



August 14, 2012

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AUG 17 2012

Mr. Aaron A. Morman
Public Service Commission
Pipeline Safety Inspector/Program Manager
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480

PUBLIC SERVICE COMMISSION

RE: Third Party Damage Complaint - Response
Case No. GS-12-669

Mr. Morman:

Ceres Environmental Services has received your third party damage complaint dated 8-10-12 for the above referenced case number and are responding accordingly.

Ceres Environmental Services, Inc. has been contracted by Mountrail County, ND to reconstruct 74th Avenue from Highway 2 to approximately 12 Miles to the South. Part of our contracted work includes widening the existing road and the addition/replacement of drainage culverts to existing approaches.

The area in question is approximately 1.7 miles South of Highway 2. Utility locates were called in prior to starting excavation work in the area per One-Call Ticket No. 12035130 and updated One-Call Ticket No. 12092538.

During the utility locate marking there was no marking of the pipeline in question. Also, there was no permanent markings' indicating a pipeline in the area. After Ceres Environmental Services was notified of the presence of the pipeline, Ceres Environmental Services had requested assistance from the utility owner in locating the pipeline before continuing said work. The pipeline was not contacted and no damage to the pipeline was caused by Ceres Environmental Services. The surrounding grade in the area around the pipeline was returned to its previous condition and/or better.

Had the pipeline been located prior to the start of work or permanent signage existed indicating a pipeline, Ceres Environmental Services would have contacted the utility owner to assist in confirming the location of the marked utility.

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Response to third party damage complaint

This procedure had already occurred during the course of the project on another potential utility conflict.

Enbridge owns a pipeline that crosses the road approximately 1.2 miles South of Highway 2. After the One-Call locates were completed and the pipeline marked, Enbridge was contacted via telephone at 701-720-2366 to visit the site and confirm the locations of the pipeline markings prior to the start of work. Josh employed by Enbridge did visit the site and did confirm the location of their pipeline prior to Ceres Environmental Services starting work in the area. This procedure would have again been followed had the existence of the pipeline been known by Ceres Environmental Services.

Ceres has not in the past received any violations and/or complaints of this nature and takes the matter very seriously. Ceres Environmental Services is committed to providing a safe work environment for its employees, ensuring the safety of the surrounding public, and protecting the integrity of any public/private utility systems located in our work area.

In an effort to become more proactive and try to prevent any future issues Ceres Environmental Services has instituted a series of checks by several project personnel to ensure locates are completed and continue to be updated in a timely manner.

Locate procedures and rules have been reviewed with supervisory personnel.

If you have any questions or need any further information please feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sean C. Lawler', with a long horizontal flourish extending to the right.

Sean C. Lawler

Sr. Project Manager/Estimator

Ceres Environmental Services, Inc.