



# Washington State Dig Law Safety Committee

1673 S Market Blvd, #121  
Chehalis, WA 98532

**Committee Members  
Represent:**

December 21, 2023

**Local Government**

Kathy Hunter, Acting Executive Director and Secretary

**Natural Gas Utility**

UTC Records Center

**Contractors**

Utilities and Transportation Commission

**Excavators**

621 Woodland Square Loop SE

**Electric Utility**

Lacey, WA 98503

**Consumer Owned Utility**

Re: AMENDED Review Committee Decision – Complaint Case 23-086 M&L  
Construction vs. Avista Corporation

**Pipeline Utility**

Dear Ms. Hunter:

**Insurance Industry**

The Washington State Dig Law Safety Committee (committee) received a complaint filed by M&L Construction against Avista Corporation (Avista) regarding a potential violation of the Washington State Dig Law RCW 19.122.030.

**Utilities and  
Transportation  
Commission**

On Oct. 4, 2023, the committee formed a peer review board and reviewed Complaint Case 23-086.

**Telecommunications  
Company**

The peer review board determined that the respondent, Avista, violated RCW 19.122.030(4)(a) one time, for not providing information to the excavator within two business days.

**Three At-Large Positions**

Therefore, the committee recommends a total penalty of \$5,000 be assessed to the respondent as follows:

- \$5,000 for one violation of RCW 19.122.030(4)(a) that occurred on Aug. 8, 2023, at 6315 E Rutter Ave, Spokane, WA

Please let me know if you have any questions regarding this recommendation. You may contact me at 206-794-9823.

Sincerely,

Jim Walton, Chair

cc: Marina Rathbun, UTC  
Tyler Proszek, Avista  
Scot Hattenburg, M&L Const.