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May 6, 2011

Scott Olson Digging, Inc.
PO Box 1402
Huron, SD 57350

Sara Dannen
Northwestern Energy
3010 West 69th Street
Sioux Falls, SD 57108

The South Dakota One Call Notification Board will consider taking legal action on several One Call Complaints at its May 18th Board Meeting in Ft. Pierre, SD. The meeting Agenda is attached. You are receiving this information because you are involved in three of the complaints to be considered. The South Dakota One Call Board issued Orders for payment, which it has not received. The decision made will be whether or not to pursue collection activity through civil court.

Please feel free to contact me with any questions you may have.

Larry Janes
Executive Director
South Dakota One Call
(605) 339-0529

Meeting of the South Dakota One Call Notification Board

May 18, 2011 8:00 AM CDT
Ft. Pierre Holiday Inn Express
110 East Stanley Road
Ft. Pierre, SD

Board Members: Bleau LaFave, Northwestern Energy, Chairman; Kurt Pfeifle, Mid-Dakota Rural Water System; Vice Chairman; Erin Hayes, Midcontinent Communications; Fay Jandreau, Midstate Communications: Todd Chambers, Watertown Municipal Utilities; Kevin Kouba, Otter Tail Power Co; Ed Anderson, SDREA; Doug Larson, Northern Border Pipeline; Dan Kaiser, CenturyLink; Eugene Solseth, Hills Septic Service; Terry Larson, Heavy Constructors; Legal Counsel: Kara Semmler Executive Director: Larry Janes

Agenda

1. Call to Order and Roll Call

2. Approval of Previous Minutes
   a. February 16, 2011 Board Meeting

NON-VOTING ITEMS

1. Ryan Hartley, First District Association of Local Governments discussion regarding South Dakota One Call mapping

2. Review and Approval of Financial Report
   a. Financial Summary including expenditure details for November 2010 to May 2011 and for Fiscal Year 2011
   b. 2011 Fiscal Year – updated
   c. 2012 Fiscal Year Budget

3. Operations
   a. KorPartners Performance Results
   b. Call volume trends
   c. Ticket Search

4. Executive Director Report Items
   a. Attorney General Opinion regarding the use of Federal Grant Funds
   b. OC09-005 Complaint against Loewenberg Technologies – Writ of Execution returned unsatisfied along with a notice regarding bankruptcy.
   c. 2011 Spring Excavator/Facility Operator Meeting Summary

5. Policy Document Status Report: A committee of Board members: Bleau LaFave, Dan Kaiser, Erin Hayes, Kevin Kouba, and Todd Chambers, as well as Kara Semmler and Larry Janes have met several times to develop a South Dakota One Call Board Policy Document. This report is made according to SDCL 1-27-1.18.

VOTING ITEMS

1.. Executive Director Contract Extension. The contract will expire on August 1, 2011. Shall the Board consider an extension of the current contract? The Board may go into Executive Session if necessary and only according to SDCL 1-25-2.

2. Officer Appointments

3. The Board issued a final Order regarding the disposition of the following dockets at its February 16, 2011 meeting. The party found in violation by the Board is now out of compliance with the final Order. Today, shall the Board, pursuant to SDCL 49-7A-28, request the Public Utilities Commission to bring an action in the name of the State of South Dakota against the noncompliant party?
    a. Shall an action be brought in OC10-006 Northwestern Energy against Scott Olson Digging, Inc.?
    b. Shall an action be brought in OC10-007 Northwestern Energy against Scott Olson Digging, Inc.?
    c. Shall an action be brought in OC10-008 Northwestern Energy against Scott Olson Digging, Inc.?
    d. Shall an action be brought inOC10-009 Ottertail Power Company against Robert Kohl construction?
    e. Shall an action be brought in OC10-010 Watertown Municipal Utilities against Stromseth Construction?
    f. Shall an action be brought in OC11-001 Watertown Municipal Utilities against Belair Excavating?

Materials presented at this meeting are available by contacting the Executive Director in writing at exedir@sdonecall.com or by calling (605) 339-0529.