



DEPARTMENT OF FORESTRY AND FIRE PROTECTION
Office of the State Fire Marshal
California Underground Facilities Safe Excavation Board

2251 Harvard Street
SACRAMENTO, CA 95815
(916) 568-3800
<https://digsafe.fire.ca.gov/>



August 21, 2020

NOTICE OF PROBABLE VIOLATION

Danny DePiazza
DePiazza and Reed Construction
3031 E Street
Sacramento, CA 95816

Case No.: 20SA1073

Address/Location of Violation(s): Parkwood Ct. & Palm Dr., Carmichael, CA 95608

Date/Time of Violation(s): July 13, 2020

Dear Mr. DePiazza,

The Board has concluded its investigation of an incident on the above date, time and location and has determined that DePiazza and Reed Construction violated Article 2 of Chapter 3.1 of Division 5 of Title 1 of the California Government Code as follows:

DePiazza and Reed Construction violated California Government Code 4216.2 (b) which states, except in an emergency, an excavator planning to conduct an excavation shall notify the appropriate regional notification center of the excavator's intent to excavate at least two working days, and not more than 14 calendar days, before beginning that excavation. However, an excavator and an operator may mutually agree to a different notice and start date.

On July 13, 2020, a DePiazza and Reed Construction work crew was working on a residential retaining wall when they hit a buried water line. In an interview, DePiazza stated that his work crew did not expect the water line to be at six inches deep where it was struck and that they did not have a USA North locate request for the work site.

A Corrective Action of mandatory completion of the Dig Safe Board's education course is being imposed. Please see <https://digsafe.fire.ca.gov/education-course/> for more information.

The proposed sanction reflects the nature and gravity of the violation and takes into consideration the Respondent's history of prior offenses, cooperation with the investigation and demonstration of his/her intent to comply with Gov't Code 5 §4216 et seq. in the future.

This matter will be referred to California State Contractor's License Board with a recommendation for a completion of the Dig Safe Board's education course allowed under California Government Code 4216.

You may contest this notice by responding to this notice promptly. Please see attached instructions on completing and submitting your response for options available to you. Your response to this notice must be received by the California Underground Facilities Safe Excavation Board no later than October 2, 2020.

Sincerely,

Jason Corsey

Jason Corsey
Chief of Investigations
Dig Safe Board
916-926-1660

Proposed hearing date: November 16, 2020