



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

(360) 664-1160 • TTY (360) 586-8203

January 11, 2019

Mark L. Johnson, Executive Director and Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P.O. Box 47250
Olympia, WA 98504-7250

RE: *Washington Utilities and Transportation Commission v. M2 Industrial, Inc.*
Commission Staff's recommendation to impose \$1,000 suspended penalty.
Docket DG-171195

Dear Mr. Johnson:

On January 5, 2018, M2 Industrial, Inc. (M2 Industrial) was issued a \$1,000 penalty for a violation of RCW 19.122. M2 Industrial was provided the opportunity to have the entire \$1,000 penalty waived on the conditions that (1) M2 Industrial employees attend Dig Safe training provided through the National Utility Contractors Association (NUCA) within 12 months; and (2) M2 Industrial commits no further violations of RCW 19.122 within the 12 months of the penalty assessment. On January 24, 2018, the commission received notification from M2 Industrial that the Company admitted the violation occurred and accepted the commission's offer to suspend the penalty based on the stated conditions.

The penalty assessment specified that M2 Industrial management and employees must attend NUCA Dig Safe training within 12 months of the issuance of the penalty assessment, and submit documentation of that attendance to the commission within five days of completing the training. On January 11, 2019, Staff confirmed with NUCA and M2 Industrial that none of the required employees have attended Dig Safe training since the issuance of the penalty assessment on January 5, 2018.

M2 satisfied the second condition of the assessment on January 5, 2019, by not committing any additional violations of RCW 19.122 within 12 months of the issuance of penalty.

Staff recommends the suspended \$1,000 penalty be imposed on M2 Industrial for failing to meet the conditions of attending Dig Safe training within 12 months of the issuance of the penalty assessment.

Sincerely,

Sean C. Mayo, Director
Pipeline Safety