



Washington State Dig Law Safety Committee

A Standing Committee of Washington Utilities Coordinating Council

COMMUNICATION – COOPERATION – COORDINATION

P.O. Box 734 • Poulsbo, WA 98370

April 1, 2015

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

Re: Review Committee Decision - Case Number 14-031
Antoinette Shaffer (Tenant) vs. Roy Murphy (Landlord/Developer)

Dear Mr. King:

The Washington State Dig Law Safety Committee received a complaint regarding a potential violation of the Washington State Dig Law RCW 19.122 for work performed in December of 2014. The complaint was filed with the Safety Committee on December 17, 2014. On March 25, 2015 the Review Committee of the Safety Committee heard the complaint. The Complainant in this case is Antoinette Shaffer (Tenant), and the Respondent is Roy Murphy (Landlord/Developer).

The complainant alleged violation of RCW 19.122.030(1)(a), failure to request a dig ticket prior to performing excavation. The Review Committee finds that the respondent, Roy Murphy, did violate RCW 19.122.030(1)(a), by not requesting a dig ticket prior to performing excavation as part of foundation work performed at 803B Tipsoo Loop South, Rainier, WA. As part of this excavation work, Roy Murphy struck and damaged a Puget Sound Energy (PSE) buried electric service, for which he did not contact the One Call Center or PSE, which violates RCW 19.122.050 for not reporting the damage.

The Review Committee recommends that a \$1,000.00 penalty be assessed for this violation, with a stipulation that \$800.00 of the \$1,000.00 be deferred if Roy Murphy agrees to Dig Safe Training for himself. This training must be completed within 90 days of the UTC review and confirmation of this decision. If Roy Murphy either fails to perform the training, or commits a further violation of RCW 19.122 within a 12-month period from the UTC confirmation date, then the full \$1,000.00 will be due and payable at that time.

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

Sincerely

Dave Christensen
Chair

Cc: Antoinette Shaffer
Roy Murphy
Lynda Holloway, UTC

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