

Washington State Dig Law Safety Committee

P.O. Box 734 • Poulsbo, WA 98370



July 10, 2019

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

Mark Johnson, 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 Numbers 19-011 thru 19-015 Puget Sound Energy vs. Cement Works Northwest INC.

Dear Mr. Johnson:

The Washington State Dig Law Safety Committee received complaints regarding a potential violation of the Washington State Dig Law RCW 19.122.030 for work performed on 10/16/2017, 01/02/2018, 04/11/2018, and 01/09/2019.

On July 9, 2019, the Washington State Dig Law Safety Committee Review Board heard complaint Cases 19-011 thru 19-015.

The Review Committee determined that the respondent did violate RCW 19.122.030(2) on five occasions. Cement Works Northwest, INC. violated RCW 19.122.030(2) for failing to provide notice to the one-call center prior to digging.

The Review Committee recommends the following penalty be assessed to the respondent:

- Case 19-011 \$1000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-012 \$1000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-013 \$1000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-014 \$1000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-015 \$1000.00 penalty for one violation of RCW 19.122.030(2)



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The recommended penalties total \$5000.00 with \$4000.00 deferred on the condition that Bob Godwin and Conner Lanphere attend NUCA dig safe training within 6 months of a UTC penalty assessment and incur no additional violations of RCW 19.122 within 12 months of receiving a penalty assessment order.

Please let me know if you have any questions regarding these cases. I can be contacted at 206-794-9823.

Sincerely,

A handwritten signature in black ink that reads "Jim Walton".

Jim Walton, Chair
cc: Lynda Holloway, UTC
Bobby Godwin