

Mail completed form to:

PUBLIC UTILITIES COMMISSION
500 EAST CAPITOL AVENUE
PIERRE, SD 57501
ATTN: SOUTH DAKOTA ONE CALL BOARD

RECEIVED

DEC 05 2003

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

COMPLAINT

COMPLETE INFORMATION IS REQUIRED – ADDITIONAL PAGES MAY BE USED IF REQUIRED

ALLEGATION OF PROBABLE VIOLATION(S) OF SOUTH DAKOTA ONE CALL LAWS

I. ACTION REQUESTED BY:

COMPLAINT FILED BY INDIVIDUAL OR BUSINESS* PERSON FILING COMPLAINT (Please print): RAY DEJONG- Operations Manager

COMPANY (If applicable) SIOUX VALLEY ENERGY ADDRESS PO BOX 216, COLMAN SD 57017 PHONE NUMBER 605-534-3535

SIGNATURE OF COMPLAINANT: 

DATE: 11-17-03 EMAIL ADDRESS: ray.dejong@siouxvalleyenergy.com

*If the complaint is files on behalf of a Company, the person signing this form should have the proper authority to file the complaint.

II. ACTION REQUESTED AGAINST:

NAME OF EXCAVATOR/FACILITY OPERATOR: Soo Sanitary PHONE NUMBER: 605-582-7140

ADDRESS: 48414 Redrock Rd., Valley Springs, SD 57068

WAS A LOCATE REQUESTED FROM SD ONE CALL? YES NO LOCATE

TICKET #: n/a

START DATE ON TICKET: n/a

DID EXCAVATOR WAIT UNTIL THE START DATE/TIME ON THE TICKET BEFORE COMMENCING EXCAVATION? YES NO

WERE BURIED FACILITIES EXPOSED BY HAND OR WITH NON-INVASIVE EQUIPMENT PRIOR TO EXCAVATION? YES NO

III. FACILITY INVOLVED (IF ANY)

TYPE OF FACILITY INVOLVED: Electric Distribution Coop OPERATOR OF FACILITY (IF KNOWN): Sioux Valley Energy

OPERATOR ADDRESS: PO BOX 216, Colman, SD 57017 PHONE NUMBER: 605-534-3535

DEPTH OF COVER: 36 + PRESSURE: VOLTAGE: 7200 NUMBER OF CABLE PAIRS:

IV. MARKING

WERE FACILITIES MARKED? YES NO

WAS THE MARKING COMPLETE PRIOR TO THE START TIME ON THE TICKET? YES NO NO LOCATE REQUEST WAS MADE.

DID EXCAVATOR PRE-MARK WITH WHITE PAINT? YES NO

WAS THE FACILITY MARKED ACCURATELY (WITHIN 18 INCHES)? YES NO DOES NOT APPLY

DID EXCAVATOR USE REASONABLE CARE TO MAINTAIN LOCATE MARKS FOR LIFE OF PROJECT? YES NO DOES NOT APPLY

HAVE YOU DISCUSSED THE PREVIOUS STATEMENTS WITH THE OTHER PARTY? YES NO

IS THERE AGREEMENT? YES NO

IF NO, PLEASE EXPLAIN: We advised they need a one call ticket...they said they never call when digging basements.

V. DAMAGE (IF ANY)

400 feet of primary underground electric cable in conduit had to be replaced and approximately five feet of conduit was damaged beyond repair. TOTAL AMOUNT \$947.72

FATALITIES: none INJURIES: none LENGTH OF HOSPITALIZATION: na

ESTIMATED PROPERTY DAMAGE (\$947.72): NUMBER OF CUSTOMERS
AFFECTED: 76 customers for 25 minutes-- 4 customers for 2 hrs. & 5 min.

DAMAGED IN: PUBLIC PRIVATE (RIGHT-OF-WAY)

PHOTOS OF THE DAMAGED FACILITY? YES NO

ADDITIONAL INFORMATION:

Sioux Valley Energy has made an effort to work with Soo Sanitary and assist in reducing damage to underground power facilities. This is out of concern for the safety of the workers at Soo Sanitary and for the quality of service requirements of the customers of Sioux Valley Energy. We have, on previous instances spoke with Dick Woelber, Owner of Soo Sanitary regarding the importance of calling for locates.

VI. PROBABLE VIOLATION

SPECIFIC STATUE(S) OR RULE(S) THAT WAS VIOLATED:

49-7A-5 Notification of proposed excavation. Did not call One Call at all.

ADDRESS/LOCATION OF PROBABLE VIOLATION: 1709 Dawley Court, Brandon, SD

DATE/TIME OF PROBABLE VIOLATION 11-13-03 2:15 PM

HAVE YOU DISCUSSED THIS PROBABLE VIOLATION WITH THE PARTY THE

ACTION IS FILED AGAINST: YES NO

IF YES, NAME OF THE PARTY WITH WHOM YOU DISCUSSED THE PROBABLE VIOLATION: Dick Woelber, Soo Sanitary

DESCRIPTION OF PROBABLE VIOLATION:

This contractor began excavation with out first notifying the one-call notification center of the proposed excavation. Resulting in damage to our primary underground electric cable.

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COMPLAINT

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ALLEGATION OF PROBABLE VIOLATION(S) OF SOUTH DAKOTA ONE CALL LAW

I. ACTION REQUESTED BY:

COMPLAINT FILED BY INDIVIDUAL OR BUSINESS* PERSON FILING COMPLAINT : Ray DeJong, Operations Mgr.

COMPANY: Sioux Valley Energy ADDRESS: P.O. Box 216, Colman, SD 57017 PHONE NUMBER: 605-534-3535

SIGNATURE: *Ray DeJong* DATE: 11/17/03 EMAIL ADDRESS: ray.dejong@siouxvalleyenergy.com

*If the complaint is filed on behalf of a Company, the person signing this form should have the proper authority to file the complaint.

II. ACTION REQUESTED AGAINST:

NAME OF EXCAVATOR/FACILITY OPERATOR: Soo Sanitary PHONE NUMBER: 605-582-7140

ADDRESS: 48414 Redrock Road, Valley Springs, SD 57068

WAS A LOCATE REQUESTED FROM SD ONE CALL? YES NO LOCATE TICKET #: Not Applicable

START DATE ON TICKET: Not Applicable

DID EXCAVATOR WAIT UNTIL THE START DATE/TIME ON THE TICKET BEFORE COMMENCING EXCAVATION? YES NO NA

WERE BURIED FACILITIES EXPOSED BY HAND OR WITH NON-INVASIVE EQUIPMENT PRIOR TO EXCAVATION? YES NO NA

III. FACILITY INVOLVED (IF ANY)

TYPE OF FACILITY INVOLVED: Electric Distribution Cable - Primary OPERATOR OF FACILITY: Sioux Valley Energy

OPERATOR ADDRESS: P.O. Box 216, Colman, SD 57017 PHONE NUMBER: 605-534-3535

DEPTH OF COVER: greater than 36" PRESSURE: NA VOLTAGE: 7200 NUMBER OF CABLE PAIRS: NA

IV. MARKING

WERE FACILITIES MARKED? YES NO NA

WAS THE MARKING COMPLETE PRIOR TO THE START TIME ON THE TICKET? YES NO NA

DID EXCAVATOR PRE-MARK WITH WHITE PAINT? YES NO NA

WAS THE FACILITY MARKED ACCURATELY (WITHIN 18 INCHES)? YES NO NA

DID EXCAVATOR USE REASONABLE CARE TO MAINTAIN LOCATE MARKS FOR LIFE OF PROJECT? YES NO

HAVE YOU DISCUSSED THE PREVIOUS STATEMENTS WITH THE OTHER PARTY? YES NO (Dick Woelber)

IS THERE AGREEMENT? YES NO

IF NO, PLEASE EXPLAIN: We advised Soo Sanitary (Dick Woelber) that a One Call Notification Ticket was required prior to excavating. Soo Sanitary stated that they never call when digging basements.

V. DAMAGE (IF ANY)

FATALITIES: None **INJURIES:** None **LENGTH OF HOSPITALIZATION:** Not Applicable

ESTIMATED PROPERTY DAMAGE (\$): \$947.72 **NUMBER OF CUSTOMERS AFFECTED:** 76 customers were out of service for 25 minutes and 4 customers were out of service for 2 hours and 5 minutes

DAMAGED IN: PUBLIC PRIVATE (RIGHT-OF-WAY)

PHOTOS OF THE DAMAGED FACILITY? YES NO

ADDITIONAL INFORMATION:

Approximately 400 feet of primary underground electric cable in a conduit had to be replaced and approximately five feet of conduit was damage beyond repair when it was struck by a backhoe operated by Soo Sanitary District. Sioux Valley Energy makes an effort to work with excavators like Soo Sanitary to reduce the damage to underground electric facilities. This action is taken out of concern for the safety of the workers at Soo Sanitary and for the quality of service requirements of the customers of Sioux Valley Energy. Sioux Valley Energy has discussed with Dick Woelber, owner of Soo Sanitary, the importance of calling for locates when prior to starting an excavation activity.

VI. PROBABLE VIOLATION

SPECIFIC STATUE(S) OR RULE(S) THAT WAS VIOLATED:

SDCL 49-7A-5 Notification of proposed excavation – Soo Sanitary did not provide notification of their intent to dig to the South Dakota One Call Notification Center as required by statute.

ADDRESS/LOCATION OF PROBABLE VIOLATION: 1709 Dawley Court, Brandon, SD

DATE/TIME OF PROBABLE VIOLATION: November 13, 2003 at approximately 2:15 PM

HAVE YOU DISCUSSED THIS PROBABLE VIOLATION WITH THE PARTY THE ACTION IS FILED AGAINST: YES NO

IF YES, NAME OF THE PARTY WITH WHOM YOU DISCUSSED THE PROBABLE VIOLATION: Dick Woelber, Soo Sanitary

DESCRIPTION OF PROBABLE VIOLATION:

Soo Sanitary began excavation at the above address without providing prior notification to the South Dakota One Call Center who would subsequently notify required facility operators. This failure to notify is a violation of South Dakota Statutes and resulted in damage to a primary power cable causing significant inconvenience to the customers of Sioux Valley Energy and placing the employees of Soo Sanitary in a unsafe situation.

Soo Sanitary Trenching & Backhoe Service

South Dakota One Call System

FAX-A-LOCATE Request Form

1-800-873-3954 (fax)

48414 Red Rock Road • Valley Springs, S.D. 57068
605-582-7140 • 605-940-7140

PLEASE TYPE OR PRINT LEGIBLY

Your Name Dick Woelber Company Phone Number 582-7140
Company Soo Sanitary Fax Number 582-7407

Routine Excavation Request

Planning Request

Appointment Request

Contact Person Dick Phone Number 231-8971
Alternate Contact Arlen Person Phone Number 231-8972
Excavation Start Date 48 hrs Start Time _____

Note: must be a minimum of two working days from the date and time of the modification. Excavation activity can not start prior to this date and time.

Duration Of The Excavation Activity 1/2 day
City/town Brandon County Minnehaha Inside City Limits YES NO
Township 10LN Range 48W Section 3 Quarter Section NW NE SW SE
Township _____ Range _____ Section _____ Quarter Section NW _____ NE _____ SW _____ SE _____

Excavation Address (number and street) 1709 Dawley Ct.
Nearest Intersecting Street: Ironwood
Type of Work New Sewer + Water Service - Basement
Description Of The Excavation Site (marking instructions) Entire Lot

Note: Description of the excavation site is required before a ticket can be written unless it is not possible to mark the excavation area with white paint or a white flag.

Depth Of Excavation 10-feet Working In Road Right Of Way? YES NO
Tunneling Or Boring? YES NO Explosives? YES NO
Work Being Done For Home - owner

Appointment Required? YES NO Note: Only the excavation site can be included on one appointment report. A description of the excavation site must be included on the ticket unless it is not possible to paint or flag the excavation area.

Best Time To Call If Questions Exist On The Locate: 8 to 5
Other remarks/driving instructions that might assist the facility operator completing the marking of the facilities in a timely manner _____

If questions on any of these please call.

South Dakota One Call

SEQUENCE NUMBER 0002 CDC = XXX

Type: *** R O U T I N E

*** Class: TRANSMIT

Transmit: 11/18/03

At: 1601 CST

Prepared: 18-NOV-03

Time: 1529 CST By: MWI

Ticket No.: 033220335

Operators Notified:

ALL=/ALLIANCE CM-GPL/ BRA=/BRANDON CITY / M10=/MEC-BRANDON /
MCI=/MCI / N04=/XCEL ENERGY / SVE=/SIOUX VAL EN-GP/
USS=/SPRINT LDD / MCW=/MINNEHAHA WTR /

Excavator Information:

Caller: DICK WOELBER Phone: 605-582-7140

Excavator: SOO SANITARY TRENCHING BH SVC
Address: 48414 RED ROCK RD
City: VALLEY SPRINGS, SD 57068
Phone: 605-582-7140 Fax: 605-582-7407

Contact: DICK WOELBER Phone: 605-231-8971
Alt. Contact: ARLEN Phone: 605-231-8972

Location Information:

County: MINNEHAHA City/Village: BRANDON City Limits?: U

Map Ref: 43348-096346 Grids: 12
Exc. Site Address: 1709 DAWLEY ST
Nearest Intersection: IRONWOOD
Type of Work : NEW SEWER AND WATER SERVICE
Work Being Done For: HOMEOWNER
Depth: 10FT Explosives: N Tunnel/Bore: N
Start Date: 11/20/03 Time: 1505 CST Duration: 01 DAYS
Meeting Required: N Best Time to Contact: 0800 - 0800
Exc. Site (Marking Instr.): R.O.W.: N TRSQ: 101N 48W 03-NE-NW-SE-SW
LOCATE ENTIRE LOT.

Remarks:
EXPIRES DEC 11 @ 15:05 CST

End Ticket

11-15-03 B + BF

Done S+W
12-1-03

Call on Corn Stalks - Bill De 334-0251
332 0109