 on the jump drive, the SOP, and then the SOP for the hazardous waste
4 transportation.

5 **MR. SCHEUERMANN:** So those -- both of those would be found in Exhibit C?

6 **MR. BOURQUE:** Correct.

7 **MR. SCHEUERMANN:** Thank you. And were these responses and their
8 attachments relevant and direct answers to the Staff's request?

9 **MR. BOURQUE:** Yes.

10 **MR. SCHEUERMANN:** Did you or an authorized representative of the company
11 submit these responses to the Staff?

12 **MR. BOURQUE:** Yes.

13 **MR. SCHEUERMANN:** Did you, yourself, do them or someone at your
14 direction?

15 **MR. BOURQUE:** I did them.

16 **MR. SCHEUERMANN:** Okay. Thank you. And according to the documents, do
17 you know when these responses were submitted?

18 **MR. BOURQUE:** To give an exact date, I do not.

19 **MR. SCHEUERMANN:** And if you were asked these -- the same questions today
20 would the answers change?

21 **MR. BOURQUE:** The only one is the Southstar Urgent Care went to Stafford.

22 **MR. SCHEUERMANN:** Okay. So applicant now uses Stafford rather than
23 Southstar as indicated in its responses to the data request?

1 **MR. BOURQUE:** Correct.

2 **MR. SCHEUERMANN:** All right. Do you wish to offer, file, and introduce into
3 evidence Staff's first set of data requests and Bourque's responses to Staff's first
4 set of data requests as Exhibit D, in globo?

5 **MR. BOURQUE:** Yes.

6 **JUDGE FREY:** Applicant's Exhibit D, in globo, LPSC Staff's first set of data
7 requests to Bourque Vacuum Services, Inc. and Bourque's responses thereto,
8 excluding the attachments referenced in the responses, is admitted as Applicant's
9 Exhibit D, in globo.

10 **MR. SCHEUERMANN:** All right. Mr. Bourque, if the -- if this application is
11 granted, does the applicant intend to comply with all the rules and regulations of
12 the Louisiana Public Service Commission?

13 **MR. BOURQUE:** Yes.

14 **MR. SCHEUERMANN:** And is the applicant aware that the applicant must still
15 file a Form E with the Commission if it obtains another underwriter for its insurance
16 policies?

17 **MR. BOURQUE:** Yes.

18 **MR. SCHEUERMANN:** Is the applicant aware of the Louisiana Public Service
19 Commission's requirement to seek and obtain approval prior to the sale, transfer,
20 lease, merger, or encumbrance of a certificate?

21 **MR. BOURQUE:** Yes.

22 **MR. SCHEUERMANN:** Is the applicant aware of the Louisiana Public Service
23 Commission's requirement that the company must apply for and receive prior

1 approval before any changes to the direct or indirect ownership of the company, or
2 any changes or transfer of shares of stock can take effect?

3 **MR. BOURQUE:** Yes.

4 **MR. SCHEUERMANN:** Is the applicant aware of the Louisiana Public Service
5 Commission's requirement to keep all contact information up to date?

6 **MR. BOURQUE:** Yes.

7 **MR. SCHEUERMANN:** Is the applicant aware of the Louisiana Public Service
8 Commission's requirement to renew and register vehicles each year?

9 **MR. BOURQUE:** Yes.

10 **MR. SCHEUERMANN:** And is there anything you wish to add to your testimony
11 today?

12 **MR. BOURQUE:** Not at this time.

13 **MR. SCHEUERMANN:** Is there anything you wish to correct from your
14 testimony today?

15 **MR. BOURQUE:** No.

16 **MR. SCHEUERMANN:** I have no further questions, Your Honor.

17 **JUDGE FREY:** Thank you. Mr. Bourque, I do have some questions just to
18 complete the record. In my asking your questions, I may repeat information as part
19 of my question that I heard or thought I heard. If I say something in my question
20 that is incorrect, please set me straight. So with regard to -- first off, big picture,
21 just explain to me again, what Bourque Vacuum Services does now and why it's
22 requesting to amend its certificate?

1 **MR. BOURQUE:** So we currently haul non-hazardous oilfield waste within the
2 parishes we're allowed. We do fill swimming pools outside of that. We get calls
3 for industrial waste. Haven't had any hazardous waste yet, but while I was here, I
4 want to go -- that way if I need to expand to do it, I already have the permits.

5 **JUDGE FREY:** Okay. So in your background with the company, did you say you
6 started with Bourque in 1999? Is that correct?

7 **MR. BOURQUE:** I did, but I mean it was my father's company before mine so I
8 mean, I grew up around it.

9 **JUDGE FREY:** Okay. And outside of your experience with Bourque, do you
10 have other experience in the transportation of waste?

11 **MR. BOURQUE:** No.

12 **JUDGE FREY:** And just explain what -- as president and secretary, what are your
13 duties for Bourque Vacuum?

14 **MR. BOURQUE:** So I overlook all of the invoicing, payroll, insurance
15 requirements. I also run our winch truck, do mechanic work. I'm currently looking
16 for a mechanic. When I find that, I'll back out. But I oversee the mechanic work,
17 oversee all the drivers, dispatchers, and then also, have the relationship with the oil
18 companies.

19 **JUDGE FREY:** And Mr. Scheuermann asked you about your current certificate.
20 In sum, is it your application to remove any and all restrictions on the current
21 certificate? Is that correct?

22 **MR. BOURQUE:** Yes.

23 **JUDGE FREY:** Other than yourself, are there any other officers of the applicant?

1 **MR. BOURQUE:** No.

2 **JUDGE FREY:** And your current certificate permits the applicant to transport
3 saltwater; that's correct?

4 **MR. BOURQUE:** It does.

5 **JUDGE FREY:** Mr. Scheuermann asked you some questions about your insurance
6 policy and the document that was included in the application. Does that -- is that
7 document -- that is indicative of the current policy you have in place; is that correct?

8 **MR. BOURQUE:** That's correct.

9 **JUDGE FREY:** And it meets or exceeds the LPSC's requirements; is that correct?

10 **MR. BOURQUE:** Yes.

11 **JUDGE FREY:** And you mentioned a state tax audit around eight or nine years
12 ago. In sum, has that state tax audit been resolved?

13 **MR. BOURQUE:** Yes.

14 **JUDGE FREY:** Do you -- does the applicant currently have any violations with
15 Louisiana regulatory agencies?

16 **MR. BOURQUE:** No.

17 **JUDGE FREY:** And is the applicant in good standing with all of its regulating
18 agencies?

19 **MR. BOURQUE:** Yes.

20 **JUDGE FREY:** With regard to the equipment lists that were included with the
21 application, I just want to get a better understanding of the equipment. So I believe
22 you stated the equipment listed in Section 5 where the -- just what equipment is

1 going to be used for the LPSC transportation -- for the transportation of LPSC
2 regulated waste?

3 **MR. BOURQUE:** It would be the trucks and trailers owned by Bourque Vacuum.
4 And the reason I said three is because we own -- or I own eight of them with
5 Bourque Vacuum, and two with Kevin Bourque Trucking, which is another
6 company that I own that the trucks are leased to Bourque Vacuum, and we have a
7 bunch of extra trailers. We have trailers that stay clean for swimming pools, so
8 we'll move them out, interchange the trailers depending on what job we're doing.

9 **JUDGE FREY:** Okay. So if I'm looking at the various lists that are included,
10 which list do I look at?

11 **MR. BOURQUE:** So the first list up through 10 are the ones that we will be using.
12 Eleven and 12 are the two leased trucks that are no longer leased. Now, in that list,
13 L-200 is not running, and then I've also -- L-102, I've pulled the tag on it because
14 I keep two spare trucks. That way if a truck goes down, they just move a driver. I
15 just had too many trucks for the amount of drivers I could keep.

16 **JUDGE FREY:** Okay. So just to reiterate, now that I'm looking at what I think
17 is the right list, the first box, there's 12 trucks, and you said the first 10 of those?

18 **MR. BOURQUE:** Correct. Eleven and 12 were the leased trucks that were de-
19 leased.

20 **JUDGE FREY:** Okay. And then, the next list is the trailers. Will any of those be
21 used?

22 **MR. BOURQUE:** All of them except for T -- basically 12 and 13. Those were
23 the two trailers that were pulled by the two leased trucks.

1 **JUDGE FREY:** Okay. And the next list, the frac tanks, and the gas busters, and
2 the tank trailers, you said that's equipment that's owned by Bourque Tank?
3 **MR. BOURQUE:** Correct.
4 **JUDGE FREY:** Now, can you just explain to me the -- I know you testified that
5 the applicant, Bourque Vacuum, doesn't have any like affiliated companies that are
6 part of the corporate structure; is that correct?
7 **MR. BOURQUE:** That's correct.
8 **JUDGE FREY:** So you are a -- you own Bourque Tank?
9 **MR. BOURQUE:** Correct.
10 **JUDGE FREY:** And other than that, the companies don't own any part of each
11 other or anything like that, correct?
12 **MR. BOURQUE:** Correct.
13 **JUDGE FREY:** And you said Bourque Tank, the customers pick the equipment
14 up, they put stuff in it, and Vacuum cleans it out?
15 **MR. BOURQUE:** So Bourque Tank only owns the rental tanks. Bourque Vacuum
16 moves the tanks to and from, and then also cleans them out. So there's no
17 employees and it's just -- it's on the list 'cause I have one equipment list in my
18 computer.
19 **JUDGE FREY:** Okay. I just want to understand how everything fits together.
20 **MR. BOURQUE:** It's a service that we can offer as a group.
21 **JUDGE FREY:** Now, you mentioned that with regard to your safety meetings,
22 you said the paperwork goes out from the office. Can you just explain to me how
23 conduct your safety meetings? What's the process?

1 **MR. BOURQUE:** So it's handouts monthly. We change topics monthly. When
2 the drivers come into the office -- because they work out in the field, they're never
3 at my office. When they come in, they either get a check, turn in paperwork -- we
4 give them out. They sign for them saying that they're taking them and that they're
5 going to read them.

6 **JUDGE FREY:** And you indicated that it's documented, so you keep up with the
7 employees picking up their safety sheets and signing for them, you maintain those
8 records?

9 **MR. BOURQUE:** Correct.

10 **JUDGE FREY:** With regard to driver training, you mentioned a driving test. Is
11 that documented?

12 **MR. BOURQUE:** No, it's not. I get in it and just -- it's mainly to make sure that
13 they can shift and back up without tearing up my equipment because you would be
14 surprised who they give CDLs to.

15 **JUDGE FREY:** All right. So after the ride-along with the senior driver, you're
16 actually the one that conducts the driving test before you're sort of -- before you
17 give your sign off that they can drive?

18 **MR. BOURQUE:** Actually, what I do is I meet with them before I even hire them
19 and put them in a truck. I can -- my insurance allows me a few days, so I just put
20 them in a truck and make sure they can drive. Once the senior employee says that
21 they're good, I go out and meet them in the field and watch him conduct the work
22 before I cut him loose.

1 **JUDGE FREY:** Thank you. And just to clarify, I know Mr. Scheuermann asked
2 you about any outstanding workers' comp or insurance claims, and you mentioned
3 that one might be coming up. And then, I think he asked you later about, you know,
4 whether there're any accidents, so I just wanted to tie the two together. So just tell
5 me briefly what happened with the tire blow out issue?

6 **MR. BOURQUE:** So the tire blew out. It come off the truck and the vehicle
7 behind it hit it. There was never contact between my truck and the other vehicle.
8 The lady was an attorney and she went and sought medical attention and -- my
9 insurance company is pretty sure she's going to get an attorney and sue.

10 **JUDGE FREY:** I think that's all the questions I have. I want to flip through here
11 real quick. So tell me about what you do in Texas.

12 **MR. BOURQUE:** So if it's not clean saltwater, we have to go to like a landfill,
13 and there's only one company in Louisiana, and their prices have gone through the
14 roof. So it's cheaper to truck it to a disposal in Texas than to stop right here in
15 Louisiana and bring the product.

16 **JUDGE FREY:** Okay.

17 **MR. BOURQUE:** So if the customer requests me to go to Texas, we go to the
18 disposal in Texas.

19 **JUDGE FREY:** But you don't -- no waste that you transport originates in Texas,
20 correct?

21 **MR. BOURQUE:** Correct. Everything is originated from Louisiana.

22 **JUDGE FREY:** Do you have any follow up to my questions, Mr. Scheuermann?

23 **MR. SCHEUERMANN:** I do not, Your Honor.

1 **JUDGE FREY:** Mr. Bourque, after my questions, is there anything you wish to
2 add to your testimony?

3 **MR. BOURQUE:** No, ma'am.

4 **JUDGE FREY:** All right. I have no further questions.

5 **MR. SCHEUERMANN:** Okay. Would you like to make your closing?

6 **MR. BOURQUE:** No. I don't have any statement.

7 **MR. SCHEUERMANN:** All right. Your Honor, as Staff -- as stated in Staff's
8 pre-hearing statement, Staff supports this application as the applicant satisfies and
9 has demonstrated all fitness requirements, there are currently no outstanding
10 compliance issues involving the applicant, and the applicant is currently in good
11 standing with the Commission. Therefore, together with the applicant, Staff prays
12 that the application be granted.

13 **JUDGE FREY:** Thank you. If there is nothing further from the applicant or from
14 the Commission Staff, this matter is adjourned.

15


16 **(WHEREUPON, THE HEARING WAS ADJOURNED)**

17

1 I hereby certify that the foregoing pages 1 through 44 are true and correct to the best
2 of my knowledge of the Hearing held on August 18, 2025 in Baton Rouge, Louisiana.

3

4 **Rough Draft by:**

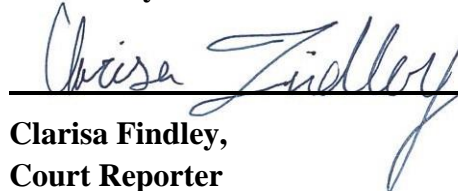
5 

6 **Alicia Carter-Thomas,**
7 **Court Reporter**

September 8, 2025

Date

8 **Proofed by:**


9 

10 **Clarisa Findley,**
11 **Court Reporter**

September 8, 2025

Date

12 **Finalized by:**

13 

14 **Alicia Carter-Thomas**
15 **Court Reporter**

September 9, 2025

Date