

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:	OC21-003
Reply filed on behalf of (company name):	Belman Landscaping
Contact Person:	Belman Armando Ochoa Escobar
Phone	(605) 413-3640
Name or Company Name:	Belman Landscaping, LLC
Street Address or PO Box	1016 S. Ruby Pl Sioux Falls, South Dakota 57106 United States
Email	zbm.605@hotmail.com
Date	Apr 26, 2021
Were you previously aware of these allegations?	Yes
Provide detail including whom you spoke with:	The owner of the house and I called 911. Renner fighter department showed up.
Do you believe the statutes listed (if any) by the complainant were violated?	No
Why or why not?	not sure
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? No

If no, please explain why no locate request was made:

No, the because the home owner stated we didn't need it because the previous company had already done it.

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? NA

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? NA

Was the excavation site pre-marked with white paint? NA

Was the facility marked accurately (within 18 inches)? NA

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

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

Provide detail:

Natural Gas

Did the complainant correctly describe the Yes

damages that resulted from the alleged violation?

Provide detail:

Gas line was ripped causing leakage.

Was the one-call notification center immediately notified of the damage, dislocation, or disturbance? No

If No, why not?

I did not know that I had to call, I thought that we just had to call 911 and that was it.

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? Yes and 911 was contacted by an Operator

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

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

Did complainant correctly describe how operator service was affected? Yes

Provide detail:

One Customer

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 plan to call ahead before working on any project even if others are already working.

Has a complaint been filed against you in the past for SD One Call violations? No

Please provide any additional information to support your position:

I do apologize for not making the call, I have learned my lesson and plan to do everything the way it should be by SD One Call Statues and Rules.

Attachment Information

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