

**California Underground Facilities Safe Excavation Board**

In the Matter of  
De La Rosa Construction,  
Respondent

Case No. N2426076

**DECISION REGARDING NOTICE OF PROBABLE VIOLATION**

The Office of Energy Infrastructure Safety, California Underground Facilities Safe Excavation Board (the Board) issued a Notice of Probable Violation (NOPV) to De La Rosa Construction (Respondent) on September 26, 2025. Respondent submitted a response to the NOPV. On November 18, 2025, the Board considered Case No. N2426076. Board members Clausen, Johns, Johnson, Muñoz, Simonian, and Sorem participated in the decision.

**FINDINGS**

Having considered the investigation report and Respondent’s response, the Board finds that violations of Government (Gov.) Code section 4216.2(b) and California Code of Regulations, title 19, section 4151(c) occurred.

**VIOLATION SUMMARY**

Gov. Code section 4216.2(b): excavated without first notifying the regional notification center.

California Code of Regulations, title 19, section 4151(c): failed to cooperate with the investigation.

**JURISDICTION**

When the Board finds a probable violation of the Dig Safe Act (Gov. Code section 4216 et seq.), the Board must transmit the investigation results and any recommended penalty to the appropriate agency identified in Gov. Code section 4216.6, subsection (c) or (d). This matter is subject to the jurisdiction of the Contractors State License Board which may accept, amend, or reject this Board’s recommendation.

**SANCTIONS**

The Board RECOMMENDS that the Contractors State License Board order Respondent to take the Board's education course and pay a penalty of \$3,000.

The following factors were considered relevant to this sanction determination:

- Respondent's violations were serious.
- Respondent did not cooperate with the investigation.
- Respondent should benefit from taking the Board's education course.

/s/ William Johns  
William Johns, Chair

Date: February 2, 2026