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**From:** donotreply@sdonecall.com[SMTP:DONOTREPLY@SDONECALL.COM]  
**Sent:** Thursday, October 09, 2014 10:51:10 AM  
**To:** PUC Docket Filings  
**Subject:** One Call Reply Form  
**Auto forwarded by a Rule**

**1. Complaint Docket Number:** Oc14-027

## **2. Respondent Information**

**Complaint filed on behalf of (company name):** Decorative Concrete Design

**Contact Person:** Jeremy Nehl

**Phone:** 605-786-4368 **Ext:** N/A

**Street Address or PO Box:** 3407 Elm avenue

**City:** Rapid City **State:** SD **Zip:** 57701

**Fax:** --

**Email Address:** nehlracing@hotmail.com

**Date:** 10/9/2014

**Were you previously aware of these allegations:** No

**Provide detail including whom you spoke with:** We where contracted to add on to an existing concrete block retaining wall at the address of 612 Ziebach street where the incident occurred. We did not call locates in because we where going to be doing no excavation we only had to do grading for the additional blocks to sit on. In the case report sent to me it says we where using an excavator and that is incorrect the only piece of machinery we had on site was a S-300 bobcat skidsteer with an 8 foot bucket on the front that is incapable of doing any type of underground excavation! We put 4 inches of base course under our block to grade and pack so we began by scraping the excess back fill off the surface from the back filling of the existing wall and that is when we scraped the top of the plastic gas line it was no more than 6 inches under the surface! We immediately clamped the line with a c clamp and blocks of wood and that is when we called mdu to have it repaired. As I stayed the point where we hit it was no more than 6 inches under the surface and approximately 2-3 inches of that was sluff dirt from the back fill of the existing wall. At that point we where about 24 feet from the gas meter and the gas line was higher out of the ground than when it entered into the gas meter on the home. I do now understand we are to be calling in locates on every job if we are doing any dirt work and we have locates done on every job regardless the depth now. I would appreciate no further actions taken on this because I do not feel the gas line was down to the proper depth and the equipment claimed in the report is incorrect! Thank you for your time.

## **3. Basic Facts**

**Do you dispute the alleged violation of SD One Call statute or rule occurred?:** Yes

**If yes, what specifically do you dispute?:** I dispute the depth of the gas line and the equipment referenced in the complaint. I feel the information given on the complaint is incorrect.

**Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?:** Yes

**If yes, please explain:** Yes as I had explained in the previous answer

#### **4. Excavation / Locate Information:**

**Was a locate requested from SD One Call?:** No

**If a locate was requested:**

**Locate ticket #:**

**Start date and time on ticket:**

**Did excavation begin before the start date / time on the ticket?:** NA

**Was a minimum horizontal clearance of 18 inches maintained between a marked facility and mechanical equipment?:** NA

**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?:**

**Was the excavation site pre-marked with white paint?:**

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

**Was there reasonable care to maintain locate marks for the life of project?:**

**Did the complainant correctly describe the type of facility involved?:** No

**If not, provide detail:** They were correct in the description of the line but not in the depth

#### **5. Damages:**

**Did the complainant correctly describe the damages that resulted from the alleged violation?:** No

**If no, provide detail:** The depth was 4-6 inches under surface not 18

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

**Did complainant correctly describe how operator service was affected?:** No

**If no, provide detail:** No the total time from when it was hit to the time of repair was less than an hour and the home only lost gas for about 5 minutes well mdu repaired it

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

**If yes, provide detail:**

**Length of hospitalization:**

**Were there any fatalities?:** No

**If yes, explain:**

**Other information regarding injuries or damages:**

#### **6. Statutory Violation**

**Do you believe the statutes listed (if any) by the complainant were violated?:** Yes

**Why or why not?:**

#### **Future Compliance:**

**Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:** In the future and as of now we call locates in in any job where we are the ones doing any of the excavation! After reading the hand book provided to me with the complaint I have a better understanding of how sd one call works and the guidelines and rules so we will be calling in locates on any and all jobs that require any type of ground work regardless of the depth or size!

**Past Violations:**

**Has a complaint been filed against you in the past for SD One Call violations?: No**  
**If yes, when was it filed?:**

**Other Information:**

**Please provide any additional information to support your position:**