



STATE OF WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION

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September 23, 2020

RE: *In re Penalty Assessment Against Neighborhood Fence, Inc., in the Amount of \$1,000 for Violation of RCW 19.122.030(1)(a),*  
Docket D-200038

TO ALL PARTIES:

On February 14, 2020, the Commission issued a penalty assessment against Neighborhood Fence, Inc., (Neighborhood Fence or Company) for one violation of RCW 19.122.030(1)(a). In the penalty assessment, the Commission offered to suspend and ultimately waive \$800 of the penalty on the conditions that: a) Neighborhood Fence pay the remaining \$200 unsuspended portion of the penalty within 15 days of the penalty assessment; b) Company owners and field staff attend Dig Safe training provided by the National Utility Contractors Association (NUCA) within 12 months of the date of the penalty assessment; and c) that the Company commit no further violations of Chapter 19.122 RCW during those 12 months.

On March 2, 2020, Neighborhood Fence filed a response to the penalty assessment admitting the violations and accepting the conditions offered and paid the \$200 unsuspended portion of the penalty.

On July 6, 2020, the Commission received a recommendation from the Washington Dig Law Safety Committee recommending the Commission assess a \$2,500 penalty against Neighborhood Fence for a violation of RCW 19.122.030(5) that occurred on April 24, 2020.

On September 17, 2020, Commission staff (Staff) filed a letter in this docket recommending the Commission impose the suspended \$800 portion of the penalty for failing to meet the conditions by incurring an additional violation of Chapter 19.122 RCW within 12 months of the February 14, 2020, penalty assessment.

Due to the Company's failure to comply with the agreed conditions requiring the Company to incur no additional violations of Chapter 19.122 RCW within 12 months of the penalty assessment, the \$800 portion of the penalty that was suspended is now due and payable.

A handwritten signature in black ink, appearing to read "Mark L. Johnson", written in a cursive style.

**MARK L. JOHNSON**  
Executive Director and Secretary