

ONE CALL REPLY FORM

South Dakota One Call Notification Board
c/o South Dakota Public Utilities Commission

500 East Capitol Avenue

Pierre, SD 57501-5070

Telephone: (605) 773-3201

http://www.sdonecall.com/

http://www.puc.sd.gov/

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DEC 20 2012

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IMPORTANT: This form is provided only as assistance in preparing responses to South Dakota One Call Complaints. *Although it is not required, we encourage you to use this form.* Please be as thorough as possible to assist the Enforcement Panel in making its determination. Per South Dakota State law, not responding to a One Call complaint is considered an admission of guilt.

1. COMPLAINT DOCKET NUMBER: OC12-017

2. RESPONDENT INFORMATION

Reply filed on behalf of (company name): Zandstra Construction Inc.

Contact Person: Scott Zandstra

Phone: 605 348 9300 Ext:

Street Address or PO Box: P.O. Box 1940

City: Rapid City State: S.D Zip: 57709

Fax: 605 341 0663

Email Address: scott@zandstraconstruction.com

Date: 12/17/2012

Were you previously aware of these allegations? Yes

Provide detail including whom you spoke with:

Ron Blum with MDU on 12-11-12

3. BASIC FACTS

Do you dispute the alleged violation of SD One Call statute or rule occurred? No

If yes, what specifically do you dispute?

Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?

No

If yes, please explain:

and yes, I did not think anything was live to locate, because they were installed 2 weeks before us hooking up to them.

4. EXCAVATION / LOCATE INFORMATION: if applicable

Was a locate requested from SD One Call? No

If a locate was requested:

Locate ticket # N/A

Start date on ticket: N/A (i.e. 09/03/2012) *Invalid Date

Start time on ticket: (i.e. 7:00)

IMPORTANT: IF A LOCATE TICKET IS TO BE CONSIDERED AS EVIDENCE, A COPY OF THE LOCATE TICKET MUST BE ATTACHED WHEN SUBMITTING THIS FORM.

Did excavation begin before the start date / time on the ticket? Yes

Was a minimum horizontal clearance of 18 inches maintained between a marked facility and mechanical equipment?

No

Were buried facilities exposed by hand or non-invasive equipment prior to excavation?

No

Were facilities marked? No

Was the marking complete prior to the start time on the ticket? No

Was the excavation site pre-marked with white paint? No

Was the facility marked accurately (within 18 inches)? No

Was there reasonable care to maintain locate marks for the life of project?

No

Did the complainant correctly describe the type of facility involved? Yes

If not, provide detail:

[Empty text box for providing details if the answer to the previous question was 'No']

5. DAMAGES: (Please provide pictures)

Did the complainant correctly describe the damages that resulted from the alleged violation?

Yes

If no, provide detail:

Other line not in at present time.

[Empty text box for providing details if the answer to the previous question was 'No']

Were damages in public right of way or private property? Public

Did complainant correctly describe how operator service was affected? Yes

If no, provide detail:

[Empty text box for providing details if the answer to the previous question was 'No']

Was anyone injured as a result of facility damage? No

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If yes, provide detail:

[Empty text box for injury details]

Length of hospitalization:

[Empty text box for hospitalization length]

Were there any fatalities? No

If yes, explain:

[Empty text box for fatality explanation]

Other information regarding injuries or damages:

[Empty text box for other injury/damage information]

6. STATUTORY VIOLATION (if known):

Do you believe the statutes listed (if any) by the complainant were violated? Yes

Why or why not?

We failed to get locates, for the lines I thought were not active at the time.

7. FUTURE COMPLIANCE:

Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:

We will call in locates before digging.

8. PAST VIOLATIONS:

Has a complaint been filed against you in the past for SD One Call violations? No

If yes, when was it filed? (i.e. 09/03/2012)

9. OTHER INFORMATION:

Please provide any additional information to support your position:

We have always called SD one call. I did not think anything was live yet. It will not happen any more. MDU sent photos.

LOCATE TICKETS, PHOTOS, WITNESS STATEMENTS AND ANY OTHER DOCUMENTATION TO SUPPORT YOUR ARGUMENT MUST BE ATTACHED WHEN SUBMITTING THIS FORM.

Attachment #4: [Empty] [Browse] Attached File Name:

Attachment #1:	<input type="button" value="Browse..."/>	Attached File Name:
Attachment #2:	<input type="button" value="Browse..."/>	Attached File Name:
Attachment #3:	<input type="button" value="Browse..."/>	Attached File Name:
Attachment #4:	<input type="button" value="Browse..."/>	Attached File Name:
Attachment #5:	<input type="button" value="Browse..."/>	Attached File Name:
Attachment #6:	<input type="button" value="Browse..."/>	Attached File Name:
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Attachment #10:	<input type="button" value="Browse..."/>	Attached File Name: