BEFORE THE SOUTH DAKOTA ONE CALL NOTIFICATION BOARD

IN THE MATTER OF THE COMPLAINT FILED BY ENGBARTH DIRECTIONAL DRILLING, INC., CANISTOTA, SOUTHDAKOTA AGAINST CENTURYLINK, SEATTLE, WASHINGTON, FOR AN INCIDENT OCCURRING ON FEBRUARY 19, 2013, AT 909 E ST. PATRICK ST., RAPID CITY, SOUTH DAKOTA	)	ENFORCEMENT PANEL RECOMMENDATION TO THE ONE CALL BOARD OC13-003

On April 15, 2013, the South Dakota Public Utilities Commission received a complaint from Engbarth Directional Drilling, Inc. (Engbarth), Canistota, South Dakota against CenturyLink, Seattle, Washington. The complaint alleges that CenturyLink was unaware of a duct run and, therefore, failed to mark the facility.

A copy of the complaint was sent to CenturyLink on April 16, 2013. CenturyLink responded to the Complaint on April 29, 2013. In its response CenturyLink denied the incident occurred. On May 24, 2013, Engbarth made a written request to withdraw its complaint in this docket.

On June 4, 2013, pursuant to SDCL 49-7A-22 a panel of five One Call Board members (herein "Panel") convened. The Panel considered this matter. The Panel voted unanimously to recommend to the One Call Board that Engbarth's request to withdraw its complaint be granted.

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. Janes, Executive Director

Date June 5, 2013