1	<b>BEFORE THE PUBLIC UTILITY COMMISSION</b>		
2	<b>OF OREGON</b>		
3	NC 343		
4		BLIC UTILITY COMMISSION OF EGON,	
5		Complainant,	STIPULATION FOR ENTRY OF ORDER
6		V.	
7 8		NTRAL PIPELINE, INC., (an Oregon poration),	
9		Defendant.	
10	The Public Utility Commission of Oregon, appearing by and through Johanna M.		
11	Riemenschneider, Assistant Attorney General, and Central Pipeline, Inc., the Defendant herein,		
12	hereby stipulate as follows:		
13	1.		
14	A Complaint in this case is pending before the Commission charging the Defendant with		
15	one violation of law, OAR 952-001-0090(4).		
16	2.		
17	Both parties to this proceeding are willing to forego further processing of that Complaint		
18	and further are willing to resolve this matter on the basis of this Stipulation.		
19		3.	
20	The Defendant admits that the violation was committed as alleged in the Complaint and		
21	is willing for the Commission to enter an order finding that the violation was committed as		
22	alleged in the Complaint.		
23	///		
24	///		
25	///		
26	///		
Page	ge 1 - STIPULATION FOR ENTRY OF ORDER (NC 343) JMR:mme/#6953795 Department of Justice 1162 Court Street NE Salem, OR 97301-4096 (503) 947-4342 / Fax: (503) 378-3784		

1 4. 2 The parties further agree that the Commission may enter an order assessing civil 3 monetary penalties against Defendant in the amount of \$1,000 under the following terms and conditions: 4 5 A. Defendant must sign and return this Stipulation within 20 days of the date it was 6 served upon (mailed to) Defendant. 7 B. Payment of the penalties (\$1000) will be suspended and no further penalties will be 8 imposed for the violation alleged in the Complaint unless Defendant fails to comply 9 with all of the terms of this Stipulation and all of the rules adopted by the Oregon 10 Utility Notification Center (OUNC) under ORS 757.552 for a one-year period 11 following the date of the Commission's entry of an order. 12 C. Defendant must contact the OUNC Speakers Bureau online at 13 www.digsafelyoregon.com or by calling (503) 232-1987 to arrange for and attend a 14 training session on Oregon excavation laws within 45 days following the entry of the 15 Commission's order. D. In the event that Complainant contends that Defendant has not complied with all of 16 17 the terms of this Stipulation and all OUNC rules for that one-year period, 18 Complainant may reopen this proceeding and petition for imposition of all or a 19 portion of the suspended penalties. In such case, Defendant is entitled to a hearing 20 and to be notified of the basis upon which Complainant contends that compliance has 21 not occurred. 22 E. Complainant's failure to enforce any provision of this Stipulation, or decision to 23 waive any violation or nonperformance of this Stipulation in one instance, will not 24 constitute a waiver by the Complainant of that provision, any other provision, or any 25 other violation or nonperformance in another instance. 26 111

Page 2 - STIPULATION FOR ENTRY OF ORDER (NC 343) JMR:mme/#6953795

1	5.
2	This Stipulation is conditioned upon final approval of its terms by the Commission. If
3	the Stipulation is not accepted in its entirety, it is deemed withdrawn.
4	
5	DATED this 31 day of December 2015.
6	
7	John humh
8	Johanna M. Riemenschneider, #990083 Senior Assistant Attorney General
9	Of Attorneys for the Public Utility Commission of Oregon
10	
11	DATED this 4th day of January 2016
12	BAA
13	Defendant/Representative (signature)
14	
15	Schuyler van Wart
16	(Print Name)
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
Page 3	- STIPULATION FOR ENTRY OF ORDER (NC 343) JMR:mme/#6953795

Ň

 $\mathbf{V}_{1}$ 

Department of Justice 1162 Court Street NE Salem, OR 97301-4096 (503) 947-4342 / Fax: (503) 378-3784