



# Washington State Dig Law Safety Committee

1734 Indigo Ln NE, Poulsbo, WA 98370

D-230100

February 15, 2023

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

Amanda Maxwell, 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 22-062 M&L Construction,  
Inc. vs. Avista Corporation

Dear Amanda Maxwell:

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 8/05/2022.

On 2/15/2023, the committee formed a review board and heard Case  
22-062 filed by M&L Construction, Inc. against Avista Corporation.

The review board determined that the respondent, Avista Corporation,  
violated RCW 19.122.030(4)(a) by failing to mark their locatable  
facilities within two business days.

Therefore, the committee recommends a total penalty of \$5000  
assessed to the respondent as follows:

- \$5000 for one violation of RCW 19.122.030(4)(a)

The recommended penalties total \$5000.

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

Sincerely,

Jim Walton, Chair

Cc: Lynda Holloway

Tyler Proszek, Avista Corporation

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02/15/23 16:42  
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