

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

IMPORTANT: This form is provided only as assistance in preparing responses to South Dakota One Call Complaints. 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.

COMPLAINT DOCKET NUMBER:	OC21-002
Reply filed on behalf of (company name):	Dowden Creative Construction, LLC
Contact Person:	Allison A Dowden
Phone	(605) 430-7764
Name or Company Name:	Dowden Creative Construction
Street Address or PO Box	305 8th Street Sturgis, South Dakota 57785 United States
Email	dowdenconstructionsd@gmail.com
Date	Apr 22, 2021
Were you previously aware of these allegations?	No
Do you believe the statutes listed (if any) by the complainant were violated?	Yes
Why or why not?	We understand there should have been a re-spot ticket called since the snow had melted, but the gas line was only buried 8"-10" deep and should have been a minimum of 12-18" deep.
Do you dispute the alleged violation of SD One Call statute or rule occurred?	No
Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?	No
Was a locate requested from SD One Call?	Yes

If yes, please provide the ticket number and a copy of the locate ticket

2105460998

Locate ticket # 2105460998

Start date on ticket: Feb 25, 2021

Start time on ticket: 09:15 AM

Did excavation begin before the start date / time on the ticket? No

Was a minimum horizontal clearance of 18 inches maintained between a marked facility and mechanical equipment? No

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

Were facilities marked? No

Was the marking complete prior to the start time on the ticket? Yes

Was the excavation site pre-marked with white paint? No

Was the facility marked accurately (within 18 inches)? No

Was there reasonable care to maintain locate marks for the life of project? No

Did the complainant correctly describe the type of facility involved? Yes

Provide detail:

The gas line was only buried approximately 8"-10" deep.

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

Provide detail:

The damage is listed correctly (3/4" gas line) but the depth of cover is incorrect.

Was the one-call notification center immediately notified of the damage, dislocation, or disturbance? Yes

Please provide a copy of the Damage Ticket

2107766961

Was the operator of the facility immediately notified of the damage, dislocation, or disturbance? Yes

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

Did the complainant correctly describe the damages that resulted from the alleged violation? Yes

Were damages on public right of way or private property? Public

Did complainant correctly describe how operator service was affected? Yes

Provide detail:

811, 911 and MDU were contacted

Was anyone injured as a result of facility damage? No

Were there fatalities? No

Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:

We had a current ticket on the project, but should have called in a re-spot once snow was gone. There were still

flags at the location when we started digging but the spray paint had melted with the snow. We will call in a respot on every ticket with any sort of weather.

Has a complaint been filed against you in the past for SD One Call violations? Yes

If yes, when was it filed? Jul 29, 2020

Attachment Information

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