



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

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Service Date: November 16, 2021

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

RE: Commission Staff's Letter Confirming Compliance  
DG-200722– EM3 Concrete, LLC - Investigation # 8213

Dear Ms. Maxwell,

Commission staff (staff) has reviewed the compliance order for EM3 Concrete, LLC (EM3 Concrete or Company) dated September 17, 2020. Compliance with the order required the following items be met:

- \$2,500 penalty for one violation of RCW 19.122, with the opportunity to suspend, and ultimately waive, \$1,500 of the penalty amount if Company management and field crew responsible for excavation complete Dig Safe Training through the National Utility Contractors Association (NUCA) within 12 months of the penalty assessment and incur no additional dig law violations within 12 months.

On October 7, 2020, EM3 Concrete notified the Commission of its acceptance of the conditions and made a payment of \$1,000. On October 1, 2021, The Company submitted a certificate of completion for NUCA Dig Safe training. The Company has not incurred any additional violations of the dig law since the penalty assessment.

Staff believes EM3 Concrete 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 \$1,500 penalty amount and close the docket.

Sincerely,

Sean Mayo  
Pipeline Safety Director