



# Washington State Dig Law Safety Committee

1673 S Market Blvd, #121  
Chehalis, WA 98532

**D-240867**

Received  
Records Management  
Nov 13, 2024

November 13, 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 24-082  
NW Natural Gas vs Hildebrand Concrete Construction Inc

Dear Mr. Killip:

The Washington State Dig Law Safety Committee (committee) received a complaint filed by NW Natural Gas against Hildebrand Concrete Construction Inc. (Hildebrand Concrete) regarding potential violations of the Washington State Dig Law RCW 19.122.030.

On Nov. 5, 2024, the committee formed a peer review board and reviewed Complaint Case 24-082.

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

Additionally, the peer review board determined that Hildebrand Concrete also violated RCW 19.122.030(5) one time for making a locate request, and then not waiting for all known facility operators to mark their underground facilities.

Therefore, the committee recommends a total penalty of \$2,000 be assessed to the respondent as follows:

- \$1,000 for one violation of RCW 19.122.030(2) that occurred on Sept. 9, 2024, at S Royle Rd, Ridgefield, WA.
- \$1,000 for one violation of RCW 19.122.030(5) that occurred on Sept. 11, 2024, at 4905 NE 122<sup>nd</sup> Ave, Vancouver, WA.

Additionally, the committee recommends a deferral opportunity be offered to suspend \$1,600 of the \$2,000 total, based on the conditions that company management and field crews involved in excavation at Hildebrand Concrete attend in-person 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  
Paul Hildebrand, Hildebrand Concrete

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