

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 April 18, 2012 11:45 am

I. ACTION REQUESTED BY:

COMPLAINT FILED BY: Company

PERSON FILING COMPLAINT: Ginny Beck

COMPANY: Crooks Municipal Utilities

ADDRESS: p o box 785

PHONE NUMBER: (605) 543-5238

EMAIL: ginnybeck@juno.com

DATE: April 18, 2012

ii. ACTION REQUESTED AGAINST:

NAME OF EXCAVATOR/FACILITY OPERATOR: May Construction

PHONE NUMBER: (605) 256-3606

ADDRESS: p o box 402 Madison SD 57042

WAS A LOCATED REQUESTED FROM SD ONE CALL? Yes

LOCATE TICKET#: 120930366

START DATE ON TICKET: April 4, 2012

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? Yes

III. FACILITY INVOLVED (IF ANY)

TYPE OF FACILITY INVOLVED: natural gas

OPERATOR OF FACILITY: Crooks Municipal Utilities

OPERATOR ADDRESS: p o box 785

PHONE NUMBER: (605) 543-5238

DEPTH OF COVER: 40 iinches

PRESSURE: 400 psi

VOLTAGE:

NUMBER OF CABLE REPAIRS:

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? Yes

HAVE YOU DISCUSSED THE PREVIOUS STATEMENTS WITH THE OTHER PARTY? Yes

IS THERE AGREEMENT? No

IF NO, PLEASE EXPLAIN: May Construction, i.e. Corey, was informed that as May Construction approached the corner of 258th and 475th Avenues, there would be 2 inch plastic and 400 psi steel in those areas. He was cautioned a number of times. Care was taken in pot holing to expose both the plastic and the steel which run side by side. I will attach pictures. Pot holing was done on Thursday, April 12th. However, on Monday, April 16th, the 400 psi steel was scraped by some of May's equipment. The area scraped was the same area that had been potholed. Northwestern came down and the area will have to be repaired with welding a sleeve of sorts around it. The area scraped was on the underside of the pipe. Corey, from May Construction admitted guilt and apologized.

V. DAMAGE (IF ANY)

FATALITIES:

INJURIES:

LENGTH OF HOSPITALIZATION:

ESTIMATED PROPERTY DAMAGE:

NUMBER OF CUSTOMERS AFFECTED:

DAMAGED IN: Public

PHOTOS OF THE DAMAGED FACILITY: Yes

ADDITIONAL INFORMATION: I was surprised that this was damaged in that May Construction did take care in pot holing the area prior to excavation and was aware that this was a high pressure steel line. They admitted guilt.

VI. PROBABLE VIOLATION

SPECIFIC STATUTE(S) OR RULE(S) THAT WAS VIOLATED: 49-7a-10?

ADDRESS/LOCATION OF PROBABLE VIOLATION: corner of 475th and 258th north east corner

DATE/TIME OF PROBABLE VIOLATION: April 16, 2012 7:00 am

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

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

DESCRIPTION OF PROBABLE VIOLATION: Sid Gulbranson, who knows Corey personally, spoke with Corey at the time the damage was inspected. I had already spoken with Corey previously. Sid made the comment that May could have blown up the entire town of Renner by this mistake.