



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

Nov. 23, 2015

Steven V. King, Executive Director and Secretary
Utilities and Transportation Commission
1300 S. Evergreen Park Dr. S.W.
P.O. Box 47250
Olympia, WA 98504-7250

Re: Old Town Construction LLC, D-150721 Penalty Assessment

Dear Mr. King:

On June 22, 2015, Old Town Construction LLC (Old Town) was assessed a \$1,000 penalty for violations of RCW 19.122.031(1)(a). Old Town had the option to have \$1,000 of the penalty waived on the conditions that: (1) Old Town's excavator and office staff attend "Dig Safe" training provided through National Utility Contractors Association (NUCA); and (2) that Old Town commits no further violations of RCW 19.122 within the next 12 months. Old Town failed to respond to the penalty assessment with its selection within the required 15 days of its receipt of the penalty assessment. According to commission records, the penalty assessment was sent by certified mail to Old Town on June 22, 2015, and the company signed that it was received on June 27, 2015. Old Town failed to respond within the required 15-day timeline and the full \$1,000 penalty became due and payable.

On Oct. 6, 2015, Old Town submitted a request for a payment plan to satisfy the \$1,000 penalty assessed on June 22, 2015. Old Town requested a payment plan consisting of three payments: \$333 on Oct. 15, 2015, \$333 on Nov. 15, 2015, and \$334 on Dec. 15, 2015.

Staff supports Old Town's request for a payment plan and recommends the following payment plan:

Due Date	Amount
Dec. 15, 2015	\$333
Jan. 15, 2015	\$333
Feb. 15, 2015	\$334

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If Old Town misses a payment, the entire amount of the penalty will become due and payable the day after the missed payment was due.

Sincerely,

Sharon Wallace, Assistant Director
Consumer Protection and Communications