



Washington State Dig Law Safety Committee

A Standing Committee of Washington Utilities Coordinating Council

COMMUNICATION – COOPERATION -

COORDINATION

P.O. Box 734 • Poulsbo, WA 98370

February 16, 2017

Steve King, Executive Director and Secretary
Members of the UTC
1300 Evergreen Park Drive SW
Olympia, WA 98504-7250

Re: Review Committee Decision – Case 16-023,026,027,031-036,16-039
and Case 16-055 Puget Sound Energy vs. TT&E, LLC

Dear Mr. King:

The Washington State Dig Law Safety Committee received a series of complaints regarding potential violation of the Washington State Dig Law RCW 19.122 for work performed in 2016. On January 25, 2017 the Review Board of the Safety Committee heard the complaints. The Complainant in these cases is Puget Sound Energy and the Respondent is TT&E, LLC.

The complainant alleged violation of RCW 19.122.030 and RCW 19.122.050. The Review Board finds that the respondent, TT&E, LLC did violate RCW 19.122.030(2) for failure to notify one-call prior to digging and for digging prior to two days for Cases 16-023, 026, 027, 031, 032, 035, 036, 16-039 and 16-055; TT&E, LLC did violate RCW 19.122.030(1)(a) for failure to mark the boundary of the excavation area in white for Case 16-031 and TT&E, LLC did violate RCW 19.122.030(5) for excavating before all known facility operators have marked or provided information and RCW 19.122.050(1) for failure to notify PSE and one-call of damage to underground facility for Case 16-055. Cases 16-027 and 16-034 were within drawn by Puget Sound Energy during the hearing.

The Review Board recommends the following penalty be assessed to the respondent:

\$1000 for violating 19.122.030(2) Cases 16-023
\$5000 for violating 19.122.030(2) Cases 16-026,
031,032,033,035,036,16-039 and 16-055
\$5000 for violating 19.122.030(1)(a) Case 16-031
\$5000 for violating 19.122.030(5) Cases 16-055
\$5000 for violating 19.122.050(1) Case 16-055

Penalty assessment recommended by the Review board totals \$56000. Attached you will find an Excel Spreadsheet identifying each violation by case number.

Committee Members

Represent:

Local Government

Natural Gas Utility

Contractors

Excavators

Electric Utility

Consumer – Owned Utility

Pipeline Utility

Insurance Industry

Utilities and Transportation Commission

Telecommunications Company

Three At – Large Positions



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Three At – Large Positions

The Review Board further requires TT&E, LLC to attend NUCA dig safe training for all employees, including ownership and management.

Please let me know if you have any questions regarding this case. I can be contacted at 425.430.7212.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Dave Christensen'.

Dave Christensen, Chair

Cc: Lynda Holloway, UTC
Puget Sound Energy
TT&E, LLC