1	BEFORE THE PUBLIC UTILITY COMMISSION		
2	OF OREGON		
3	NC 348		
4	PUBLIC UTILITY COMMISSION OF OREGON,		
5	Complainant,	STIPULATION FOR ENTRY OF FINAL	
6	v.	ORDER	
7	CITY OF TROUTDALE,		
8	8 Defendant.		
9		· · · · · · · · · · · · · · · · · · ·	
10	The Public Utility Commission of Oregon, appearing by and through Johanna M.		
11	Riemenschneider, Assistant Attorney General, and the City of Troutdale, 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 952-001-0070.		
16	2.		
17	Both parties to this proceeding are willing to forego further processing of that Complain		
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	111		
26	///		
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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 A. Defendant must sign and return this Stipulation within 20 days of the date it was 5 6 served upon (mailed to) Defendant. B. \$200 becomes due and payable on or before the 30th day following the Commission's 7 8 entry of its order in this case. 9 C. Payment must be by money order made out to the Public Utility Commission of Oregon, and the memo line of the money order must state the "NC" docket number 10 11 in the caption of this Stipulation. 12 D. Payment of the balance of the penalty (\$800) will be suspended and no further 13 penalties will be imposed for the violation alleged in the Complaint unless Defendant 14 fails to comply with all of the terms of this Stipulation and all of the rules adopted by 15 the Oregon Utility Notification Center (OUNC) under ORS 757.552 for a one-year period following the date of the Commission's entry of an order. 16 E. Defendant must contact the OUNC Speakers Bureau online at 17 www.digsafelyoregon.com or by calling (503) 232-1987 to arrange for and attend a 18 19 training session for Steve Gaschler on Oregon excavation laws within 45 days following the entry of the Commission's order. 20 21 F. In the event that Complainant contends that Defendant has not complied with all of 22 the terms of this Stipulation and all OUNC rules for that one-year period, 23 Complainant may reopen this proceeding and petition for imposition of all or a 24 portion of the suspended penalties. In such case, Defendant is entitled to a hearing 25 and to be notified of the basis upon which Complainant contends that compliance has

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not occurred.

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1	G. Complainant's failure to enforce any provision of this Stipulation, or decision to	
2	waive any violation or nonperformance of this Stipulation in one instance, will not	
3	constitute a waiver by the Complainant of that provision, any other provision, or any	
4	other violation or nonperformance in another instance.	
5	5.	
6	This Stipulation is conditioned upon final approval of its terms by the Commission. If	
7	the Stipulation is not accepted in its entirety, it is deemed withdrawn.	
8	DATED this //2 day of March, 2016	
9		
10		
11	John Kunto	
12	Johanna M. Riemenschneider, #990083 Senior Assistant Attorney General	
13	Of Attorneys for the Public Utility Commission of Oregon	
14		
15	DATED this 23 day of Manch, 2016.	
16	CA (I II	
17	Defendant / Representative (signature)	
18		
19	STEE GASCHIER	
20	(Print Name)	
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22		
23		
24		
25		
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