

Safe digging is no accident. Always call 811 before digging.



**Know what's below.
Call before you dig.**



July 11, 2012

Excavating Specialists
PO Box 2372
Rapid City, SD 57709-2372

Mr. Ron E. Blum
Montana-Dakota Utilities Co.
PO Box 1060
Rapid City, SD 57709
ron.blum@mdu.com

Please find attached a copy of the South Dakota One Call Enforcement Panel conference call Agenda scheduled for Wednesday July 25, 2012 at 10 AM Central Daylight Savings Time, 9 AM Mountain Daylight Savings Time. I would encourage you to join the call, but as the Agenda states no comments will be taken from either party at this time. Only the written documentation provided by the complainant and the defendant will be considered, per SDCL 49-7A-25.

If you have any procedural questions, please feel free to contact me.

Thank you.

Larry L. Janes
Executive Director
South Dakota One Call
(605) 339-0529
exedir@sdonecall.com

cc: Mr. Blum via email

AGENDA

South Dakota One Call Notification Board Enforcement Panel Conference Call

Wednesday, July 25, 2012

10:00 AM Central Daylight Savings Time, 9:00 AM Mountain Daylight Savings Time

The Enforcement Panel of the South Dakota One Call Board will consider each of the following South Dakota One Call Complaints:

OC12-008 In the Matter of the Complaint filed by Charles Mix Electric, Inc. against Wagner Building and Supply. On June 13, 2012 Charles Mix Electric, Inc., Lake Andes, SD, filed a South Dakota One Call Complaint alleging that Wagner Building and Supply, Wagner, SD, began digging before the 48 hours on the ticket. Wagner Building and Supply responded on June 2, 2012 stating that they believed they had an Emergency locate request. Wagner Building and Supply further stated that in the future they will clearly state and receive positive affirmation from the One Call representative whether a request is routine or emergency.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Wagner Building and Supply violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC12-009 In the Matter of the Complaint filed by South Dakota Intrastate Pipeline Co. against Absolute Contracting Service, Inc. On June 19, 2012 South Dakota Intrastate Pipeline Co., Pierre, SD, filed a South Dakota One Call Complaint alleging that Absolute Contracting Service, Inc., Ball Ground, Ga., exposed a South Dakota Intrastate Pipeline Co. high profile pipeline without permission and without having a company representative present. Absolute Contracting Service, Inc. responded on July 9, 2012 stating they were unaware of the protocol involved with this utility and immediately stopped digging once they knew they were to have a company representative present. Personnel have been made aware of the seriousness of the situation and have ensured Gordon Woods and Chris Carlson this type of practice will never happen again.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Absolute Contracting Service, Inc. violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC12-010 In the Matter of Montana-Dakota Utilities Co. against Excavating Specialists. On June 26, 2012, Montana-Dakota Utilities Co., Rapid City, SD filed a South Dakota One Call Complaint alleging that Excavating Specialists, Rapid City, SD, did not have a valid ticket at the point of a damaged gas line.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Excavating Specialists violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

Only the written information provided by the Complainants and the written responses from the defendants will be considered per SDCL 49-7A-25. No comments from either party involved in the complaints will be taken during the call.

Note: Please call (605) 339-0529 at least 10 minutes prior to the call for call-in instructions. We have limited ports available on the conference bridge, so if you do plan to call in, please conference in on one line.

Larry L. Janes
Executive Director
South Dakota One Call
exedir@sdonecall.com
(605) 339-0529