

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION  
PENALTY ASSESSMENT D-190596, Investigation # 7987

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WASH. UT. & TP. COMM

**PLEASE NOTE:** You must complete and sign this document, and send it to the Commission within 75 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.

*RPD*  
*AW*

1. **Payment of penalty.** I admit that the violations occurred and enclose \$5,000 in payment of the penalty.
2. **Accept conditions.** I admit that the violations occurred and enclose \$1,000 toward the payment of the penalty. I also accept the Commission's offer to suspend, and ultimately waive, the remaining \$4,000 penalty amount subject to the following conditions:
- Cement Works representatives Conner Lanphere and Bob Godwin attend Dig Safe training provided through NUCA within twelve (12) months of the date of this Notice; and
  - Submit documentation of that attendance to the Commission within five (5) days of attending the training;** and
  - Commit no further violations of RCW 19.122 within twelve (12) months of the date of this Notice.

3. **Contest the violation.** I believe that the alleged violation(s) 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 violations, 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: July 29, 2019 [Month/Day/Year], at Kent, WA [City, State]

CEMENT WORKS NW INC  
Name of Respondent (Company) – please print

  
Signature of Applicant