

**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 May 3, 2012 4:08 pm

**I. ACTION REQUESTED BY:**

**COMPLAINT FILED BY:** Company

**PERSON FILING COMPLAINT:** Lynn Patton

**COMPANY:** City of Pierre

**ADDRESS:** 222 East Dakota, Pierre, South Dakota 57501

**PHONE NUMBER:** (605) 773-2298

**EMAIL:** lynn.patton@ci.pierre.sd.us

**DATE:** May 3, 2012

**ii. ACTION REQUESTED AGAINST:**

**NAME OF EXCAVATOR/FACILITY OPERATOR:** Sharpe Enterprises

**PHONE NUMBER:** (605) 945-1260

**ADDRESS:** Box 580, Fort Pierre, South Dakota 57532

**WAS A LOCATED REQUESTED FROM SD ONE CALL?** Yes

**LOCATE TICKET#:** 121230305

**START DATE ON TICKET:** May 4, 2012

**DID EXCAVATOR WAIT UNTIL THE START DATE/TIME ON THE TICKET BEFORE COMMENCING EXCAVATION?** No

**WERE BURIED FACILITIES EXPOSED BY HAND OR NON-INVASIVE EQUIPMENT PRIOR TO EXCAVATION?** No

**III. FACILITY INVOLVED (IF ANY)**

**TYPE OF FACILITY INVOLVED:** Construction Site - Pierre Airport

**OPERATOR OF FACILITY:** City of Pierre

**OPERATOR ADDRESS:** 4001 Airport Road, Pierre, South Dakota 57501

**PHONE NUMBER:** (605) 773-7447

**DEPTH OF COVER:** 5'

**PRESSURE:**

**VOLTAGE:**

**NUMBER OF CABLE REPAIRS:**

IV. MARKING

**WERE FACILITIES MARKED?** No

**WAS THE MARKING COMPLETE PRIOR TO THE START TIME ON THE TICKET?** No

**DID EXCAVATOR PRE-MARK WITH WHITE PAINT?** Yes

**WAS THE FACILITY ACCURATELY MARKED (WITHIN 18 INCHES)?** N/A

**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?** Yes

**IS THERE AGREEMENT?** No

**IF NO, PLEASE EXPLAIN:** Excavator has a history of poor locating practices including beginning work before utilities have been located or requiring locates well beyond the actual work zone.

V. DAMAGE (IF ANY)

**FATALITIES:**

**INJURIES:**

**LENGTH OF HOSPITALIZATION:**

**ESTIMATED PROPERTY DAMAGE:**

**NUMBER OF CUSTOMERS AFFECTED:**

**DAMAGED IN:**

**PHOTOS OF THE DAMAGED FACILITY:** No

**ADDITIONAL INFORMATION:**

VI. PROBABLE VIOLATION

**SPECIFIC STATUE(S) OR RULE(S) THAT WAS VIOLATED:** Excavation activities conducted prior to locates. Work was being done using old marks under an expired ticket.

**ADDRESS/LOCATION OF PROBABLE VIOLATION:** 3800 Airport Road

**DATE/TIME OF PROBABLE VIOLATION:** May 2, 2012 8:00 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:** Steve Deiz

**DESCRIPTION OF PROBABLE VIOLATION:** Excavator did work prior to start date stated on ticket. All utilities had not been located.