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JAN 22 2019

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT DG-180991, Investigation # 7876

PLEASE PRINT
WASH. UT. & TP. COMM

You must complete and sign this document, and send it to the Commission within 15 days after you receive the penalty assessment. Use additional paper if needed.

I have read and understand RCW 9A.72.020 (printed below), which states that making false statements under oath is a class B felony. I am over the age of 18, am competent to testify to the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements:

[] 1. **Payment of penalty.** I admit that the violation occurred and enclose \$1,000 in payment of the penalty.

[X] 2. **Accept conditions.** I admit that the violation occurred.
I also accept the Commission's offer to suspend, and ultimately waive, the \$1,000 penalty amount subject to the condition that Ace Construction commits no additional dig law violations within 12 months of the date of this Notice.

[] 3. **Contest the violation.** I believe that the alleged violation did not occur for the reasons I describe below:

[] a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision.

OR [] b) I ask for a Commission decision based solely on the information I provide above.

[] 4. **Request mitigation.** I admit the violation, but I believe that the penalty should be reduced for the reasons set out below:

[] a) I ask for a hearing to present evidence on the information I provide above to an administrative law judge for a decision.

OR [] b) I ask for a Commission decision based solely on the information I provide above.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing, including information I have presented on any attachments, is true and correct.

Dated: 1-18-19 [Month/Day/Year], at Tukwila WA [City, State]

Ace Construction
Name of Respondent (company) - please print

Benny Becker
Signature of Applicant *President*

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STATE OF WASH.
FILE AND TRANSP.
CORPORATION

- Request mitigation to reduce the amount of the penalty.

Please indicate your selection on the enclosed form and send it to the Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, Washington 98504-7250, **within FIFTEEN (15) days** after you receive this notice.

If you do not act within 15 days, the Commission may refer this matter to the Office of the Attorney General for collection. The Commission may then sue you to collect the penalty.

DATED at Olympia, Washington, and effective January 14, 2019.

/s/ Rayne Pearson
RAYNE PEARSON
Director, Administrative Law Division