

BEFORE THE SOUTH DAKOTA ONE CALL NOTIFICATION BOARD

IN THE MATTER OF THE COMPLAINT)
FILED BY MONTANA-DAKOTA)
UTILITIES CO., RAPID CITY, SOUTH)
DAKOTA, AGAINST RL)
CONSTRUCTION AND DESIGN, HILL)
CITY, SOUTH DAKOTA, FOR AN)
INCIDENT OCCURRING ON APRIL 16,)
2014, AT 2451 EMERSON LN., RAPID)
CITY, S.D.)

OC14-015

ORDER GRANTING
WITHDRAWAL OF
COMPLAINT

On July 2, 2014, the South Dakota Public Utilities Commission received a complaint from Montana-Dakota Utilities Co. (MDU), Rapid City, South Dakota against RL Construction of Hill City, South Dakota. The complaint alleges that on or about April 16, 2014, RL Construction engaged in excavation without a valid locate ticket. On July 9, 2014, MDU filed a request to withdraw the complaint.

On July 30, 2014, pursuant to SDCL 49-7A-22 a panel of five One Call Board members (herein "Panel") convened. The Panel considered this matter. The Panel voted unanimously to recommend to the One Call Board that MDU's request to withdraw its complaint be granted.

At its regularly scheduled meeting on August 27, 2014, the South Dakota One Call Board, pursuant to 49-7A-27, reviewed the Panel's recommendation.

It is therefore:

ORDERED, that the request to withdraw the complaint is granted.

The South Dakota One-Call Notification Board has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-7A, specifically SDCL 49-7A-5, 49-7A-18, 49-7A-20, 49-7A-22, and 49-7A-26.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile by first class mail, or by other electronic means.


Larry L. Janes, Executive Director

Date 9-10-2014

BY ORDER OF THE SD ONE-CALL BOARD:

Dated at Pierre, South Dakota
This 27th day of August, 2014


Erin Hayes, Chairman