AGENDA

South Dakota One Call Notification Board
Enforcement Panel Conference Call
Location: Midcontinent Communications
3901 N Louise Ave, Sioux Falls SD
Friday, July 29, 2016 - 2:00 PM Central Time, 1:00 PM Mountain Time

The Enforcement Panel of the South Dakota One Call Board will meet by conference call to consider the following South Dakota One Call Complaints:

OC16-004 – In the Matter of the Complaint Filed by Watertown Municipal Utilities (Watertown), Watertown, South Dakota against Beck Plumbing (Beck), Watertown, South Dakota, for an incident occurring on April 14, 2016, at 1604 13th Avenue SE, Watertown, South Dakota.

On April 21, 2016 Watertown filed a complaint against Beck alleging that Beck dug without requesting a locate ticket, which resulted in the damage of a ¾" gas line being cut.

Beck responded on May 16, 2016 and again on June 15, 2016 and admitted that digging occurred without a locate ticket. Beck stated this will not happen again without calling South Dakota One Call for a locate ticket.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Beck violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC16-005 – In the Matter of the Complaint Filed by Montana-Dakota Utilities Co. (MDU), Rapid City, South Dakota, Against Jim Meyer Construction (Meyer), Rapid City, South Dakota, for an Incident Occurring on Feb 16, 2016, at 1530 Samco Rd. Rapid City, S.D.

On May 12, 2016 MDU filed a complaint alleging that Meyer, dug without a locate ticket, resulting in a 155 psi gas main being dented.

Meyer responded on June 13, 2016 stating that there were multiple locate requests, but MDU, never marked the gas main. Meyer did admit they dug outside the 21 day timeframe of a valid ticket.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Meyer violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC16-006 – In the Matter of the Complaint Filed by Montana Dakota Utilities Co. (MDU), Rapid City, South Dakota, Against Jeremy Nehl (Nehl), Rapid City, South Dakota, for an Incident Occurring on March 31, 2016, at 6740 Prestwick Rd. Rapid City, S.D.

On May 13, 2016 MDU filed a complaint against Nehl alleging that Nehl damaged a ¾", 40 psi gas line when digging without a locate ticket.

Nehl responded on June 14, 2016 stating it feels that MDU is at fault for not placing their service lines at a greater depth.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Nehl violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC16-007 – In the Matter of the Complaint Filed by Montana Dakota Utilities Co. (MDU), Rapid City, South Dakota, Against Boom Construction (Boom), Rapid City, South Dakota, for an Incident Occurring on March 09, 2016, at 3530 Jerusalem Blvd. Rapid City, S.D.

On May 20, 2016 MDU filed a complaint against Boom alleging that Boom damaged a 35 psi gas line while installing sprinklers without a locate ticket.

Boom responded on June 13, 2016 stating that a sprinkler company damaged the line, not Boom.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Boom violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC16-008 – In the Matter of the Complaint Filed by Montana Dakota Utilities Co. (MDU), Rapid City, South Dakota, Against Boom Construction (Boom), Rapid City, South Dakota, for an Incident Occurring on March 09, 2016, at 3530 Jerusalem Blvd. Rapid City, S.D.

On May 23, 2016 MDU filed a complaint against Boom alleging that Boom damaged a 35 psi gas line while installing sprinklers without a locate ticket.

Boom responded on June 13, 2016 stating that a sprinkler company damaged the line, not Boom.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Boom violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

OC16-009 – In the Matter of the Complaint Filed by Montana Dakota Utilities Co. (MDU), Rapid City, South Dakota, Against Caekaert Construction (Caekaert), Rapid City, South Dakota, for an Incident Occurring on March 09, 2016, at 514 Sapphire Ln, Rapid City, S.D.

On May 20, 2016 MDU filed a complaint against Caekaert alleging Caekaert damaged a ¾" psi gas line when using a skid loader without a locate ticket.

Caekaert responded on June 3, 2016 admitting the allegation to be correct. Caekaert went on to state this will not occur in the future.

Today, shall the Enforcement Panel of the South Dakota One Call Notification Board find that there is probable cause that Caekaert violated any statute or rule under the jurisdiction of the Board, and if so shall a civil penalty be assessed?

Please note: This is a legal proceeding and only the written information provided by the Complainants and the written response from the Defendants will be considered per SDCL 49-7A-25. No comments from the parties involved in the complaints will be taken during this call.

Note: Please call (605) 339-0529 at least 10 minutes prior to the call for call-in instructions. We have limited ports available on the conference bridge, so if you do plan to call in, we ask that you conference in on one line.