

Mail completed form to:

PUBLIC UTILITIES COMMISSION
500 EAST CAPITOL AVENUE
PIERRE, SD 57501
ATTN: SOUTH DAKOTA ONE CALL BOARD

RECEIVED

MAY 03 2007

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

COMPLAINT

COMPLETE INFORMATION IS REQUIRED - ADDITIONAL PAGES MAY BE USED IF REQUIRED

ALLEGATION OF PROBABLE VIOLATION(S) OF SOUTH DAKOTA ONE CALL LAWS

I. ACTION REQUESTED BY:

COMPLAINT FILED BY INDIVIDUAL OR BUSINESS* PERSON FILING COMPLAINT (Please print): Arnold Weibourne
COMPANY (If applicable) att corp ADDRESS 3000 W. 10th ST S.F.S.D PHONE NUMBER 605-338-0258
SIGNATURE OF COMPLAINANT: Arnold Weibourne DATE: 5/1/07 EMAIL ADDRESS: weibourne@att.com
*If the complaint is files on behalf of a Company, the person signing this form should have the proper authority to file the complaint.

II. ACTION REQUESTED AGAINST:

NAME OF EXCAVATOR/FACILITY OPERATOR: Rease Construction LLC PHONE NUMBER: 605-359-4285
ADDRESS: _____
WAS A LOCATE REQUESTED FROM SD ONE CALL? YES NO LOCATE TICKET #: _____ START DATE ON TICKET: _____
DID EXCAVATOR WAIT UNTIL THE START DATE/TIME ON THE TICKET BEFORE COMMENCING EXCAVATION? YES NO
WERE BURIED FACILITIES EXPOSED BY HAND OR WITH NON-INVASIVE EQUIPMENT PRIOR TO EXCAVATION? YES NO

III. FACILITY INVOLVED (IF ANY)

TYPE OF FACILITY INVOLVED: Cong fiber OPERATOR OF FACILITY (IF KNOWN): att
OPERATOR ADDRESS: 3000 W. 10th ST Sioux Falls SD 57104 PHONE NUMBER: 605-201-8955 cellphone
DEPTH OF COVER: 6 ft PRESSURE: _____ VOLTAGE: _____ NUMBER OF CABLE PAIRS: 36

IV. MARKING

WERE FACILITIES MARKED? YES NO WAS THE MARKING COMPLETE PRIOR TO THE START TIME ON THE TICKET? YES NO
DID EXCAVATOR PRE-MARK WITH WHITE PAINT? YES NO
WAS THE FACILITY MARKED ACCURATELY (WITHIN 18 INCHES)? YES NO
DID EXCAVATOR USE REASONABLE CARE TO MAINTAIN LOCATE MARKS FOR LIFE OF PROJECT? YES NO
HAVE YOU DISCUSSED THE PREVIOUS STATEMENTS WITH THE OTHER PARTY? YES NO
IS THERE AGREEMENT? YES NO IF NO, PLEASE EXPLAIN: _____

V. DAMAGE (IF ANY)

FATALITIES: _____ INJURIES: _____ LENGTH OF HOSPITALIZATION: _____
ESTIMATED PROPERTY DAMAGE (\$): _____ NUMBER OF CUSTOMERS AFFECTED: Entire State of S.D.
DAMAGED IN: PUBLIC PRIVATE (RIGHT-OF-WAY) PHOTOS OF THE DAMAGED FACILITY? YES NO
ADDITIONAL INFORMATION: NONE

VI. PROBABLE VIOLATION

SPECIFIC STATUTE(S) OR RULE(S) THAT WAS VIOLATED: all one call procedures were ignored

ADDRESS/LOCATION OF PROBABLE VIOLATION: 3327, 3329, 3331, 3333 W. Bitterroot SF, SD

DATE/TIME OF PROBABLE VIOLATION: 4/27/08 : afternoon

HAVE YOU DISCUSSED THIS PROBABLE VIOLATION WITH THE PARTY THE ACTION IS FILED AGAINST: YES NO

IF YES, NAME OF THE PARTY WITH WHOM YOU DISCUSSED THE PROBABLE VIOLATION: office help @ Reese Construction

DESCRIPTION OF PROBABLE VIOLATION: No one call made before installing Privacy fencing around Patio areas

Said he drew a map of area when located sometime in August of 2006.

Since he has map no need to call into 1 call for locates.

This is main at+T Fiber feed for the entire state of S.D as well as parts of Minnesota, North Dakota and Iowa.