Safe digging is no accident. Always call 811 before digging.

Know what's below.
Call before you dig.

January 24, 2014

Mr. Maynard Konechne
Konechne Digging
PO Box 326
Kimball, SD 57355

Ms. Sheri Hardman
Kimball School District
PO Box 479
Kimball, SD 57355

Please find attached, a copy of the South Dakota One Call Enforcement Panel conference call Agenda scheduled for Friday, January 31, 2014 at 2:00 pm Central Time, 1:00 pm Mountain Time. I would encourage you to join the call, but as the Agenda states no comments will be taken from either party at this time. Only the written documentation provided by the complainant and the defendant will be considered, per SDCL 49-7A-25.

If you have any procedural questions, please feel free to contact me.

Thank you.

Larry L. Janes
Executive Director
South Dakota One Call
(605) 339-0529
exedir@sdonecall.com

AGENDA

South Dakota One Call Notification Board
Enforcement Panel Conference Call
Location: Mid-Dakota Rural Water System, Inc.
608 W 14th Street, Miller SD (Conference Room)
Friday, January 31, 2014
2:00 PM Central Time, 1:00 PM Mountain Time

The Enforcement Panel of the South Dakota One Call Board will meet to consider the following South Dakota One Call Complaints:

OC13-031 - In the Matter of the Complaint Filed by Kimball School District (Kimball), Kimball, South Dakota, Against Konechne Digging (Konechne), Kimball, South Dakota, for an Incident Occurring on August 14, 2013, at 300 S. East St., Kimball, S.D.

On December 17, 2013, Kimball filed a complaint against Konechne, alleging that Konechne dug without a locate ticket and hit buried fuel lines on August 14, 2014 which caused 700 gallons of fuel to leak into the ground.

Konechne responded on December 30, 2013 by stating the construction manager said everything was already located. Konechne admitted digging without calling for locates.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Konechne Digging violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC13-032 - In the Matter of the Complaint Filed by Montana-Dakota Utilities Co. (MDU), Rapid City, South Dakota, Against Professional Excavating, Inc. (Professional), Rapid City, South Dakota, for an Incident Occurring on November 19, 2013, at 4823 Misty Woods Ln., Rapid City, S.D.

On December 18, 2013 MDU filed a complaint against Professional alleging that Professional dug without a locate ticket and damaged a 45 psi natural gas line.

Professional responded on January 6, 2013 and did not dispute the complaint. Professional stated the locate was missed, and it has changed the company policy to make sure no excavation takes place prior to starting a job. The foreman in charge of specific sites has to have a hard copy of the locate ticket prior to starting.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Professional Excavating violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

Only the written information provided by the Complainants and the written response from the defendants will be considered per SDCL 49-7A-25. No comments from either party involved in the complaint will be taken during this call.

Note: Please call (605) 339-0529 at least 10 minutes prior to the call for call-in instructions. We have limited ports available on the conference bridge, so if you do plan to call in, please conference in on one line.

Larry L. Janes
Executive Director
South Dakota One Call
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(605) 339-0529