



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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August 29, 2024

Jeff Killip, Executive Director and Secretary
Washington Utilities and Transportation Commission
621 Woodland Square Loop SE
Lacey, WA 98503

RE: *Washington Utilities and Transportation Commission v. Lish Excavation Co.*
Commission Staff's Acknowledgment of Compliance
DG-230367, Case No. 8702

Dear Mr. Killip:

On June 12, 2023, *Lish Excavation Co.* was issued a \$1,000 penalty for a violation of RCW 19.122.055(1)(a). *Lish Excavation Co.* was provided the opportunity to suspend an \$800 portion of the penalty amount and ultimately waived on the following conditions:

- *Lish Excavation Co.* employees attend Dig Safe training provided through the National Utility Contractors Association (NUCA) within 12 months of the date of the penalty assessment; and
- Submit documentation of attendance of Dig Safe training within 5 days of attendance; and
- Commit no further violations of RCW 19.122 within the 12 months following the penalty assessment.

On June 20, 2023, the Commission received notification from *Lish Excavation Co.* that the company admitted the violation occurred and accepted the Commission's offer to suspend the penalty amount based on the stated conditions. The Commission received the required documentation of attendance of training on July 15, 2024, and a payment of \$200 was made on June 23, 2023. *Lish Excavation Co.* has had no further violations of RCW 19.122.

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Staff believes that *Lish Excavation Co.* has fully complied with the Commission's order, and further compliance under this order is no longer necessary. Staff recommends the Commission waive the suspended \$800 penalty amount and close this docket.

Sincerely,

for Scott Rukke
Pipeline Safety Director