

**California Underground Facilities Safe Excavation Board**

In the Matter of  
California American Water – Monterey,  
Respondent

Case No. D222970001

**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 California American Water – Monterey (Respondent) on September 11, 2025. Respondent submitted a response to the NOPV. On November 17, 2025, the Board considered Case No. D222970001. 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 a violation of Government (Gov.) Code section 4216.3(c)(1)(A) occurred.

**VIOLATION SUMMARY**

Gov. Code section 4216.3(c)(1)(A): failed to provide electronic positive response through the regional notification center prior to the legal start date and time.

**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 California Public Utilities Commission which may accept, amend, or reject this Board’s recommendation.

**SANCTIONS**

The Board RECOMMENDS that the California Public Utilities Commission order Respondent to take the Board’s education course. The following factors were considered relevant to this sanction determination:

- Respondent's violations were serious.
- Respondent should benefit from taking the Board's education course.

/s/ William Johns  
William Johns, Chair

Date: February 2, 2026