

ONE CALL COMPLAINT FORM
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, Sd 57501-5070

COMPLAINT

Allegation of Probable Violation(s) of South Dakota One Call Laws

Received On September 13, 2010 2:40 pm

I. ACTION REQUESTED BY:

COMPLAINT FILED BY: Company
PERSON FILING COMPLAINT: Sara Greff Dannen
COMPANY: NorthWestern Corporation d/b/a NorthWestern Energy
ADDRESS: 3010 West 69th Street, Sioux Falls, SD 57108
PHONE NUMBER: (605) 978-2942
EMAIL: sara.dannen@northwestern.com
DATE: September 13, 2010

ii. ACTION REQUESTED AGAINST:

NAME OF EXCAVATOR/FACILITY OPERATOR: Scott Olson Digging, Inc.
PHONE NUMBER: (605) 352-0785
ADDRESS: PO Box 1402, Huron, SD 57350
WAS A LOCATED REQUESTED FROM SD ONE CALL? Yes
LOCATE TICKET#: 102070122
START DATE ON TICKET: July 28, 2010
DID EXCAVATOR WAIT UNTIL THE START DATE/TIME ON THE TICKET BEFORE COMMENCING EXCAVATION? Yes
WERE BURIED FACILITIES EXPOSED BY HAND OR NON-INVASIVE EQUIPMENT PRIOR TO EXCAVATION? No

III. FACILITY INVOLVED (IF ANY)

TYPE OF FACILITY INVOLVED: Gas Service Line
OPERATOR OF FACILITY: NorthWestern Energy
OPERATOR ADDRESS: 600 Market Street West, Huron, SD 57350
PHONE NUMBER: (605) 353-7527
DEPTH OF COVER: 18 to 24 inches
PRESSURE: 25 to 30 psi
VOLTAGE: N/A
NUMBER OF CABLE REPAIRS: N/A

IV. MARKING

WERE FACILITIES MARKED? Yes

WAS THE MARKING COMPLETE PRIOR TO THE START TIME ON THE TICKET? Yes

DID EXCAVATOR PRE-MARK WITH WHITE PAINT? No

WAS THE FACILITY ACCURATELY MARKED (WITHIN 18 INCHES)? Yes

DID EXCAVATOR USE REASONABLE CARE TO MAINTAIN LOCATE MARKS FOR LIFE OF PROJECT? N/A

HAVE YOU DISCUSSED THE PREVIOUS STATEMENTS WITH THE OTHER PARTY? No

IS THERE AGREEMENT? No

IF NO, PLEASE EXPLAIN:

V. DAMAGE (IF ANY)

FATALITIES: 0

INJURIES: 0

LENGTH OF HOSPITALIZATION: N/A

ESTIMATED PROPERTY DAMAGE: \$500.00

NUMBER OF CUSTOMERS AFFECTED: 0

DAMAGED IN: Public

PHOTOS OF THE DAMAGED FACILITY: Yes

ADDITIONAL INFORMATION: See attached Affidavit of Rick Hoffman & photographs.

VI. PROBABLE VIOLATION

SPECIFIC STATUE(S) OR RULE(S) THAT WAS VIOLATED: SDCL 49-7A-12, Notification of damage to underground facility — Repairs.

ADDRESS/LOCATION OF PROBABLE VIOLATION: Lincoln Avenue NW (nearest intersection: Third Street SW), Huron

DATE/TIME OF PROBABLE VIOLATION: July 27, 2010 12:00 pm

HAVE YOU DISCUSSED THE PROBABLE VIOLATION WITH THE PARTY THE ACTION IS FILED AGAINST? False

IF YES, NAME THE PARTY WITH WHOM YOU DISCUSSED THE PROBABLE VIOLATION:

DESCRIPTION OF PROBABLE VIOLATION: On July 27, 2010, Scott Olson Digging, Inc. struck a service pipe, damaging the pipe and the tape coat wrap. The excavator did not notify NorthWestern Energy that our facility had been damaged. See attached Affidavit of Rick Hoffman for further details.