1	BEFORE THE PUBLIC UTILITY COMMISSION		
2	OF OREGON		
3	NC 400		
4	PUBLIC UTILITY COMMISSION OF OREGON,		
5	Complainant,	STIPULATION FOR ENTRY OF ORDER	
6	v.		
7 8	DORMAN CONSTRUCTION, INC., dba 3C CUSTOM COMMERCIAL CONCRETE,		
9	Defendant.		
10			
11	The Public Utility Commission of Oregon, appearing by and through Johanna M.		
12	Riemenschneider, Senior Assistant Attorney General, and Dorman Construction, Inc., the		
13	Defendant herein, hereby stipulate as follows:		
14	1.		
15	A Complaint in this case is pending before the Commission charging the Defendant with		
16	one violation of law, OAR 952-001-0050(1).		
17	2.		
18	Both parties to this proceeding are willing to forego further processing of that Complaint		
19	and further are willing to resolve this matter on the basis of this 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			
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 4 conditions: 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 becomes due and payable on or before the 30<sup>th</sup> day following the Commission's 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. 10 and the memo line of the money order must state the "NC" docket number in the caption of 11 this Stipulation. 12 D. Payment of the balance (\$800) is suspended and will be waived with no further 13 penalties imposed for the violation alleged in the Complaint unless Defendant fails to 14 comply with all of the terms of this Stipulation and all of the rules adopted by the 15 Oregon Utility Notification Center (OUNC) under ORS 757.552 for a one-year period 16 following the date of the Commission's entry of an order. 17 E. Defendant must update company policy and procedures for giving notice of an 18 excavation to the OUNC. This includes but is not limited to registering with the 19 OUNC's ITICnxt provider. Contact the OUNC's provider to register at this email: 20 nwitic@occinc.com. This also includes reviewing tool resource information at 21 http://or.tryitic.com. 22 F. In the event that Complainant contends that Defendant has not complied with all of 23 the terms of this Stipulation and all OUNC rules for that one-year period,

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Complainant may reopen this proceeding and petition for imposition of all or a

portion of the suspended penalties. In such case, Defendant is entitled to a notice and

1	hearing on the basis upon which Complainant contends that compliance has not	
2	occurred.	
3	G. Complainant's failure to enforce any provision of this Stipulation, or decision to	
4	waive any violation or nonperformance of this Stipulation in one instance, will not	
5	constitute a waiver by the Complainant of that provision, any other provision, or any	
6	other violation or nonperformance in another instance.	
7	5.	
8	This Stipulation is conditioned upon final approval of its terms by the Commission. If	
9	the Stipulation is not accepted in its entirety, it is deemed withdrawn.	
10		
11	DATED this 4 <sup>th</sup> day of February 2022.	
12	A RT L	
13	Johanna M. Riemenschneider, OSB No. 990083	
14	Senior Assistant Attorney General  Of Attorneys for the Public Utility Commission	
15	of Oregon	
16		
17	DATED this 16 day of February 2022.	
18		
19	Defendant Representative (signature)	
20	STEVE DORMAN (Print Name)	
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22		
23		
24 25		
25 26		
Z-U		

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