

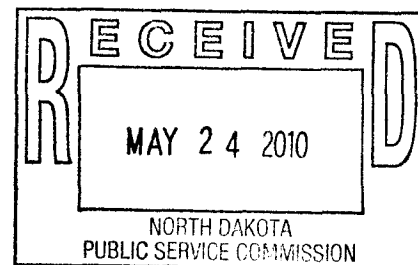


## RILEY BROS. COMPANIES

P.O. Box 535  
Morris, Minnesota 56267  
e-mail: riley@rileybros.com

**CONSTRUCTION**  
Phone: 320-589-2500  
Fax: 320-589-2545

**PAVING**  
Phone: 320-634-3535  
Fax: 320-634-3838  
Morris Pit: 320-589-2300



May 21, 2010

Illona A. Jeffcoat-Sacco  
Public Service Commission  
State Capitol – 12<sup>th</sup> Floor  
600 E. Boulevard Ave. – Dept. 408  
Bismarck, ND 58505-0480

Dear Ms. Jeffcoat-Sacco,

This letter is in response to a written complaint that Riley Bros. Construction received by certified mail, Monday, May 17, 2010.

Riley Bros. Construction is well aware of the incident that took place on the 9<sup>th</sup> St. project in West Fargo, ND. Riley Bros. has never had this happen previously, this particular incident was an over-sight by the individual that was doing the excavating. We understand at Riley Bros. the importance of calling in locates, we update tickets on a weekly basis to make sure that all utilities are identified and clearly visible to the employees working on job sites. Safety is one of the most important things stressed to all employees working for Riley Bros.

On behalf of Riley Bros. Construction, we do not dispute this claim, however, I am requesting that you review the claim and please consider reducing the civil penalty amount to \$500.00.

Sincerely,

Darlene Hennen  
Riley Bros. Construction, Inc.

dh

cc: Allen C. Hoberg  
Office of Administrative Hearings

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**Letter Answer to Complaint**

Riley Brothers Construction  
Darlene Hennen