

1. ACTION REQUESTED BY

Complaint filed on behalf of or by: Montana-Dakota Utilities Co.

Contact Person: Ron Blum

Phone: (605) 355-4004

Ext:

Street Address or PO Box: PO Box 1060

Rapid City, South Dakota 57709

United States

Fax:

Email: ron.blum@mdu.com

Date: May 20, 2016

2. ACTION REQUESTED AGAINST

Name of excavator / facility operator: Caekaert Construction

Phone:(605) 391-0827

Ext:

Street Address or PO Box: PO Box 5015

Rapid City, South Dakota 57709

United States

Fax:

Email Address:

Is this party aware of your allegations?: No

Provide detail including whom you spoke with:

3. BASIC FACTS

Street Address / location of alleged violation:514 Sapphire Ln

City: Rapid City

State: SD

Date of alleged violation: Mar 09, 2016

Time of alleged violation: 02:00 PM

Describe your allegation: 3/4" plastic service line was cut in two while excavator was digging with a skid steer loader.

Do you believe the alleged violation to be intentional?: Yes

Why or why not?: Caekaert is an experienced contractor.

4. EXCAVATION / LOCATE INFORMATION: if applicable

Was a locate requested from SD One Call?: No

Locate ticket #:

Start date on ticket:

Start time on ticket:

Did the excavator wait until the start date / time on the ticket before commencing excavation?: No

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?: No

Explain:

Were buried facilities exposed by hand or non-invasive equipment prior to excavation?: No

Were facilities marked?: NA

Was the marking complete prior to the start time on the ticket?: NA

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

Was the facility marked accurately (within 18 inches)?: NA

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

Type of facility involved: 3/4" plastic natural gas service line

Operator of facility (if known): Montana-Dakota Utilities Co.

Operator address (Street or PO Box): PO Box 1060

Rapid City, South Dakota 57709

United States

Operator Phone: (605) 355-4004

Depth of Cover: >12"

Pressure: 35 psig

Voltage:

of cable pairs:

5. DAMAGES: (Please provide pictures)

Was the facility damaged?: Yes

If yes, provide detail and an estimate of damage: Estimated cost to respond to the emergency and repair the damaged 3/4" plastic service line is between \$500 and \$1000.

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

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): Service was interrupted to the residential customer for a couple of hours during response and repair.

6. STATUTORY VIOLATION (if known):

Specific statute(s) or rule(s) you believe were violated: Section 49-7A-5. Notification of proposed excavation. Not excavator may begin any excavation without first notifying the one-call notification center of the proposed excavation.

No underground locations were requested.

Other information to support your position: