1	BEFORE THE PUBLIC UTILITY COMMISSION		
2	OF OREGON		
3	NC 357		
4	PUBLIC UTILITY COMMISSION OF OREGON,		
5	Complainant,	STIPULATION FOR ENTRY OF FINAL	
6	V.	ORDER	
7	RON KIDDER LLC,		
8	Defendant.		
9	· · · · · · · · · · · · · · · · · · ·		
10	The Public Utility Commission of Oregon, appearing by and through Johanna M.		
11	Riemenschneider, Assistant Attorney General, and Ron Kidder LLC, 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	violations of OAR 952-001-0090(1), and proposing total civil penalties of \$1,000.		
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 without further hearing or appeal on the basis of this		
19	Stipulation.		
20	3.		
21	The Defendant admits that the violation was committed as alleged in the Complaint and		
22	is willing for the Commission to enter an order finding that the violation was committed as		
23	alleged in the Complaint.		
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 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. \$200.00 becomes due and payable on or before the 30th day following the 8 Commission's entry of its order in this case. 9 C. Payment must be by cashier's check or money order made out to the Public Utility 10 Commission of Oregon, and the memo line of the money order must state the "NC 11 357" docket number in the caption of this Stipulation. 12 D. Payment of the balance of the penalty (\$800) will be suspended and it will be waived 13 with no further penalties imposed for the violation alleged in the Complaint unless 14 Defendant fails to comply with all of the terms of this Stipulation and all of the rules 15 adopted by the Oregon Utility Notification Center (OUNC) under ORS 757.552 for a 16 one-year period following the date of the Commission's entry of an order. 17 E. Defendant must contact Bill Walker at Cascade Natural Gas (CNG) by email at 18 William. Walker@cngc.com or by calling (541) 706-6290 and arrange for and ensure 19 that all of defendant's employees that engage in excavation activity as a part of their 20 job duties attend an operator safety presentation provided by CNG within 45 days 21 following the entry of a final order. 22 F. Defendant must take a blank copy of the Training Verification form attached to this 23 Stipulation as Attachment 1 to all required trainings scheduled under paragraphs 4.E. 24 above. Defendant must ensure that all of its employees attending a required training 25 sign a Training Verification form to verify attendance. A representative of the 26 organization providing the training (Instructor) must sign the Training Verification

1			form to verify that each person listed on the form completed the training. Defendant
2			must return all completed Training Verification forms to Complainant at the address
3			on the Form within 10 days of the date of the last training session and in no event
4		-	later than 55 days following the date of the Commission's entry of an order in this
5			docket.
6		G.	In the event that Complainant contends that Defendant has not complied with all of
7			the terms of this Stipulation and all OUNC rules for the one-year period, Complainant
8			may reopen this proceeding and petition for imposition of all or a portion of the
9	4.		suspended penalty. In such case, Defendant is entitled to notice and a hearing on the
10			basis upon which Complainant contends that compliance has not occurred.
11		Н.	Complainant's failure to enforce any provision of this Stipulation, or decision to
12			waive any violation or nonperformance of this Stipulation in one instance, will not
13			constitute a waiver by the Complainant of that provision, any other provision, or any
14			other violation or nonperformance in another instance.
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Oregon Public Utility Commission Training Verification

35	1
L	C 35

<u>Instructions</u> :						
Defendant:	endant:					
- , ,	Schedule training(s) outlined in Stipulation					
 Complete the Training Verification 	· —					
•	neir name on the Training Verification form					
	Have instructor date and sign the Training Verification form upon completion of training					
	Defendant must mail completed Training Verification form to the address below (retain a copy					
for your records)	for your records)					
• Instructor:	·					
 Date and sign the Training Verificat 	ion form upon completion of training					
Type of Training: (To be filled out by the instructor	-1					
Type of Hanning. (To be Jinea out by the instructor	<i>)</i>					
OUNC – Oregon Excavation Laws	Operator Safety Presentation Other:					
Instructor Print Name:						
Instructor Signature:	Date:					
Nama (Brintad)	Nomo (Signad)					
Name (Printed)	Name (Signed)					
	·					

Mail Completed form to:

Public Utility Commission of Oregon
Administrative Hearings Division
201 High St. SE, Ste. 100
PO Box 1088
Salem OR 97308-1088