



Public Service Commission

State of North Dakota

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April 8, 2013

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RE: Case No. PU-13-36: Public Service Commission, Shane Swanson, Damage Prevention Enforcement

On April 4, 2013, Commission Staff filed with the Commission a complaint against Shane Swanson, dba F-M Concrete alleging violation of the North Dakota Century Code Chapter 49-23, the One-Call Excavation Notice System.

Staff had been corresponding with Mr. Swanson and had provided to Mr. Swanson in early March 2013 a proposed Consent Order to resolve the issues related to the alleged violation. Mr. Swanson informed Staff that the Consent Order would be signed and returned quickly. Staff waited until April 4 for Mr. Swanson to sign and return the Consent Order before filing its formal complaint.

On April 5, 2013 I discovered that the Commission received the partially executed Consent Order from Mr. Swanson on April 4, 2013. Therefore, Staff is withdrawing its April 4, 2013 complaint.

Best regards

Patrick Fahn
Director, Compliance and Competitive Markets Division

c. Shane Swanson