



# THIRD PARTY DAMAGE COMPLAINT

Public Service Commission  
SFN 59067 (12-11)

## PART A – WHO IS SUBMITTING THIS COMPLAINT

Information Being Submitted By <input checked="" type="checkbox"/> Individual <input type="checkbox"/> Company*	Company/Organization Aux Sable Midstream LLC	Person Filing Information Kris Nielsen	Position ND Operations Superintendent	
Address of Person Filing Information 6138 74th Ave NW	City Palermo		State ND	Zip Code 58769
Telephone Number 701-897-2318	Email Address Kris.Nielsen@auxsable.com		Date 1-24-12	

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

Name of Excavator		Telephone Number		
Address	City	State	Zip Code	
Name of Entity for Which Excavation Was Performed Houston Engineering		Telephone Number 701-323-0200		
Address 3712 Lockport St	City Bismarck	State ND	Zip Code 58503	

## PART C – DATE AND LOCATION OF THE EVENT

Date of Event 1-5-12 to 1-20-12	Address of the Excavation and/or Damage 1/2 mile west of hwy 83 on 142 Ave NW, T157N-R82W-Sec.31NW, estimate 3/10ths of mile to nearest pipeline marker			
County Ward	City Ruthville	State ND	Zip Code 58703	

## PART D – FACILITY INVOLVED

Type of Facility Involved Pipeline	Operator of Facility and Contact Person (if known) Aux Sable Midstream LLC			
Address 6138 74th Ave NW	City Palermo	State ND	Zip Code 58769	
Telephone Number 701-897-2318	Email Address (if known) Kris.Nielsen@auxsable.com			
Brief Description of Facility Involved (NAWS) Prairie Rose Pipeline crossing				

**PART E – DAMAGE (if applicable)**

Fatalities None	Injuries None	Length of Hospitalization, If Applicable None
Estimated Value of Property Damage: \$ 0		Number of Customers Affected 0
Damaged Within <input type="checkbox"/> Public Property <input checked="" 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 checked="" type="checkbox"/> No <input type="checkbox"/> Unknown <input 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 checked="" type="checkbox"/> Unknown <input type="checkbox"/> N/A	

**PART G – MARKING**

Were facilities marked?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Were utility/facility marks visible in the area of excavation?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> N/A
Were the utility/facilities marked correctly?	<input checked="" type="checkbox"/> Yes <input 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 type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> N/A
Did the excavator pre-mark with white paint?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Unknown <input type="checkbox"/> N/A
Was the facility marked accurately within 24 inches horizontally?	<input checked="" type="checkbox"/> Yes <input 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>Aux Sable Pipeline group had been monitoring this crossing as pipe had been laid out above grade since December time frame. Aux Sable Pipeline group had been inspecting this crossing site periodically and had flagged the Prairie Rose Pipeline even though a ND One Call had not been received for this crossing. On 1-20-12 Aux Sable Pipeline group had done a routine inspection and found that 12 to 18" of top soil had been removed from directly over the Prairie Rose Pipeline. It also appeared that during the top soil excavation an Aux Sable flag had been removed via excavator and replaced by hand.</p> <p>On 1-23-12, I had contacted both Travis Johnson at Houston Engineering and Bob Bachmeier (NDPA Inspector) and discussed this issue.</p>
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**Description of Event Continued**

**PART I – SIGNATURE**

Signature of Person Filing Complaint Kris Nielsen	Date 1-24-12
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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**

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