



STATE OF WASHINGTON  
**UTILITIES AND TRANSPORTATION COMMISSION**  
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December 21, 2016

**NOTICE WITHDRAWING PENALTY**

RE: C Stone Excavating Corp., Commission Staff's Request to Rescind Penalty Assessment  
Docket DG-160897

TO ALL PARTIES:

On July 28, 2016, the Washington Utilities and Transportation Commission (Commission) issued a Penalty Assessment against C Stone Excavating Corp. (Stone Excavating or Company) in the amount of \$1,000, alleging one violation of RCW 19.122.030(1)(a) for failure to obtain a valid utility locate prior to performing an excavation. On August 30, 2016, the Penalty Assessment was returned to the Commission marked "return to sender – unclaimed – unable to forward."

On December 19, 2016, Commission staff (Staff) filed with the Commission a Request to Rescind the Penalty Assessment. Staff explained that it was unable to locate a valid address for the Company, and that it has since learned and verified that the Company is no longer operating in Washington.

The Commission's primary objective in any enforcement action is to ensure compliance with a company's legal obligations; penalties both punish noncompliance and provide an incentive to comply in the future. The assessed penalty would further neither of these goals if the company is no longer operating in Washington. The Commission therefore withdraws the penalty assessed against Stone Excavating.

**THE COMMISSION GIVES NOTICE that the penalty of \$1,000 assessed against C Stone Excavating Corp. is withdrawn and Docket DG-160897 is closed.**

GREGORY J. KOPTA  
Director, Administrative Law Division