

1. ACTION REQUESTED BY

Complaint filed on behalf of or by: Montana Dakota Utilities Co.

Contact Person: Marcus Christensen

Phone: (605) 355-4080

Ext:

Street Address or PO Box: PO Box 1060
Rapid City, South Dakota 57701
United States

Fax:

Email: marcus.christensen@mdu.com

Date: Jul 16, 2019

2. ACTION REQUESTED AGAINST

Name of excavator / facility operator: Century Sitework

Phone:(605) 343-7117

Ext:

Street Address or PO Box: 2100 Deadwood Ave
Rapid City, South Dakota 57701
United States

Fax:

Email Address:

Is this party aware of your allegations?: No

Provide detail including whom you spoke with:

3. BASIC FACTS

Street Address / location of alleged violation:0 Creek Dr

City: Rapid City

State: sd

Date of alleged violation: Jul 12, 2019

Time of alleged violation: 04:15 PM

Describe your allegation: Century Site-work had an accurate and valid locate ticket but it was 3 months old.

Contractor did not maintain up to date locates during construction. While excavating trench they punctured a 4" plastic main line. Repair required was required. Gas was blowing.

Do you believe the alleged violation to be intentional?:

Why or why not?:

4. EXCAVATION / LOCATE INFORMATION: if applicable

Was a locate requested from SD One Call?: Yes

Locate ticket #: 1907988274

Start date on ticket: Mar 20, 2019

Start time on ticket: 01:10 PM

Did the excavator wait until the start date / time on the ticket before commencing excavation?: Yes

If no or not sure, when did excavation begin (date)?:

If no or not sure, when did excavation begin (time)?:

Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?: No

Explain: Contractor punctured a 4" mainline with and a large excavator. Thou the marks where old they appear to accurate.

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

Were facilities marked?: NA

Was the marking complete prior to the start time on the ticket?: No

Did the excavator pre-mark with white paint?: No

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

Did the excavator use reasonable care to maintain locate marks for the life of project?: No

Type of facility involved: 4" Plastic Natural Gas Main

Operator of facility (if known): Montana Dakota Utilities Co.

Operator address (Street or PO Box): PO Box 1060

Rapid City, South Dakota 57709

United States

Operator Phone: (605) 355-4033

Depth of Cover: ~24"

Pressure: 30 psig

Voltage:

of cable pairs:

5. DAMAGES: (Please provide pictures)

Was the facility damaged?: Yes

If yes, provide detail and an estimate of damage: 4" Plastic Mainline was punctured and need to be repaired.

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

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

If yes, provide detail:

Length of hospitalization:

Were there fatalities?: No

If yes, provide detail:

Was operator service affected?: No

If yes, provide detail (how many customers for how long):

6. STATUTORY VIOLATION (if known):

Specific statute(s) or rule(s) you believe were violated: 49-7A-8. ... Excavators shall maintain a minimum horizontal clearance of eighteen inches between a marked underground facility and the cutting edge of any mechanical equipment. If excavation is required within eighteen inches, horizontally, the excavator shall expose the facility with hand tools or noninvasive methods approved pursuant to rule and shall protect and support the facility prior to further excavation with mechanical equipment.

Other information to support your position: Locates were not resubmitted since March.

LOCATE TICKETS, PHOTOS, WITNESS STATEMENTS AND ANY OTHER DOCUMENTATION TO SUPPORT YOUR ARGUMENT MUST BE ATTACHED WHEN SUBMITTING THIS FORM.