



**THIRD PARTY DAMAGE COMPLAINT**  
 Public Service Commission  
 SFN 59067 (12-11)

**RECEIVED**

JUN 15 2012

**PUBLIC SERVICE COMMISSION**

**PART A – WHO IS SUBMITTING THIS COMPLAINT**

Information Being Submitted By <input type="checkbox"/> Individual <input checked="" type="checkbox"/> Company*	Company/Organization Otter Tail Power	Person Filing Information Scott Fritz	Position One Call Administrator	
Address of Person Filing Information 215 S Cascade St	City Fergus Falls	State Mn	Zip Code 56537	
Telephone Number 218-739-8521	Email Address sfritz@otpc.com	Date 6/13/12		

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

Name of Excavator Kindred Plumbing and Heating		Telephone Number 701-361-3191	
Address 302 Woodlawn Dr.	City Kindred	State ND	Zip Code 58051
Name of Entity for Which Excavation Was Performed Wahpeton Airport		Telephone Number 701-642-5567	
Address 733 11th Ave. So.	City Wahpeton	State ND	Zip Code 58075

**PART C – DATE AND LOCATION OF THE EVENT**

Date of Event 6/11/12	Address of the Excavation and/or Damage Wahpeton Airport		
County Richland	City Wahpeton	State ND	Zip Code 58075

**PART D – FACILITY INVOLVED**

Type of Facility Involved Underground Electric	Operator of Facility and Contact Person (if known) Otter Tail Power/Geri Coyne		
Address P.O. Box 70	City Wahpeton	State ND	Zip Code 58074
Telephone Number 701-671-6001	Email Address (if known)		
Brief Description of Facility Involved As noted on the locate. A sewer and water extension was being installed.			

**PART E – DAMAGE (if applicable)**

Fatalities NA	Injuries NA	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 checked="" type="checkbox"/> Yes    Locate Ticket Number <input type="checkbox"/> No <input type="checkbox"/> Unknown	Start Date on Ticket <b>12076901 6/12/12</b>
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 type="checkbox"/> No <input checked="" type="checkbox"/> Unknown <input type="checkbox"/> N/A	

**PART G – MARKING**

Were facilities marked?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> N/A
Were utility/facility marks visible in the area of excavation?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> N/A
Were the utility/facilities marked correctly?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" 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 type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> N/A
Was the facility marked accurately within 24 inches horizontally?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> N/A
Did the excavator use reasonable care to maintain locate marks for the life of project?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> N/A

**PART H – DESCRIPTION OF EVENT**

<p><b>Description of Event</b></p> <p>Otter Tail Power Company Employee Pat Paulson was headed to the job-site to perform a locate. He arrived on site on June 11th between 8:30 and 9:00 AM. When he arrived, the trench was already dug by Kindred Plumbing and Heating. The Work to begin Date on the ticket was 6/12/12. at 2:45 PM.</p> <p>A copy of the routine locate is enclosed as well as pictures taken on 6/11/12 at approximately 1:30 PM. (Still a full 24 hours before the work to begin date).</p> <p>We have had several had several other issues with this contractor in the past. Please note the KPH on the backhoe picture.</p> <p>The pictures were sent by Geri Coyne Otter Tail Power Operations Manager.</p>
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**Description of Event Continued**

Please see attachment totaling 5 sheets. (Plus the 3rd Party Damage Complaint form)

I am sending full documents via standard mail.

**PART I – SIGNATURE**

Signature of Person Filing Complaint  
Scott Fritz



Date  
6/14/12

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**

K.P. & H.

**Fritz, Scott**

**From:** Wahpeton Service Reps  
**Sent:** Monday, June 11, 2012 11:44 AM  
**To:** Iverson, Erin; Fritz, Scott  
**Subject:** RE: LORQ ROUTINE 12076901 (Wahpeton)

*DUG DRY BY  
START DATE  
BY LOCATED  
COMPLETED*

Contractor has already excavated- I did not locate as excavation has already taken place. Pat---6/11/12

-----Original Message-----

From: Iverson, Erin  
Sent: Friday, June 08, 2012 4:28 PM  
To: Wahpeton Service Reps  
Subject: FW: LORQ ROUTINE 12076901 (Wahpeton)

-----Original Message-----

From: [nd@occinc.com](mailto:nd@occinc.com) [mailto:[nd@occinc.com](mailto:nd@occinc.com)]  
Sent: Friday, June 08, 2012 3:24 PM  
To: Wahpeton CSC  
Subject: LORQ ROUTINE 12076901

NORTH DAKOTA ONE-CALL  
Request #: 12076901                      LORQ ROUTINE

Send To: OTPND04    Seq No: 17    Map Ref:

Original Call Date: 6/08/12    Time: 2:42 PM CT    Op: webusr  
Work to Begin Date: 6/12/12    Time: 2:45 PM CT  
Transmit    Date: 6/08/12    Time: 3:24 PM CT    Op: webusr

County: RICHLAND                      Place: WAHPETON CITY  
Address:                      Street: 6TH ST S  
Nearest Intersecting Street: 11TH AVE S

Type of Work: INSTALL WATER AND SEWER EXTENSION Work Being Done For: WAHPETON AIRPORT  
Depth: 12 FEET                      Explosives: N    Tnling/Boring: N  
Extent of Work: FROM ABOVE INTERSECTION GO SOUTHWEST TO INTESECTION OF 6TH  
: ST S AND PEGASUS RD AT THE AIRPORT THE GO SOUTH ON PEGASUS RD FOR 300 FT.  
: MARK A 200 FT RADIUS OF SANITARY SEWER MANHOLE 75 FEET EAST OF PEGASUS ROAD  
Remarks: MARK ALL UTILITIES WITH FLAGS AND PAINT  
: CALL WITH ANY QUESTION. NOTIFY OF ANY ABANDONED UTILITIES

Twp: 132N    Rng: 47W    Sect-Qtr: 8-SW,17-NW  
Twp:                      Rng:                      Sect-Qtr:  
Ex. Coord NW Lat: 46.2542947Lon: -96.6112017 SE Lat: 46.2501319Lon: -96.6069529

Company : KINDRED PLUMBING AND HEATING    Fax: (701)428-3191  
Contact Name: PATRICK HOCKETT                      (701)361-3412  
Alt. Contact: SAME                      Phone:  
Caller Address: 302 WOODLAWN DR                      Call Back: 8-5  
                    KINDRED, ND 58051  
GRTPLN01    QLND11    TCI02    WAHPTN01

Link To Map for OTPND04: <http://nd.ific.occinc.com/KTZR-D2Z-F4F-AKU>

## **Fritz, Scott**

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**From:** Coyne, Geri  
**Sent:** Monday, June 11, 2012 2:09 PM  
**To:** Fritz, Scott  
**Subject:** Emailing: kph dig-in.JPG, kph dig-in#2.JPG  
**Attachments:** kph dig-in.JPG; kph dig-in#2.JPG

Here are the pictures. The date did not show up on the camera, but pictures were taken approximately 1:30 pm on June 11, 2012.

Will you be calling KPH?

Thanks,

Geri

The message is ready to be sent with the following file or link attachments:

kph dig-in.JPG  
kph dig-in#2.JPG

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.



KPH  
PC  
220  
LC

Worker in a brown jacket and blue pants standing on the right side of the trench.

Worker in a white hard hat and yellow safety vest standing in the trench.

Worker in a high-visibility yellow vest and blue pants standing on the right side of the trench.

White plastic sheeting or debris on the left side of the trench.

Two wooden stakes or markers protruding from the soil in the center of the trench.

