



# Washington State Dig Law Safety Committee

P.O. Box 734 • Poulsbo, WA 98370

May 22, 2020

**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  
621 Woodland Square Loop SE  
Lacey, WA 98503

Re: Review Committee Decision – Case 20-011 PRG/Comcast vs.  
Rotschy, Inc.

Dear Mr. Johnson:

The Washington State Dig Law Safety Committee received a complaint regarding a potential violation of Washington State Dig Law RCW 19.122.030 for work performed on February 2, 2020.

On May 20, 2020, the committee formed a review board and heard Case 20-011 filed by PRG/Comcast against Rotschy, Inc.

The review board determined that the respondent, the City of Moses Lake, violated RCW 19.122.040(2) for failing to use reasonable care to avoid damaging underground utilities.

Therefore, the committee recommends a total penalty of \$1000.00 be assessed to the respondent as follows;

- \$1000.00 penalty for one violation of RCW 19.122.040(2)

The recommended penalty is \$1000.00, with \$500.00 deferred and ultimately suspended on the condition that Rotschy, Inc. has no additional violations of RCW 19.122 within twelve months of receiving a penalty assessment order.

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

Sincerely,

Jim Walton, Chair  
cc: Lynda Holloway, UT  
Nels Homola, Rotschy, Inc.

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