



STATE OF WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION

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March 13, 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. BYK Construction*  
Commission Staff's Acknowledgment of Compliance  
DG-220817, Case No. 8564

Dear Mr. Killip:

On November 16, 2022, BYK Construction was issued a \$1,000 penalty for a violation of RCW 19.122.055(1)(a). BYK Construction was provided the opportunity to suspend an \$800 portion of the penalty amount and ultimately waived on the following conditions:

- BYK Construction employees attend Dig Safe training provided through the National Utility Contractors Association (NUCA) within 90 days 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 December 22, 2022, the Commission received notification from BYK Construction that the company admitted the violation occurred and accepted the Commission's offer to suspend an \$800 portion of the penalty amount based on the stated conditions. The Commission received the required documentation of attendance of training and \$200 was paid on January 6, 2023. BYK Construction has had no further violations of RCW 19.122.

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

Sincerely,

Scott Rukke  
Pipeline Safety Director