

South Dakota One Call Notification Board
PO Box 187
Rapid City, SD 57709

IMPORTANT: This form is provided only as assistance in preparing your South Dakota One Call Complaint. Although it is not required, we encourage you to use this form. Please be as thorough as possible to assist the Enforcement Panel in making its determination. You may include additional information as necessary.

Complaint filed on behalf of or by:	Magellan Midstream Partners, LP
Contact Person:	Mike Hampton
Phone	(918) 574-7453
Name or Company Name	Magellan Midstream Partners, LP
Street Address or PO Box	One Williams Center, OTC - 9 Tulsa, Oklahoma Tulsa United States
Email	michael.hampton@magellanlp.com
Date	Mar 22, 2021
Name of excavator / facility operator:	Quinn Construction, Inc
Phone	(605) 787-6500
Name or Company Name	Derek Quinn
Street Address or PO Box	14369 Wagner Ln Rapid City, South Dakota 57701 United States
Email	julie@quinnconstruction.org
Is this party aware of your allegations?	Yes

Provide detail including whom you spoke with:

On 3-18-2021, Aerial patrol notified Magellan employee of excavation equipment near the Magellan 6 inch refined products pipeline. Upon review of the circumstances it was determined that excavator was operating excavation equipment no closer than 15 feet away from pipeline without a one call ticket or prior notification to Magellan.

ALL SPECIFIC STATUTES AND ADMINISTRATIVE RULES MUST BE STATED:

49-7A-5 Notification of proposed excavation. No excavator may begin any excavation without first notifying the one-call notification center of the proposed excavation. The excavator shall give notice by telephone or by other methods approved by the board pursuant to rules promulgated pursuant to chapter 1-26 to the one-call notification center at least forty-eight hours prior to the commencement of the excavation, excluding Saturdays, Sundays, and legal holidays of the state. The board may promulgate rules to reduce the forty-eight-hour interval for emergency or subsequent inquiries to the original locate request and may lengthen the forty-eight-hour interval for nonexcavation requests.

Other information to support your position:

Patrol pilot reported the sighting to Magellan employee at approximately 17:25 on 03/18/2021. Magellan employee dispatched to the location and found equipment parked near the line. Equipment had decals indicating that the equipment belonged to Quinn Construction Inc. Magellan Employee inspected the site and took a number of photographs. No activity appeared to have taken place within 15 feet of the pipeline at the closest point. Upon arriving at Magellan's office, Magellan employee verified that there was no One Call request in Magellan's system. Magellan employee then called Quinn Construction to visit about the excavation activity. Derek Quinn returned the call and noted that he had checked and there was no current One Call in place. Mr. Quinn indicated that he had stopped all activity on the site until he had a valid One Call in place

Street Address / location of alleged violation:	north of Homestead Street
City	Rapid City
State	SD
Date of alleged violation:	Mar 18, 2021
Time of alleged violation:	04:03 PM
Describe your allegation:	There was not a one call ticket
Do you believe the alleged violation to be intentional?	No
Why or why not?	. Mr. Quinn was very helpful and apologetic about the incident and proceeded to place a One Call request.
Was a locate requested from SD One Call?	No
Did the excavator wait until the start date / time on the ticket before commencing excavation?	No
Did the excavator maintain a minimum horizontal clearance of 18 inches 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?	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:	high pressure refined products 6 inch pipeline
Operator address (Street or PO Box):	United States
Depth of Cover (If unsure put N/A)	N/A
Pressure: (If none, write none)	N/A
Voltage: (If none, write none)	N/A
# of cable pairs: (If none, write none)	N/A
Was the facility damaged?	No
Were damages on public right of way or private property?	NA
Was anyone injured as a result of facility damage?	NA
Were there fatalities?	No
Was operator service affected?	No
Was the one-call notification center immediately notified of the	No

damage, dislocation, or disturbance?

If No, why not?

No damage dislocation or disturbance occurred

Was the operator of the facility immediately notified of the damage, dislocation, or disturbance? No

If No, why not?

No damage dislocation or disturbance occurred

Was there an escape of any flammable, toxic, or corrosive gas or liquid? No

Please provide a Fire Department or Emergency Services incident report, if available Not Available

Attachment Information

File names should not include symbols. Example:(\$, &, *, % .) etc.