



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

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April 17, 2019

Mark L. Johnson, Executive Director and Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P.O. Box 47250
Olympia, WA 98504-7250

RE: Commission Staff's Letter Confirming Compliance
DG-180247 – Bacon Concrete, Inc. (60 1 398 658) – Investigation #7662

Dear Mr. Johnson:

Commission staff has reviewed the compliance order for Bacon Concrete, Inc. (Bacon Concrete) dated March 23, 2018. Compliance with the order required the following items be met:

- \$3,500 penalty for two violations of RCW 19.122.030(2), which occurred on October 2, 2017, and November 13, 2017, with the opportunity to suspend, and ultimately waive, \$2,500 of the penalty amount subject to the conditions that Bacon Concrete employees involved in excavation, including management, attend Dig Safe Training within 12 months of the penalty assessment, and incur no additional dig law violations within 12 months.

On April 10, 2018, Bacon Concrete notified the Commission of its acceptance of the conditions, and paid \$1,000 of the penalty amount on April 12, 2018, suspending \$2,500 of the penalty amount. On April 17, 2019, Bacon Concrete provided documentation to the Commission that it completed Dig Safe Training on February 12 and February 13, 2019. Bacon Concrete has not incurred any additional violations of the dig law since the penalty assessment.

Staff believes that Bacon 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 \$2,500 penalty amount and close this docket.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sean C. Mayo".

Sean C. Mayo
Pipeline Safety Director