

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

**Sent:** Wednesday, July 03, 2013 3:43:17 PM

**To:** PUC Docket Filings

**Subject:** New One Call Complaint Form

**Auto forwarded by a Rule**

### **1. Action Requested By:**

**Complaint filed on behalf of or by:** Montana-Dakota Utilities Co.

**Contact Person:** Ron Blum

**Phone:** 605-355-4021 **Ext:**

**Street Address or PO Box:** PO Box 1060

**City:** Rapid City

**State:** SD

**Zip:** 57709

**Fax:** 605-355-4036

**Email Address:** [ron.blum@mdu.com](mailto:ron.blum@mdu.com)

**Date:** 7/3/2013

### **2. Action Requested Against:**

**Name of excavator / facility operator:** Swiftec

**Phone:** 605-381-5951 **Ext:**

**Street Address Or PO Box:** 1304 Oregon St.

**City:** Rapid City

**State:** SD

**Zip:** 57701

**Fax:** --

**Email Address:** [jeremy@swiftec.biz](mailto:jeremy@swiftec.biz)

**Is this party aware of your allegations?:** Yes

**Provide detail including whom you spoke with:** MDU foreman, Kip Easton talked with contractor on site about digging with no locates.

### **3. Basic Facts:**

**Street Address / location of alleged violation:** 4811 St. Martins Dr.

**City:** Rapid City

**State:** SD

**Date of alleged violation:** 06/24/2013

**Time of alleged violation:** 12:15 p.m.

**Describe your allegation:** Contractor was digging outside of requested locate and struck a gas main requiring an emergency response and repair.

**Do you believe the alleged violation to be intentional?:** Yes

**Why or why not?:** Contractor acknowledged he was digging away from where he had previous locates.

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

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

**If a locate was requested:**

**Locate ticket #:** 131680542

**Start date and time on ticket:** 06/19/2013 12:45 p.m.

**Did the excavator wait until the start date / time on the ticket before commencing excavation?:** Yes

**If no, when did excavation begin (date and time)?:**

**Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?:** NA

**Explain:** Contractor was digging outside of the specified locate area.

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

**Were facilities marked?:** No

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

**Did the excavator pre-mark with white paint?:** NA

**Was the facility marked accurately (within 18 inches)?:** NA

**Did the excavator use reasonable care to maintain locate marks for the life of project?:** NA

**Type of facility involved:** 4" plastic natural gas main

**Operator of facility (if known):** Montana-Dakota Utilities Co.

**Operator address (Street or PO Box):** PO Box 1060

**City:** Rapid City

**State:** SD

**Zip:** 57709

**Phone:** 605-355-4021

**Depth of Cover:** >24"

**Pressure:** 30 psig

**Voltage:**

**# of cable pairs:**

#### **5. Damages**

**Was the facility damaged?:** Yes

**If yes, provide detail and an estimate of damage:** The 4" plastic main had a 1" hole gouged in it by the trencher. Estimated \$500 damage.

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

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

**If yes, provide detail:**

**Length of hospitalization:**

**Were there fatalities?:** No

**If yes, provide detail:**

**Was operator service affected?:** No

**If yes, provide detail (how many customers for how long):**

**Other information regarding injuries or damages:**

## 6. Statutory Violation

**Specific statute(s) or rule(s) you believe were violated:** Digging outside of requested locate area. 49-7A-5

**Other information to support your position:** Attached photos show other unlocated utilities were damaged in the joint trench.