

CONSENT ORDER APPROVAL

CASE: 16-G-0521 - In the Matter of an Enforcement Proceeding Against Paving Solutions Inc. for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities, in the Service Territory of Orange and Rockland Utilities, Inc.

Company Name: Paving Solutions Inc.

Principal Contact: Mr. Baruch Reich

Address: 51 Forest Road #316-243
Monroe, NY 10950

Alleged Code Violation: 753-3.3(a)

Description of Violation: Commencing excavation prior to stated commencement date

Date of Violation: February 8, 2016

Damaged Facility: None. Affected Facility: 2-inch plastic high-pressure natural gas main

Date of NOPV: March 14, 2016

Response: Email correspondence on March 21, 2016

Proposed Penalty: \$1,000

Circumstances

Paving Solutions Inc. admitted that it used mechanized equipment prior to having received all positive responses from the respective underground facility operators. Paving Solutions Inc. committed to taking corrective action and training, and was cooperative throughout the investigation.

Mitigating Factors to Support a Reduced Penalty

1. Paving Solutions Inc. has committed to take remedial actions to prevent re-occurrence and will complete a training session given by Dig Safely New York.
2. Paving Solutions Inc. was cooperative throughout the investigation and enforcement proceeding.