
From: donotreply@sdonecall.com[SMTP:DONOTREPLY@SDONECALL.COM]

Sent: Friday, August 23, 2013 3:27:07 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: Mid-Dakota Rural Water System, Inc.

Contact Person: Scott Gross

Phone: 605-853-3159 Ext:

Street Address or PO Box: 608 W 14th Street

City: Miller

State: SD

Zip: 57362

Fax: 605-853-3245

Email Address: scott.gross@mdrws.com

Date: 8/23/2013

2. Action Requested Against:

Name of excavator / facility operator: Fink Excavation

Phone: 605-472-3554 Ext:

Street Address Or PO Box: 37064 171st Street

City: Zell

State: SD

Zip: 57469

Fax: --

Email Address:

Is this party aware of your allegations?: Yes

Provide detail including whom you spoke with: Roxanne Knock (property owner) called Mid-Dakota on 8/23/13, wanted us to locate lines. Mid-Dakota responded that we will when locate ticket is received. Knock informed us that no ticket will be filed, as they know where all utilities are located. Excavator (Fink) will proceed with digging. When Mid-Dakota arrived at property, digging had already commenced.

3. Basic Facts:

Street Address / location of alleged violation: 18576 375th Ave

City: Tulare

State: SD

Date of alleged violation: 08/23/2013

Time of alleged violation: 10:30 a.m.

Describe your allegation: Roxanne Knock (property owner) called Mid-Dakota on 8/23/13, wanted us to locate lines. Mid-Dakota responded that we will when locate ticket is received. Knock informed us that no ticket will be filed, as they know where all utilities are located. Excavator (Fink) will proceed with digging. When Mid-Dakota arrived at property, digging had already commenced. Mid-Dakota personnel took pictures and spoke with excavator. Excavator not happy of our intent to file complaint.

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

Why or why not?: Home owner called Mid-Dakota (not SD One Call) for excavator (should not have done that). Home owner told that ticket needed to be issued before digging. Home owner and excavator commenced digging with knowledge that Mid-Dakota had informed them that digging should NOT occur until a ticket was issued.

4. Excavation / Locate Information:

Was a locate requested from SD One Call?: No

If a locate was requested:

Locate ticket #:

Start date and time on ticket:

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

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: No Ticket.

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

Were facilities marked?: NA

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

Did the excavator pre-mark with white paint?:

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

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

Type of facility involved:

Operator of facility (if known):

Operator address (Street or PO Box):

City:

State:

Zip:

Phone: --

Depth of Cover:

Pressure:

Voltage:

of cable pairs:

5. Damages

Was the facility damaged?: NA

If yes, provide detail and an estimate of damage:

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

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: 49-7A-5 Beginning excavation without notifying the One-Call notification center.

Other information to support your position: Pictures of the excavation