

CLEAN HARBORS INC
Form 10-Q
August 09, 2007

**UNITED STATES
SECURITIES AND EXCHANGE COMMISSION**

WASHINGTON, D.C. 20549

FORM 10-Q

x **QUARTERLY REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES
EXCHANGE ACT OF 1934 FOR THE QUARTERLY PERIOD ENDED JUNE 30, 2007**

OR

o **TRANSITION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES
EXCHANGE ACT OF 1934 FOR THE TRANSITION PERIOD FROM TO**

Commission File Number **0-16379**

CLEAN HARBORS, INC.

(Exact name of registrant as specified in its charter)

Massachusetts
(State of Incorporation)

42 Longwater Drive, Norwell, MA
(Address of Principal Executive Offices)

04-2997780
(IRS Employer Identification No.)

02061-9149
(Zip Code)

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(781) 792-5000

(Registrant's Telephone Number, Including)

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding twelve months (or for such shorter period that the registrant was required to file such reports) and (2) has been subject to such filing requirements for the past 90 days. Yes No

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, or a non-accelerated filer. See definition of accelerated filer and large accelerated filer in Rule 12b-2 of the Exchange Act. (Check one.):

Large accelerated filer

Accelerated filer

Non-accelerated filer

Indicate by check mark whether the registrant is a shell company (as defined by Rule 12b-2 of the Exchange Act). Yes No

Indicate the number of shares outstanding of each of the issuer's classes of common stock, as of the latest practicable date.

Common Stock, \$.01 par value
(Class)

19,860,303
(Outstanding at August 7, 2007)

CLEAN HARBORS, INC.

QUARTERLY REPORT ON FORM 10-Q

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CLEAN HARBORS, INC. AND SUBSIDIARIES

CONSOLIDATED BALANCE SHEETS

ASSETS

(in thousands)

	June 30, 2007 (unaudited)	December 31, 2006
Current assets:		
Cash and cash equivalents	\$ 77,356	\$ 73,550
Marketable securities	11,275	10,240
Accounts receivable, net of allowance for doubtful accounts of \$1,038 and \$1,703 respectively	179,103	169,581
Unbilled accounts receivable	20,010	16,078
Deferred costs	7,622	7,140
Prepaid expenses and other current assets	9,614	9,301
Supplies inventories	21,580	20,101
Deferred tax assets	9,299	9,238
Income taxes receivable	164	150
Properties held for sale	890	7,440
Total current assets	336,913	322,819
Property, plant and equipment:		
Land	22,129	15,873
Asset retirement costs (non-landfill)	1,427	1,415
Landfill assets	21,656	11,399
Buildings and improvements	107,083	105,190
Vehicles	25,748	25,192
Equipment	257,470	249,981
Furniture and fixtures	1,402	1,400
Construction in progress	22,929	24,950
	459,844	435,400
Less accumulated depreciation and amortization	207,928	191,274
	251,916	244,126
Other assets:		
Deferred financing costs	6,754	7,206
Goodwill	21,590	19,032
Permits and other intangibles, net of accumulated amortization of \$33,360 and \$30,386, respectively	67,566	65,743
Investment in joint venture		2,208
Deferred tax assets	11,617	6,388
Other	4,591	3,286
	112,118	103,863
Total assets	\$ 700,947	\$ 670,808

The accompanying notes are an integral part of these consolidated financial statements.

CLEAN HARBORS, INC. AND SUBSIDIARIES

CONSOLIDATED BALANCE SHEETS (Continued)

LIABILITIES AND STOCKHOLDERS EQUITY

(in thousands except per share amounts)

	June 30, 2007 (unaudited)	December 31, 2006
Current liabilities:		
Uncashed checks	\$ 14,364	\$ 11,083
Current portion of long-term debt	19,184	
Current portion of capital lease obligations	1,048	1,391
Accounts payable	76,742	81,432
Accrued disposal costs	2,916	3,058
Deferred revenue	30,627	29,409
Other accrued expenses	49,143	53,941
Current portion of closure, post-closure and remedial liabilities	15,448	13,707
Income taxes payable	5,431	4,333
Total current liabilities	214,903	198,354
Other liabilities:		
Closure and post-closure liabilities, less current portion of \$4,321 and \$2,035, respectively	23,302	23,520
Remedial liabilities, less current portion of \$11,127 and \$11,672, respectively	137,045	136,173
Long-term obligations, less current maturities	101,462	120,522
Capital lease obligations, less current portion	2,619	2,648
Other long-term liabilities	61,694	15,609
Accrued pension cost	747	796
Total other liabilities	326,869	299,268
Stockholders equity:		
Preferred stock, \$.01 par value:		
Series B convertible preferred stock; authorized 154,416 shares; issued and outstanding 68,810 and 69,000 shares, respectively (liquidation preference of \$3,500)	1	1