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**From:** [donotreply@sdonecall.com](mailto:donotreply@sdonecall.com)[SMTP:DONOTREPLY@SDONECALL.COM]

**Sent:** Monday, May 13, 2013 2:11:50 PM

**To:** PUC Docket Filings

**Subject:** New One Call Reply Form

**Auto forwarded by a Rule**

**1. Complaint Docket Number:** 130780008

## **2. Respondent Information**

**Complaint filed on behalf of (company name):** Professional Excavating

**Contact Person:** Daene Boomsma

**Phone:** 605-381-5707 **Ext:**

**Street Address or PO Box:** 5340 Pine Tree Dr.

**City:** Rapid City **State:** SD **Zip:** 57702

**Fax:** 605-716-8800

**Email Address:** [daene@boominc.net](mailto:daene@boominc.net)

**Date:** 5/13/2013

**Were you previously aware of these allegations:** No

**Provide detail including whom you spoke with:** I spoke with Doy Ousley. I disputed that the wires were not located. He suggested recalling locates and see where the wires are located again. I did this and new locates were in a completely different spot than the original locates. I have pictures hshowing this.

## **3. Basic Facts**

**Do you dispute the alleged violation of SD One Call statute or rule occurred?:** Yes

**If yes, what specifically do you dispute?:** I dispute that the original locates were accurate because they werent which resulted in utility damage.

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

**If yes, please explain:** My operator on site was hand digging to expose the service communication lines. The 600 and 300 lines were not marked accuratley. The pictures I received from One call show this.

## **4. Excavation / Locate Information:**

**Was a locate requested from SD One Call?:** Yes

**If a locate was requested:**

**Locate ticket #:** 130780008

**Start date and time on ticket:** 03/21/2013 8:30 a.m.

**Did excavation begin before the start date / time on the ticket?:** No

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

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

**Were facilities marked?:** No

**Was the marking complete prior to the start time on the ticket?:** Yes

**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?:** Yes

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

**If not, provide detail:**

## **5. Damages:**

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

**If no, provide detail:**

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

**Did complainant correctly describe how operator service was affected?:** No

**If no, provide detail:** Operator was taking precautions staying 18inches away from locate marks when he hit the lines that were not accurately marked

**Was anyone injured as a result of facility damage?:** No

**If yes, provide detail:**

**Length of hospitalization:**

**Were there any fatalities?:** No

**If yes, explain:**

**Other information regarding injuries or damages:**

## **6. Statutory Violation**

**Do you believe the statutes listed (if any) by the complainant were violated?:** No

**Why or why not?:** The lines were not marked accurately as shown by the pictures received from the locate company

## **Future Compliance:**

**Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:** Continue company protocol

## **Past Violations:**

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

**If yes, when was it filed?:**

## **Other Information:**

**Please provide any additional information to support your position:** please call 605-3815707