



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

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November 22, 2021

Amanda Maxwell, Executive Director and Secretary  
Washington Utilities and Transportation Commission  
P.O. Box 47250  
Olympia, WA 98504-7250

RE: Washington Utilities and Transportation Commission v. S & J Fencing, LLC  
Commission Staff's recommendation to impose suspended penalty Docket D-200618

Dear Ms. Maxwell:

On September 2, 2020, S & J Fencing, LLC (S & J or Company) was issued a \$1,000 penalty for a violation of RCW 19.122. S & J was provided the opportunity to have \$800 of the Penalty Assessment waived on the following conditions;

- S & J commits no further violations of RCW 19.122 within the next 12 months.
- The owners of S & J complete National Utility Contractor Association (NUCA) Dig Safe Training within 12 months of the date of the Penalty Notice.

On October 14, 2020, the Commission received a response from S & J admitting the violation occurred and accepted the Commission's offer to make a partial payment of \$200 of the penalty amount, and suspend the remaining \$800, based on the stated conditions. The Company made a \$200 payment on October 14, 2020.

Staff is not aware of any new violations of RCW 19.122, indicating that S & J may have met the first one of the conditions specified in the Penalty Notice. On November 2, 2021, Staff notified S & J that the Commission has not received verification of NUCA Dig Safe Training completion. Staff has not received a response from the Company as of November 19, 2021.

Staff recommends the Commission impose the remaining penalty amount of \$800, making that amount due and payable immediately.

Sincerely,

Sean C. Mayo, Director  
Pipeline Safety