1	BEFORE THE PUBLIC UTILITY COMMISSION		
2	OF OREGON		
3	NC 382		
4	PUBLIC UTILITY COMMISSION OF OREGON,		
5	Complainant,	STIPULATION FOR ENTRY OF ORDER	
6	V.		
7 8	CHRISTOPHER CORBETT FUHRER, doing business as EAGLE EYE CONCRETE,		
9	Defendant.		
0	The Public Utility Commission of Oregon, appearing by and through Johanna M.		
11	Riemenschneider, Senior Assistant Attorney General, and Eagle Eye Concrete, 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 952-001-0050(1).		
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	///		
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) is suspended and will be waived with no further penalties 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 OUNC Training Bureau online at www.digsafelyoregon.com/resources/speakers-training/ or by calling (503) 232-1987 to arrange for and ensure that Defendant and all of Defendant's employees that engage in excavation activity as part of their job duties, including but not limited to notifying the Oregon Utility Notification Center of proposed excavations, attend a training session on Oregon excavation laws within 45 days following the entry of the Commission's order.
- D. Defendant must take a blank copy of the Training Verification form attached to this Stipulation as Attachment 1 to document all required trainings scheduled under paragraph 4.C. above. Defendant must ensure that Defendant and 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

1	session and in no event later than 55 days following the date of the Commission's	
2	entry of an order in this docket.	
3	F. In the event that Complainant contends that Defendant has not complied with all of	
4	the terms of this Stipulation and all OUNC rules for that one-year period,	
5	Complainant may reopen this proceeding and petition for imposition of all or a	
6	portion of the suspended penalties. In such case, Defendant is entitled to a notice and	
7	hearing on the basis upon which Complainant contends that compliance has not	
8	occurred.	
9	G. Complainant's failure to enforce any provision of this Stipulation, or decision to	
10	waive any violation or nonperformance of this Stipulation in one instance, will not	
11	constitute a waiver by the Complainant of that provision, any other provision, or any	
12	other violation or nonperformance in another instance.	
13	5.	
14	This Stipulation is conditioned upon final approval of its terms by the Commission. If	
15	the Stipulation is not accepted in its entirety, it is deemed withdrawn.	
16	DATED this day of May 2018.	
17	11 2-1	
18	Johanna M. Riemenschneider, #990083	
19	Senior Assistant Attorney General Of Attorneys for the Public Utility Commission	
20	of Oregon	
21	DATED this Q of May 2018.	
22		
23	Defendant / Representative (signature)	
24	Chris Fyhrer (Print Name)	
25	(i inti i tanto)	

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Oregon Public Utility Commission Commission Training Verification

 Instructions: Defendant: Schedule training(s) outlined in Stipulation Complete the Training Verification form on the day of the training 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) 				
 Instructor: Date and sign the Training Verification fo 	rm upon completion of training			
Type of Training: (To be filled out by the instructor)				
OUNC – Oregon Excavation Laws Operator Safety Presentation Other: Instructor Print Name:				
Instructor Signature: Date:				
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