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

**Sent:** Monday, June 23, 2014 5:10:19 PM

**To:** PUC Docket Filings

**Subject:** One Call Reply Form

**Auto forwarded by a Rule**

**1. Complaint Docket Number:** oc14-005

## **2. Respondent Information**

**Complaint filed on behalf of (company name):** Al Sutton Electric

**Contact Person:** Al Sutton

**Phone:** 605-341-5300 **Ext:**

**Street Address or PO Box:** po box 3538

**City:** rapid city **State:** sd **Zip:** 57709

**Fax:** 605-342-1686

**Email Address:** [alsutton@midconetwork.com](mailto:alsutton@midconetwork.com)

**Date:** 6/23/2014

**Were you previously aware of these allegations:** Yes

**Provide detail including whom you spoke with:** The repair man from MDU explained that I was in violation with SD Law

## **3. Basic Facts**

**Do you dispute the alleged violation of SD One Call statute or rule occurred?:** No

**If yes, what specifically do you dispute?:**

**Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?:** No

**If yes, please explain:** We did not obtain locates. I was not aware that locates were required on private property for your own work. Actually I didn't know in general that it was a violation of law to not get locates period. As an electrical contractor we always get located for our work but we were working in an area that we have had located several times before therefore we felt comfortable digging.

## **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 excavation begin before the start date / time on the ticket?:** NA

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

**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?:**

**Was the excavation site pre-marked with white paint?:**

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

**Was there reasonable care to maintain locate marks for the life of project?:**

**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?:** Private

**Did complainant correctly describe how operator service was affected?:** Yes

**If no, provide detail:**

**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?:** Yes

**Why or why not?:**

## **Future Compliance:**

**Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:** We will always get locates for ALL digging in the future.

## **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:** I am responding late due to missing the deadline because of an extended vacation with my wife. I called one call and asked if I could still respond. They said that would be beneficial.