

1. ACTION REQUESTED BY

Complaint filed on behalf of or by: City of Pierre

Contact Person: Dane Brewer

Phone: (605) 773-7448 **Ext:** 0

Street Address or PO Box: 222 E. Dakota Ave

Pierre, South Dakota 57501

United States

Fax: 605-773-7443

Email: dane.brewer@ci.pierre.sd.us

Date: Jan 24, 2016

2. ACTION REQUESTED AGAINST

Name of excavator / facility operator: CentryLink

Phone:(605) 339-5195 **Ext:** 0

Street Address or PO Box: 125 S. Dakota Ave

Sioux Falls, South Dakota 57104

United States

Fax:

Email Address: kevin.ancell@centurylink.com

Is this party aware of your allegations?: No

Provide detail including whom you spoke with:

3. BASIC FACTS

Street Address / location of alleged violation:Intersection of Sully and Cleveland

City: Pierre

State: SD

Date of alleged violation: Dec 20, 2015

Time of alleged violation: 07:12 AM

Describe your allegation: The City of Pierre Water Department had a water main break at the location on the ticket referenced in the complaint. USIC whom is locating for CentryLink did not show up until after 9am to locate the site. The city was clear to dig the leak at 7:15am

Do you believe the alleged violation to be intentional?: Not Sure

Why or why not?: Since the ticket was called in at 3:11am I don't know if the local USIC staff member got the call or not. I did receive a call from USIC staff member Robert(605-254-3841) from Rapid City at 5:44am and he stated that his staff in

Pierre wouldn't answer the phone and he was going to come from Rapid City but it would be 2.5 to 3 hrs before he would get there.

4. EXCAVATION / LOCATE INFORMATION: if applicable

Was a locate requested from SD One Call?: Yes

Locate ticket #: 1535475994

Start date on ticket: Dec 20, 2015

Start time on ticket: 07:15 AM

Did the excavator wait until the start date / time on the ticket before commencing excavation?: Yes

If no or not sure, when did excavation begin (date)?:

If no or not sure, when did excavation begin (time)?:

Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?: NA

Explain:

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?: No

Did the excavator pre-mark with white paint?: Yes

Was the facility marked accurately (within 18 inches)?: No

Did the excavator use reasonable care to maintain locate marks for the life of project?: Yes

Type of facility involved: Water

Operator of facility (if known): City of Pierre

Operator address (Street or PO Box): 222 E Dakota Ave

Pierre, South Dakota 57501

United States

Operator Phone: (605) 773-7448

Depth of Cover: 6"

Pressure: 100 psi

Voltage: ?

of cable pairs: ?

5. DAMAGES: (Please provide pictures)

Was the facility damaged?: No

If yes, provide detail and an estimate of damage:

Were damages on public right of way or private property?:

Was anyone injured as a result of facility damage?: No

If yes, provide detail:

Length of hospitalization:

Were there fatalities?: No

If yes, provide detail:

Was operator service affected?: Yes

If yes, provide detail (how many customers for how long): 12 customers for 6 hours.

6. STATUTORY VIOLATION (if known):

Specific statute(s) or rule(s) you believe were violated: 49-7A-8 and 49-7A-9 also to include Administrative Rules 20:25:03:10 Parts 1 & 2

Other information to support your position:

LOCATE TICKETS, PHOTOS, WITNESS STATEMENTS AND ANY OTHER DOCUMENTATION TO SUPPORT YOUR ARGUMENT MUST BE ATTACHED WHEN SUBMITTING THIS FORM.

Attachment #1

[Complaint 12-20-15.pdf](#)

Attachment #2

Attachment #3

Attachment #4

Attachment #5

Attachment #6

Attachment #7

Attachment #8

Attachment #9

Attachment #10

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