

Mail completed form to:

PUBLIC UTILITIES COMMISSION
500 EAST CAPITOL AVENUE
PIERRE, SD 57501
ATTN: SOUTH DAKOTA ONE CALL BOARD

COMPLAINT

COMPLETE INFORMATION IS REQUIRED – ADDITIONAL PAGES MAY BE USED IF REQUIRED

ALLEGATION OF PROBABLE VIOLATION(S) OF SOUTH DAKOTA ONE CALL LAWS

I. ACTION REQUESTED BY:

COMPLAINT FILED BY INDIVIDUAL OR BUSINESS* PERSON FILING COMPLAINT: Tim Chance at Southeastern Electric Cooperative, Inc

COMPANY: Southeastern Electric Cooperative, Inc ADDRESS: P.O. Box 105 Alcester, SD 57001-0105 PHONE NUMBER: 605-934-1961

SIGNATURE OF COMPLAINANT: *Tim Chance* DATE: 6/11/2013 EMAIL ADDRESS: sec@southeasternelectric.com or tchance@southeasternelectric.com

*If the complaint is files on behalf of a Company, the person signing this form should have the proper authority to file the complaint.

II. ACTION REQUESTED AGAINST:

NAME OF EXCAVATOR/FACILITY OPERATOR: Empire Constuction PHONE NUMBER: 605-331-4400 or 605-231-0493

ADDRESS: P O Box 90650 Sioux Falls SD 57109

WAS A LOCATE REQUESTED FROM SD ONE CALL? YES NO LOCATE TICKET #: 130780014

START DATE ON TICKET: 03/21/13 8:30 AM

DID EXCAVATOR WAIT UNTIL THE START DATE/TIME ON THE TICKET BEFORE COMMENCING EXCAVATION? YES NO N/A

WERE BURIED FACILITIES EXPOSED BY HAND OR WITH NON-INVASIVE EQUIPMENT PRIOR TO EXCAVATION? YES NO N/A

III. FACILITY INVOLVED (IF ANY)

TYPE OF FACILITY INVOLVED: Electrical OPERATOR OF FACILITY (IF KNOWN): Southeastern Electric Cooperative, Inc

OPERATOR ADDRESS: P.O. Box 388 Marion SD 57043-0348 PHONE NUMBER: 605-648-3619

DEPTH OF COVER: 4 ft was rough grade PRESSURE: _____ VOLTAGE: 7200/12470 NUMBER OF CABLE PAIRS: 1primary cable hit

IV. MARKING

WERE FACILITIES MARKED? YES NO N/A

WAS THE MARKING COMPLETE PRIOR TO THE START TIME ON THE TICKET? YES NO N/A

DID EXCAVATOR PRE-MARK WITH WHITE PAINT? YES NO N/A

WAS THE FACILITY MARKED ACCURATELY (WITHIN 18 INCHES)? YES NO N/A

DID EXCAVATOR USE REASONABLE CARE TO MAINTAIN LOCATE MARKS FOR LIFE OF PROJECT?
YES NO

HAVE YOU DISCUSSED THE PREVIOUS STATEMENTS WITH THE OTHER PARTY? YES NO

IS THERE AGREEMENT? YES NO IF NO, PLEASE EXPLAIN: There is no agreement

V. DAMAGE (IF ANY)

FATALITIES: URD Primary Cablet INJURIES: no LENGTH OF HOSPITALIZATION: none

ESTIMATED PROPERTY DAMAGE (\$): \$1,52256 NUMBER OF CUSTOMERS AFFECTED: 56

DAMAGED IN: PUBLIC PRIVATE (RIGHT-OF-WAY)

PHOTOS OF THE DAMAGED FACILITY? YES NO

ADDITIONAL INFORMATION: We have sent a complaint against this company in the past to the One Call Board in 2007

VI. PROBABLE VIOLATION

SPECIFIC STATUE(S) OR RULE(S) THAT WAS VIOLATED: 20:25:03:05:03 & 49-7A-10

ADDRESS/LOCATION OF PROBABLE VIOLATION: 4604 S. Tribbey Trail Sioux Falls SD

DATE/TIME OF PROBABLE VIOLATION: 4.30 PM 3-21-13

HAVE YOU DISCUSSED THIS PROBABLE VIOLATION WITH THE PARTY THE ACTION IS FILED
AGAINST: YES NO

IF YES, NAME OF THE PARTY WITH WHOM YOU DISCUSSED THE PROBABLE VIOLATION: Sent a letter to this company on May 2nd and received no answer back

DESCRIPTION OF PROBABLE VIOLATION: Digging with mechanical means in the 18 inch area and not paying for the damages done to Southeastern's facilities