



# THIRD PARTY DAMAGE COMPLAINT

Public Service Commission  
SFN 59067 (12-11)

## PART A – WHO IS SUBMITTING THIS COMPLAINT

Information Being Submitted By <input type="checkbox"/> Individual <input checked="" type="checkbox"/> Company*	Company/Organization Whiting O&G	Person Filing Information Steve Meagher	Position Construction Mgr.	
Address of Person Filing Information 4499 Highway 8	City New Town	State ND	Zip Code 58763	
Telephone Number 701-770-0999	Email Address steve.meagher@whiting.com	Date 11-14-11		

## PART B – WHO ALLEGEDLY VIOLATED THE ONE-CALL REGULATIONS

Name of Excavator Vern Maddox		Telephone Number 390-649-0904	
Address	City	State	Zip Code
Name of Entity for Which Excavation Was Performed Tony Favero		Telephone Number 509-750-5800	
Address	City	State	Zip Code

## PART C – DATE AND LOCATION OF THE EVENT

Date of Event 11-11-11	Address of the Excavation and/or Damage		
County Mountrail	City New Town	State ND	Zip Code

## PART D – FACILITY INVOLVED

Type of Facility Involved Gas Gathering Line	Operator of Facility and Contact Person (if known) Whiting O&G, Jimmy Thompson		
Address 4499 Hwy 8	City New Town	State ND	Zip Code 58763
Telephone Number 701-897-2099	Email Address (if known) jimmy.thompson@whiting.com		
Brief Description of Facility Involved Near miss of Whiting's gas gathering line. Whiting bellholed to ensure there was no damage.			

**PART E – DAMAGE (if applicable)**

Fatalities None	Injuries None	Length of Hospitalization, If Applicable NA
Estimated Value of Property Damage: \$ NA		Number of Customers Affected NA
Damaged Within <input type="checkbox"/> Public Property <input type="checkbox"/> Private Property		Photos of Damaged Facility <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (If yes, please include copies)

**PART F – EXCAVATION**

Was a locate requested from North Dakota One-Call?	
<input type="checkbox"/> Yes    Locate Ticket Number <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown	Start Date on Ticket <input style="width: 150px; height: 20px;" type="text"/>
Did excavator wait until the start date/time on the ticket before commencing excavation?	
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> N/A	
Were buried facilities exposed by hand or non-invasive equipment prior to excavation?	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A	

**PART G – MARKING**

Were facilities marked?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Were utility/facility marks visible in the area of excavation?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Were the utility/facilities marked correctly?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Was the marking complete prior to the start time on the ticket?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Did the excavator pre-mark with white paint?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Was the facility marked accurately within 24 inches horizontally?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Did the excavator use reasonable care to maintain locate marks for the life of project?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A

**PART H – DESCRIPTION OF EVENT**

<p><b>Description of Event</b></p> <p>A Whiting employee noticed the backhoe in the field in our ROW and notified Rich Brierley, DOT/PSM Coordinator. Rich drove to the location. When he did not find anyone or any identifiers so he put a note on the windshield of the backhoe with his business card stating that they were digging close to a Whiting gas gathering line and to call the One Call center to enter a ticket. Jimmy Thompson, Whiting's Locator, came out and marked the gas gathering line anyhow. Then they took the photos attached to this form.</p>
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**Description of Event Continued**

**PART I – SIGNATURE**

Signature of Person Filing Complaint <i>Steve Weagler</i>	Date 1-12-12
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Please include additional documents and photos, if applicable.

**\*If you are filing on behalf of a company, please provide information supporting your authority to file this complaint.**

Send Completed, Original Complaint To:  
Public Service Commission  
600 E Boulevard Ave Dept 408  
Bismarck ND 58505-0480  
Telephone: (701) 328-2400

**Email to the Commission**

















