

BEFORE THE SOUTH DAKOTA ONE CALL NOTIFICATION BOARD

IN THE MATTER OF THE COMPLAINT)	
FILED BY MONTANA-DAKOTA)	
UTILITIES CO., RAPID CITY, SOUTH)	ENFORCEMENT PANEL
DAKOTA, AGAINST RL CONSTRUCTION)	RECOMMENDATION TO
AND DESIGN, HILL CITY, SOUTH)	THE ONE CALL BOARD
DAKOTA, FOR AN INCIDENT)	
OCCURRING ON APRIL 16, 2014, AT 2451)	OC14-015
EMERSON LN., RAPID CITY, S.D.)	
)	
)	

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

A copy of the complaint was sent to RL on July 3, 2014. On July 09, 2014, Montana-Dakota 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 recommends the South Dakota One Call grant the request by Montana-Dakota to withdraw this complaint and further recommends this docket be dismissed and closed. If either party to this Complaint disagrees or objects to the recommendations or findings herein, a hearing may be requested. To request a hearing you must reply within twenty days from the date of service of this notice. Failure to request a hearing is considered acceptance of the recommendations and findings herein.

The South Dakota One-Call Notification Board has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-7A and ARSD 20:25.

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 8-6-2014

**REQUEST FOR A HEARING
COMPLAINT OC14-015**

**I REJECT THE PANEL RESOLUTION TO COMPLAINT OC14-015 AND
REQUEST A HEARING.**

Signature – RL Construction and Design

Date

**I REJECT THE PANEL RESOLUTION TO COMPLAINT OC14-015 AND
REQUEST A HEARING.**

Signature – Montana-Dakota Utilities Co.

Date

**YOUR REQUEST FOR A HEARING MUST BE SENT TO ALL OTHER
PARTIES INCLUDING:**

**SOUTH DAKOTA ONE CALL NOTIFICATION BOARD
C/O SOUTH DAKOTA PUBLIC UTILITIES COMMISSION
500 E. CAPITOL AVE.
PIERRE, SD 57501-5070**

**Failure to request a hearing will result in acceptance of the Enforcement Panel's
Recommendation by the South Dakota One Call Board. The Board will then
Order the Recommendation as the final disposition of this Complaint.**