



Washington State Dig Law Safety Committee

A Standing Committee of Washington Utilities Coordinating Council

COMMUNICATION – COOPERATION -

COORDINATION

P.O. Box 734 • Poulsbo, WA 98370

**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

December 19, 2016

Wayne R. Gould, Director, Contracts and Supply Chain
Puget Sound Energy
P.O. Box 90868
Bellevue, WA 98009-0868

Re: Review Committee Decision - Case Number 16-014 and 16-015
Stantec Consulting versus Puget Sound Energy

Dear Mr. Gould:

The Washington State Dig Law Safety Committee has received your letter dated December 8, 2016 in regards to the Review Committee's decision regarding cases 16-014 and 16-015. At this time the decision of the Review Committee is currently being reviewed by the UTC for a final determination. The Safety Committee will forward this letter to the UTC for their consideration.

That said, I will respond to your request as the Chair of the Safety Committee. You have suggested that Dig Law Section RCW 19.122.030(4)(c) and (4)(c)(i) should apply regarding your potential violation of 19.122.030(3)(a) for case 16-014. Section (4)(c) specifically identifies that it pertains to (3)(b) and (3)(c) of this section only, not to (3)(a), which is the section the Review Committee has identified has been violated.

In regards to a good faith attempt to locate for the overall ticket for Case 16-015, the Safety Committee will not disagree that PSE through its contract locator did work to comply with the Dig Law. However, that does not remove PSE's responsibility to locate its services, which was determined to have not occurred for this case by the Review Committee.

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

Sincerely

Dave Christensen
Chair

Cc: Darren Tinnerstet, UTC

Attachment: PSE Letter dated 12/8/2016