



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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October 31, 2024

RE: *Washington Utilities and Transportation Commission v. Rodarte Construction, Inc.*,
Docket DG-230686

TO ALL PARTIES:

On September 18, 2023, the Washington Utilities and Transportation Commission (Commission) issued a \$2,500 penalty assessment (Penalty Assessment) against Rodarte Construction, Inc. (Rodarte Construction) for one violation of Revised Code of Washington (RCW) 19.122.055(1)(a). In the Penalty Assessment, the Commission offered to suspend, and ultimately waive, a \$2,000 portion of the penalty subject to the conditions that: a) Rodarte Construction pay the \$500 unsuspended portion of the penalty within 15 days of the Penalty Assessment; b) Rodarte Construction employees attend Dig Safe training provided by the National Utility Contractors Association (NUCA) within 90 days of the date of the Penalty Assessment and submit documentation of attendance; and c) the Company commit no further violations of Chapter 19.122 RCW within 12 months of the date of the Penalty Assessment.

On September 19, 2023, the Commission received notification from the Rodarte Construction admitting to the violation and accepting the Commission's offer to suspend an \$2,000 portion of the penalty and the associated conditions.

The Commission received the required documentation verifying completion of Dig Safe training on November 28, 2023, and a payment of \$500 was made on October 3, 2023.

On October 29, 2024, Commission staff (Staff) filed a letter in this docket informing the Commission of a repeat violation by Rodarte Construction of RCW 19.122.055(1)(a) that occurred on August 7, 2023, as outlined in a Penalty Assessment issued by the Commission on February 12, 2024, in Docket DG-240061. In the letter, staff recommended that the Commission impose the suspended \$2,000 portion of the penalty in DG-230686 because Rodarte Construction incurred a repeat violation within the 12-month suspension period.

The Commission agrees that the \$2,000 suspended portion of the penalty in Docket DG-230686 should be imposed as a result of Rodarte Construction's failure to comply with the afore

mentioned condition. The suspended \$2,000 penalty is now due and payable.

JEFF KILLIP
Executive Director and Secretary