



Washington State Dig Law Safety Committee

1673 S Market Blvd, #121
Chehalis, WA 98532

August 23, 2024

Jeff Killip, Executive Director, and Secretary
UTC Records Center
Utilities and Transportation Commission
621 Woodland Square Loop SE
Lacey, WA 98503

Re: Review Committee Decision – Complaint Case 24-070
NW Natural Gas vs. NW United Exteriors, Inc.

Dear Mr. Killip:

The Washington State Dig Law Safety Committee (committee) received a complaint filed by NW Natural Gas against NW United Exteriors, Inc. (NW United) regarding a potential violation of the Washington State Dig Law RCW 19.122.030.

On Aug. 22, 2024, the committee formed a peer review board and reviewed Complaint Case 24-070.

The peer review board determined that respondent NW United violated RCW 19.122.030(2) four times for failure to provide notice to a one-number locator service not less than two business days before the scheduled excavation date.

Therefore, the committee recommends a total penalty of \$4,000 be assessed to the respondent as follows:

- \$1,000 for one violation of RCW 19.122.030(2) that occurred on June 26, 2024, at 10217 NE 133rd Ave, Vancouver, WA
- \$1,000 for one violation of RCW 19.122.030(2) that occurred on June 26, 2024, at 10213 NE 133rd Ave, Vancouver, WA
- \$1,000 for one violation of RCW 19.122.030(2) that occurred on June 26, 2024, at 10221 NE 133rd Ave, Vancouver, WA
- \$1,000 for one violation of RCW 19.122.030(2) that occurred on April 3, 2024, at 10308 NE 132nd Pl, Vancouver, WA

Additionally, the committee recommends a deferral opportunity be offered to suspend \$3,000 of the \$4,000 total, based on the conditions that the owner and lead foreman of NW United attend NUCA Dig Safe Training, and the company incurs no additional violations of RCW 19.122 within the next 12 months.

Please let me know if you have any questions regarding this recommendation. You may contact me at 206-794-9823.

Sincerely,

Jim Walton, Chair

cc: Marina Rathbun, UTC
Jaimie Lemke, NW Natural Gas
Aleksandr Kislenko, NW United Exteriors, Inc.

Committee Members
Represent:

Local Government

Natural Gas Utility

Contractors

Excavators

Electric Utility

Consumer Owned Utility

Pipeline Utility

Water Utility

Utilities and
Transportation
Commission

Telecommunications
Company

Three At-Large Positions

Brenton Olin