



Washington State Dig Law Safety Committee

P.O. Box 734 • Poulsbo, WA 98370

**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

August 1, 2018

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 Number 18-063 Avista
Corporation vs Roch Construction

Dear Mr. Johnson:

The Washington State Dig Law Safety Committee received a complaint regarding a potential violation of the Washington State Dig Law RCW 19.122.030(6)(a) for work performed on 6/4/2018.

On July 18, 2018 the Washington State Dig Law Safety Committee Review Board heard complaint Case 18-063 Avista Corporation vs Roch Construction.

The Review Committee determined that the respondent did not violate RCW 19.122.030(6)(a). The Committee found that the respondent did violate RCW 19.122.040(2) (a) for failing to use reasonable care to determine the precise location of facilities that have been marked.

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

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

A penalty of \$1000.00 with \$800.00 deferred on the condition that the owner and field staff attend NUCA dig safe training and have no additional violation of RCW 19.122 within 12 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.

Washington State Dig Law Safety Committee

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Sincerely,

A handwritten signature in black ink, appearing to read "Jim Walton".

Jim Walton, Chair

cc: Lynda Holloway, UTC

Derik Johnson

Linda Burger

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