



# Southeastern Electric Cooperative, Inc.

PO Box 388 • 501 South Broadway Avenue • Marion, SD 57043-0388  
Telephone: 605-648-3619 • Facsimile: 605-648-3778 • E-mail sec@southeasternelectric.com

Alcester Office  
PO Box 105  
605 SD Highway 11  
Alcester, SD 57001-0105  
Telephone: 605-934-1961  
Facsimile: 605-934-1964  
Toll-Free in SD: 1-800-333-2859

**RECEIVED**

**MAY 18 2007**

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

May 11, 2007

Larry Englerth, Executive Director  
1012 North Sycamore Ave.  
Sioux Falls, SD  
57110

Dear Mr. Englerth,

Just a note with the attached documents that I think may be of interest to you and the One Call Board. In our Sioux Falls area we are completely underground due to requirements of the City of Sioux Falls and based on our belief that it makes for a strong electric system for our compact urban load that we have in that area. As you may or may not know one of our critical care loads in that area is the service to the Heart Hospital of South Dakota. We have worked with them to have a very complicated and elaborate system in place to monitor voltages and allow switching to an alternate service feed from a separate substation in case of outages or voltage fluctuations of any nature.

Based on several conversations with Heart Hospital CEO, Jon Soderholm over the years any little blink in their power or fluctuation sends people, practices and procedures into a vast array of panic modes at their facility. He has indicated their strong support for heavy fines and penalties for contractors that cause outages of any nature and especially those that do not follow the proper rules and procedures relating to the South Dakota One Call requirements. In instances of this nature I can say that I agree with him and have some difficulty with these penalties due to the fact that I know that Mr. Soderholm will and does criticize us on our service and when things of this nature happen he believes that we are not nearly strict enough on the violators.

My question to you and the One Call Board is, are we being strict enough? What else do you see that we should do as utilities to make sure we get the message out to all the contractors that they will be prosecuted to the fullest extent when the proper rules and regulations are not followed?

Thanks for your help and cooperation on this and I would appreciate any input you may have.

Sincerely yours,

Brad Schardin,  
General Manager

RECEIVED

MAY 18 2007

**ACCEPTANCE OR REJECTION BY PARTIES**

**COMPLAINT OC07-002**

**SOUTH DAKOTA PUBLIC UTILITIES COMMISSION**

THE ENFORCEMENT COMMITTEE OF THE SOUTH DAKOTA ONE CALL NOTIFICATION BOARD HAS PROPOSED A RESOLUTION TO THE VIOLATION ALLEGED IN COMPLAINT NUMBER OC07-002.

IF BOTH PARTIES INVOLVED IN THIS COMPLAINT ACCEPT THE COMMITTEE RESOLUTION TO THE VIOLATION ALLEGED IN COMPLAINT NUMBER OC07-002, THE SOUTH DAKOTA ONE CALL NOTIFICATION BOARD IS REQUIRED BY SDCL 49-7A-27 TO ACCEPT THIS AS FINAL RESOLUTION OF COMPLAINT OC07-002.

IF EITHER PARTY INVOLVED IN THIS COMPLAINT REJECT THE COMMITTEE RESOLUTION TO THE VIOLATION ALLEGED IN COMPLAINT NUMBER OC07-002. THE SOUTH DAKOTA ONE CALL NOTIFICATION BOARD WILL SET UP A HEARING TO RESOLVE THE REJECTED RESOLUTION TO THE VIOLATION ALLEGED IN COMPLAINT NUMBER OC07-002. THIS HEARING SHALL BE CONDUCTED AS A CONTESTED CASE UNDER CHAPTER 1-26. FOLLOWING THE HEARING, THE BOARD SHALL EITHER RENDER A DECISION DISMISSING THE COMPLAINT FOR INSUFFICIENT EVIDENCE OR SHALL IMPOSE A PENALTY PURSUANT TO THE PROVISIONS OF SDCL 49-7A-18 OR SDCL 49-7A-19.

TO ACCEPT OR REJECT THE RESOLUTION OF THE ALLEGE VIOLATION, YOU SHOULD COMPLETE THE FOLLOWING AND RETURN TO THE ADDRESS BELOW PRIOR TO THE CLOSE OF BUSINESS ON MAY 28, 2007.

**SOUTH DAKOTA ONE CALL NOTIFICATION BOARD  
1012 N. SYCAMORE AVENUE  
SIOUX FALLS, SD 57110-5747**

PURSUANT TO SDCL 15-6-55, FAILURE TO ANSWER THIS COMPLAINT RESOLUTION COULD RESULT IN A DEFAULT JUDGMENT BEING ISSUED AGAINST YOU. APPROPRIATE LIENS AND OTHER LEGAL COLLECTION ACTIONS COULD RESULT.

**OC07-002**

**VIOLATION OF SDCL 49-7A-5 NOTIFICATION OF PROPOSED EXCAVATION**

I ACCEPT THE COMMITTEE RESOLUTION TO COMPLAINT OC07-002 VIOLATION OF SDCL 49-7A-5 NOTIFICATION OF PROPOSED EXCAVATION.

  
Signature - Southeastern Electric

5-11-2007  
Date

I REJECT THE COMMITTEE RESOLUTION TO COMPLAINT OC07-002 VIOLATION OF SDCL 49-7A-5 NOTIFICATION OF PROPOSED EXCAVATION AND REQUEST A HEARING TO RESOLVE THE VIOLATION ALLEGED IN COMPLAINT OC07-002.

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Signature - Southeastern Electric

\_\_\_\_\_  
Date