

215 South Cascade Street
PO Box 496
Fergus Falls, Minnesota 56538-0496
218 739-8200
www.otpc.com



North Dakota Public Service Commission

600 East Boulevard Dept. 408

Bismarck, N. Dakota 58505-0480

Attn. Patrick Fahn

2/7/12

Patrick:

As per our discussion today, Otter Tail Power Company will be dropping its complaint against Kindred Plumbing and Heating and case PU-11-298.

The original complaint stated...

"Contractor was digging in a culvert in an area without a locate. Contractor installed the culvert directly over the top of 3 phase primary and 8-10' from a 3 phase pad mount. The contractor did have a locate but not for the area described".

I spoke with Otter Tail Power Company Service Rep. Dwight Ogren. He informed me the installation of the culvert was probably done in the 2-3 feet of fill that was hauled in and likely not into existing virgin ground.

I spoke with Eric Merhiy of Kindred Plumbing and Heating today and informed him Otter Tail Power will be dropping its complaint. I told him we would consider filing a complaint if a similar situation were to occur in the future as we feel it is in both his best interest as well as that of Public Safety to do so.

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It is our feeling that there is NO way to know if additional work was done in the area of excavation without a locate being requested in advance of work.

Sincerely,

A handwritten signature in dark ink, appearing to read "Scott Fritz", is written over a light-colored background.

Scott Fritz

Otter Tail Power Company

One Call Administrator/Civil Design

Cc:

Eric Merhiy ; Kindred Plumbing and Heating

NDPSC ; Patrick Fahn

Geri Coyne; Operations Mgr

Dwight Ogren; OTP Service Rep

Chad Olson; Director of Education/Public Relations NDOC