



GARNER ENVIRONMENTAL SERVICES, INC.

CORPORATE OFFICE: 1717 W. 13TH STREET, DEER PARK, TX 77536 • 281-930-1200 • 800-424-1716

February 12, 2016

Kim Stenson  
Director  
Emergency Management Division  
2779 Fish Hatchery Road  
West Columbia, South Carolina 29172

Via Fax to 803.737.8570

Re: Dispute Letter in Reply to SCEMD's January 27, 2016 Letter

Dear Kim Stenson:

I represent Garner Environmental Services, Inc. (Garner).

Garner disputes the allegation set forth in your letter dated January 27, 2016 wherein you allege that responsibility lies with Garner for damages which occurred at the Point of Distribution site located at 3700 Landmark Drive, Forest Acres, South Carolina.

In support of Garner's dispute, attached hereto is an eyewitness account reported by Garner employee, Henry Rocha.

Garner is unwilling to accept responsibility for the damage. Please direct any future communications in this regard to me.

Very truly yours,

Bobbie K. Risner  
General Counsel

BkR/st

Attachments: As stated

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(OPERATIONS)  
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PORT ARTHUR, TX  
(TRAINING)  
409-984-9836

LA MARQUE, TX  
(OPERATIONS)  
409-935-0308

WILLISTON, ND  
(OPERATIONS)  
701-577-1200



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Reference: Parking Lot Issue – 3700 Landmark POD Location

When Garner Environmental Services, Inc.'s (Garner) corporate safety representative Henry Rocha arrived at the 3700 Landmark POD location on the morning of October 6, 2015 to wait for Garner's forklift operator, he noticed that the POD Management Team from the State of Florida was on site with 3 trailer loads of water. POD Management Team personnel stated to Mr. Rocha that the landing gear legs of two of the trailers had sunk into the parking lot asphalt and further noted there was not any cribbing under the landing gear legs.

Upon Mr. Rocha's arrival, Mr. Rocha also observed that one of the Florida POD Team personnel was operating the extended reach forklift, off-loading some of the pallets of water in order to make the trailer lighter, intending thereafter to try to lift the trailers to place cribbing under the landing gear legs for support. Once the Garner forklift operator, Spud Raven with 3R, was on site, he operated the Garner procured forklift and Henry Rocha off-loaded the trailers per the Task Order from the South Carolina Emergency Management Division to Garner. Mr. Rocha left the site at 1300 hours to go to the Lower Richlands POD site to await equipment coming from the Garner vendor for that site.

Garner equipment on this site was 1 - Pallet Jack, 2 - Portalets, 1 - Light Tower and 1 - Extended Reach Forklift, none of which are capable of causing the damages to the asphalt depicted in the attached pictures.

Attached to this report are the original resource request and pictures taken at the 3700 Landmark POD.

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Florida personnel unloading trailer before the GESI Operator arrived

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Parking area where the two trailers in Pic #1 were parked prior to GESI arrival

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Indicative of a tractor trying to get under the trailer in order to raise the landing gear legs

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## Resource Requests

Incident: 2016 October Hurricane Joaquin

POD#2 - Landmark

Print Form

Save to PDF

Update Record

Return to List

Incident Name 2016 October Hurricane Joaquin	Date 10/05/2015 10:34:08	Internal Order Number	Tracking # Supply - 4066601
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Requesting Position Chief Of Logistics		Requesting County SCMD	
Requester Name: Melissa Potter	Requester Phone #: 803-737-8540	Requester ESF	Requester Email mpotter@cmd.sc.gov

Primary Contact Melissa Potter	Primary Phone # 803-737-8540	Secondary Phone # 803-403-4432	Primary Email logchief@cmd.sc.gov
Alternate Contact Guy Gierhart	Primary Phone # 803-737-8540	Secondary Phone #	Primary Email supplyleader@cmd.sc.gov

Resource Name	Equipment
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Provide a Cost Estimate

Detailed description  
Need MHE for 7 PODs. 5 Richland County PODs, 5 City of Columbia PODs with at least 4 opening TODAY. Each POD needs 1 (forklift (all terrain) 1 pallet jack, 1 light tower, and 2 portalets. Portalets need to be serviced with the option to end contract at any time.

Total needed 10/5/2015 by 1500:  
4 forklift, 4 pallet jacks, 4 light towers, 8 portalets with delivery to each location. Locations pending.

Total needed 10/6/2015 by 0800: **POD#2 - 3,700 Landmark**  
8 forklifts, 8 pallet jacks, 8 light towers, 12 portalets with delivery

Unit of Measure  
Each

Quantity  
7

Delivery Location  
To be determined (City of Columbia)  
and Richland County  
Columbia SC 29206  
33.990034 -80.588156

View History

Priority Priority (12 hrs)	Date/Time Due	Time Completed
Assigned To ESF 07		

Add Estimated Resource Cost				
ESF 07	Kimber Craig	803-737-2527	10/05/2015 10:34:08	\$165,000.00

Add Comment

ESF 07 - Kimber Craig at 19:33:22 on 10/5/2015  
PODs will be supplied by Garner at this point.

ESF 07 - Chela Wren at 08:34:31 on 10/6/2015  
Garner will provide both forklifts & forklift operators, light pole, pallet jacks & portalets.

Chief Of Logistics - Guy Gierhart at 15:42:36 on 10/7/2015  
Request additional POD support at 7201 Two Holes Rd, Columbia, SC (Columbia Mall). Need all terrain forklift and driver, light pole, two portable portalets with servicing, one pallet jack and fuel for forklift and light set. Need assets positioned M.T. 06:00 am on 8 Oct 2015.

ESF 07 - Alton Rogers at 10:13:23 on 10/12/2015

