



Washington State Dig Law Safety Committee

1734 Indigo Ln NE, Poulsbo, WA 98370

D-230099

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 22-042 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 8/15/2022.

Avista notified the safety committee of their intention not to contest the
complaint submitted by M&L Construction. The committee reviewed
the correspondence from both parties during a “tabletop review” and
chose to find Avista in violation.

The review board determined that the respondent, Avista Corporation,
violated RCW 19.122.030(3)(a) by not accurately marking their
locatable facilities.

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

- \$5000 for one violation of RCW 19.122.030(3)(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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Records Management
02/15/23 14:26
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UTIL. AND TRANSP.
COMMISSION