1	BEFORE THE PUBLIC UTILITY COMMISSION				
2	OF OREGON				
3	NC 361				
4	PUBLIC UTILITY COMMISSION OF OREGON,				
5	Complainant,	STIPULATION FOR ENTRY OF ORDER			
6	v.				
7	QUEEN OF SPADES UTILITIES, INC.,				
8					
9	Defendant.				
10	The Public Utility Commission of Oregon, appearing by and through Johanna M.				
11	Riemenschneider, Assistant Attorney General, and Queen of Spades Utilities, Inc., the Defendant				
12	herein, 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(1).				
16	2.				
17	Both parties to this proceeding are willi	ng 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	///				
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Department of Justice 1162 Court Street NE Salem, OR 97301-4096 (503) 947-4342 / Fax: (503) 378-3784 1 4.

The parties further agree that the Commission may enter an order assessing a civil monetary penalty against Defendant in the amount of \$1,000 under the following terms and conditions:

- A. Defendant must sign and return this Stipulation within 20 days of the date it was served upon (mailed to) Defendant.
- B. Payment of the penalty (\$1,000) will be suspended and no further penalties will be imposed for the violation alleged in the Complaint unless Defendant fails to comply with all of the terms of this Stipulation and all of the rules adopted by 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.
- C. Defendant must contact the Emerald People's Utility District (EPUD), Chris Miles, by email at ChrisM@epud.org or by calling (541) 744-7481 to arrange for and ensure that all of defendant's employees that engage in excavation activity in Oregon as part of their job duties attend an EPUD-provided training session on electric overhead and underground safety within 45 days following the entry of a final order.
- D. Defendant must take a blank copy of the Training Verification form attached to this Stipulation as Attachment 1 to all required trainings scheduled under paragraph 4.C. above. Defendant must ensure that all of its employees attending a required training sign a Training Verification form to verify attendance. A representative of the organization providing the training (Instructor) must sign the Training Verification form to verify each person listed on the form completed the training. Defendant must return all completed Training Verification forms to Complainant at the address on the Form within 10 days of the date of the last training session and in no event later than 55 days following the date of the Commission's entry of an order in this docket.

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1	E. In the event that Complainant contends that Defendant has not complied with all of	
2	the terms of this Stipulation and all OUNC rules for that one-year period,	
3	Complainant may reopen this proceeding and petition for imposition of all or a	
4	portion of the suspended penalties. In such case, Defendant is entitled to a hearing	
5	and to be notified of the basis upon which Complainant contends that compliance has	
6	not occurred.	
7	F. Complainant's failure to enforce any provision of this Stipulation, or decision to	
8	waive any violation or nonperformance of this Stipulation in one instance, will not	
9	constitute a waiver by the Complainant of that provision, any other provision, or any	
10	other violation or nonperformance in another instance.	
11	5.	
12	This Stipulation is conditioned upon final approval of its terms by the Commission. If	
13	the Stipulation is not accepted in its entirety, it is deemed withdrawn.	
14	DATED this 26 day of May 2017.	
15	DATED this day of May 2017.	
16	John Kanl	
17	Johanna M. Riemenschneider, #990083 Senior Assistant Attorney General	
18	Of Attorneys for the Public Utility Commission	
19	of Oregon	
20	DATED this day of 2017.	
21		
22	July South	
23	Defendant / Representative (signature)	
24	Karen Jackson	
25	(Print Name)	

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Instructions:

Oregon Public Utility Commission Commission Training Verification

Docket NC	361

 Defen 	dant:				
0	Schedule training(s) outlined in Stipulat	ion .			
 Complete the Training Verification form on the day of the training 					
0	 All attendees must print and sign their 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)				
• Instru	ctor				
0	Date and sign the Training Verification 1	form upon completion of training			
	Date and sign the Transmig Vermendon	or in a port completion of trusting			
Type of Train	ing: (To be filled out by the instructor)				
□ ou	NC – Oregon Excavation Laws 🔲 C	Operator Safety Presentation			
Instructor Pri	nt Name:				
Instructor Sig	nature:	Date:			
	Name (Driver)	Name (Girand)			
	Name (Printed)	Name (Signed)			
	Name (Printed)	Name (Signed)			
	Name (Printed)	Name (Signed)			
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	Name (Printed)	Name (Signed)			
	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