



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

(360) 664-1160 • TTY (360) 586-8203

September 18, 2018

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

RE: **Notification of Acceptance of Order Conditions**
Docket DG-180473, Wallin Excavating, LLC

Dear Mr. Johnson:

On June 13, 2018, the Utilities and Transportation Commission (commission) issued an \$11,000 Penalty Assessment in Docket DG-180475, against Wallin Excavating, LLC for three violation(s) of RCW 19.122.030(2), for failing to request a dig ticket prior to performing an excavation. RCW 19.122.030(2) states, in part, that any excavator who fails to notify a one-number locator service and causes damage to a hazardous liquid or gas facility is subject to a civil penalty of not more than ten thousand dollars for each violation.

The Order offered Wallin Excavating, LLC the ability to accept certain penalty conditions in lieu of the full penalty assessment.

On June 28, 2018, Wallin Excavating, LLC submitted a signed confirmation accepting these conditions:

Admit that the violations occurred and enclose \$1,000 toward the payment of the penalty. Accept the Commission's offer to suspend, and ultimately waive, the remaining \$10,000 penalty amount subject to the conditions that the owner and field supervisors of Wallin Excavating complete NUCA Dig Safe Training within four months of the issuance of this penalty assessment; submit documentation of that attendance to the Commission within five (5) days of attending the training; and commit no further violations of RCW 19.122 within the next 12 months.

This Notice of Acceptance of Order Conditions meets with Staff approval. Staff will apprise you regarding the compliance of these terms when they are met or if subsequent violations occur, at which time the penalty will be due immediately in full.

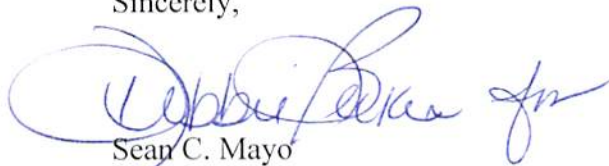
DG-180473 – Wallin Excavating, LLC

Sept. 18, 2018

Page 2

If you have any questions regarding this recommendation, please contact Steve Davidson at (360) 742-4357, or steve.davidson@utc.wa.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sean C. Mayo". The signature is fluid and cursive, with a large initial "S" and a stylized "M".

Sean C. Mayo
Pipeline Safety Director