



D-240184

## Washington State Dig Law Safety Committee

1673 S Market Blvd, #121  
Chehalis, WA 98532

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

March 14, 2024

Received  
Records Management  
Mar 14, 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 23-118 Snoqualmie Pass Utility District vs. Potelco, Inc.

Dear Mr. Killip:

The Washington State Dig Law Safety Committee (committee) received a complaint filed by Snoqualmie Pass Utility District (SPUD) against Potelco, Inc. (Potelco) regarding a potential violation of the Washington State Dig Law RCW 19.122.030.

On March 7, 2024, the committee formed a peer review board and reviewed Complaint Case 23-118.

The peer review board determined that the respondent, Potelco, violated RCW 19.122.030(2) one time, as the excavation did not meet the emergency exemption requirements in RCW 19.122.131(1)(a), due to there being no clear and present danger to life or property or a customer service outage, as defined in RCW 19.122.020(5).

Therefore, the committee recommends a total penalty of \$5,000 be assessed to the respondent as follows:

- \$5,000 for one violation of RCW 19.122.030(2) that occurred on Dec. 13, 2023, at 210 Olson Dr., Snoqualmie Pass, WA

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  
Tom Hastings, SPUD  
Bryan Sabari, Potelco