



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

621 Woodland Square Loop SE • Lacey, Washington 98503

P.O. Box 47250 • Olympia, Washington 98504-7250

(360) 664-1160 • 1-800-833-6384 or 711

March 29, 2021

Mark L. Johnson, Executive Director and Secretary
Washington Utilities and Transportation Commission
621 Woodland Square Loop SE
Lacey, WA 98503

RE: Commission Staff's Letter Confirming Compliance
DG-190979 – Summit Crest Construction – Investigation #8109

Dear Mr. Johnson:

Commission staff (Staff) has reviewed the compliance order for Summit Crest Construction (Summit Crest or Company) dated Dec. 31, 2019. Compliance with the order required the following items:

- \$3,500 penalty for two violations of RCW 19.122.030(2), with the opportunity to suspend, and waive, \$2,500 of the penalty amount if the Company field crew responsible for 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 Jan. 17, 2020, Summit Crest notified the Commission of its acceptance of the conditions and made a payment of \$1,000. Due to Covid-19, in-person Dig Safe trainings were not available. In March 2021, Staff notified the Company that on-line Dig Safe training was available. On March 16, 2021, four Summit Crest employees, including management and field staff, took the on-line training. The Company has not incurred any additional violations of the dig law since the penalty assessment.

Because the Company was unable to attend in-person training prior the compliance date in the order, and has now provided documentation to the Commission that it completed online Dig Safe Training, Staff believes that Summit Crest has fully complied with the Commission's order. Further compliance under this order is no longer necessary, and Staff recommends the Commission waive the suspended \$2,500 penalty amount and close this docket.

Sincerely,

Sean C. Mayo
Pipeline Safety Director

Respect. Professionalism. Integrity. Accountability.