

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 LANCE
WELLMAN, HILL CITY, SOUTH
DAKOTA, FOR AN INCIDENT
OCCURRING ON APRIL 16, 2014, AT
2451 EMERSON LN., RAPID CITY, S.D.

OC14-017

ORDER ADOPTING
ENFORCEMENT PANEL
RECOMMENDATION AND
DISMISSING COMPLAINT

On July 14, 2014, the South Dakota Public Utilities Commission received a complaint from Montana-Dakota Utilities Co., Rapid City, South Dakota, against Lance Wellman of Hill City, South Dakota. The complaint alleges that on or about April 16, 2014, Lance Wellman dug without a valid locate ticket.

Because a correct address was not provided with the Complaint, service upon Lance Wellman did not occur. On November 25, 2014, the Enforcement Panel voted unanimously to recommend dismissing the Complaint.

At its regularly scheduled meeting on May 14, 2015, the South Dakota One Call Board, pursuant to 49-7A-27, reviewed the Panel's recommendation.

It is therefore:

ORDERED, that the South Dakota One Call Board adopts the recommendations of the Panel as a final resolution of this complaint. The Panel's findings are attached hereto and shall be considered fully incorporated herein; it is further

ORDERED, that the Complaint is dismissed.

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. Jones, Executive Director

Date June 12, 2015

BY ORDER OF THE SD ONE-CALL BOARD:

Dated at Pierre, South Dakota
This 14th day of May, 2015


Erin Hayes, Chairman