



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

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December 3, 2020

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-190887 – Active Environmental, Inc. – Investigation 8099

Dear Mr. Johnson:


Commission staff (staff) has reviewed the compliance order for Active Environmental, Inc. (Active Environmental or Company) dated Nov. 12, 2019. Compliance with the order required the following items be met:

- \$1,000 penalty for one violation of RCW 19.122.030(2) with the opportunity to suspend, and ultimately waive, \$1,000 of the penalty amount if owner and field supervisors of the Company attend Dig Safe Training within 12 months of the penalty assessment, and incur no additional dig law violations within 12 months.

On Jan. 14, 2020, Active Environmental notified the Commission of its acceptance of the conditions and paid the \$1,000 penalty amount. The Commission accepted the Company’s late request for suspension of the penalty, subject to conditions, and refunded the \$1,000 payment on Jan. 21, 2020. Due to COVID-19 restrictions outside of the company’s control, Active Environmental was unable to complete Dig Safe Training within 12 months. Active Environmental has not incurred any additional violations of the dig law since the penalty assessment.

Staff believes that Active Environmental has fully complied with the Commission’s order, and further compliance under this order is no longer necessary. Staff recommends the Commission waive the suspended \$1,000 penalty amount and close this docket.

Sincerely,

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Mayo, Sean (UTC)
Date: 2020.12.03
08:50:15 -08'00'

Sean C. Mayo
Pipeline Safety Director