



Washington State Dig Law Safety Committee

P.O. Box 734 • Poulsbo, WA 98370

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State Of WASH.
UTIL. AND TRANSP.
COMMISSION

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Three At – Large Positions

July 23, 2019

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 Numbers 19-016 thru 19-021
Puget Sound Energy vs. Mark Morris Inc.

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(2) for work performed on 1/15/2019.

On July 23, 2019, the Washington State Dig Law Safety Committee Review Board heard complaint Cases 19-016 thru 19-021 Puget Sound Energy vs. Mark Morris Inc.

The Review Committee determined that the respondent did violate RCW 19.122.030(2) on six occasions. The Committee found that the respondent did violate RCW 19.122.030(2) for failing to provide notice to the one-call center prior to digging.

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

- Case 19-016 \$1000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-017 \$5000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-018 \$5000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-019 \$5000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-020 \$5000.00 penalty for one violation of RCW 19.122.030(2)
- Case 19-021 \$5000.00 penalty for one violation of RCW 19.122.030(2)

For a total of \$26000.00 with \$20000.00 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.

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

Sincerely,

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

Jim Walton, Chair

cc: Lynda Holloway, UTC

Zeb Olson, Mark Morris Inc.