



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
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August 25, 2016

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

RE: *Washington Utilities and Transportation Commission v. Pacific Utilities Contractors, Inc.*
Commission Staff's Recommendation to Dismiss Mitigation Request.
Docket D-160789

Dear Mr. King:

On July 28, 2016, the Utilities and Transportation Commission (commission) issued a \$3,000 Penalty Assessment in Docket D-160789, against Pacific Utilities Contractors, Inc. (Pacific Utilities) for three violations of RCW 19.122.

On August 15, 2016, the commission received an application from Pacific Utilities requesting mitigation of the penalty. Pacific Utilities asked for a commission decision based solely on the information they provided in their mitigation request.

On August 16, 2016, staff received notice that Pacific Utilities paid the full \$3,000 penalty amount due. Staff was concerned that Pacific Utilities had both requested mitigation and paid the full penalty amount. Staff contacted Terri Bradford from Pacific Utilities and she stated the company originally wanted to mitigate the penalty amount, but after she sent in the request the company owner decided he wanted to pay the full penalty amount and close the case. Staff requested that Ms. Bradford provide the commission with this request in writing and her email dated Aug. 25, 2016, is attached to this letter.

Staff recommends that the commission dismiss Pacific Utilities mitigation request and accept their full penalty payment and close this docket.

Sincerely,

Alan E. Rathbun
Pipeline Safety Director

Enclosure (1)

Tinnerstet, Darren (UTC)

From: Terri Bradford <tbradford@pucnw.com>
Sent: Thursday, August 25, 2016 8:44 AM
To: Tinnerstet, Darren (UTC)
Cc: Terri Bradford
Subject: RE: Request to drop mitigation request

Per your email, I rescind selection of the *entire paragraph* requesting mitigation and request the commission accept previous payment in full.

From: Tinnerstet, Darren (UTC) [mailto:dtinners@utc.wa.gov]
Sent: Tuesday, August 16, 2016 11:42 AM
To: Terri Bradford
Subject: Request to drop mitigation request

Terri: I spoke with our legal department and they would like you to send me an email stating your desire to drop your mitigation request and have the commission accept your payment in full. Once you do I can get things closed on our end. If you have any questions please don't hesitate to contact me.

Darren Tinnerstet
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Utilities and Transportation Commission
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