

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Public Service Commission
Northern Excavating Co., Inc. (7-25-2013)
Damage Prevention Enforcement**

Case No. PU-13-877

**Public Service Commission
Northern Excavating Co., Inc. (8-2-2013)
Damage Prevention Enforcement**

Case No. PU-13-878

**Public Service Commission
Northern Excavating Co., Inc. (25 pair copper)
Damage Prevention Enforcement**

Case No. PU-13-879

**Public Service Commission
Northern Excavating Co., Inc. (144 Fiber Optic)
Damage Prevention Enforcement**

Case No. PU-13-880

**Public Service Commission
Northern Excavating Co., Inc. (9-17-2013)
Damage Prevention Enforcement**

Case No. PU-13-881

**Public Service Commission
Northern Excavating Co., Inc. (9-30-2013)
Damage Prevention Enforcement**

Case No. PU-13-882

**Public Service Commission
Northern Excavating Co., Inc. (75 pair 2nd time)
Damage Prevention Enforcement**

Case No. PU-13-883

NOTICE OF CONSOLIDATED HEARING

October 8, 2014

On August 25, 2014, Public Service Commission Advocacy Staff filed a formal complaint (Complaint) alleging violations of the North Dakota One-Call law, N.D.C.C. Chapter 49-23, and requesting the Commission find Northern Excavating Co., Inc. responsible for violating the One Call law and impose a penalty of \$1000 in Case No. PU-13-877, \$1000 in Case No. PU-13-878, \$1500 in Case No. PU-13-879, \$3000 in Case No. PU-13-880, \$3000 in Case No. PU-13-881, \$3500 in Case No. PU-13-882, and \$4000 in Case No. PU-13-883.

On September 2, 2014, the Public Service Commission found the Complaint states a prima facie case and directed that the Complaint be served on the Respondent, Northern Excavating Co., Inc.

16	PU-13-883	Filed 10/08/2014	Pages: 2	16	PU-13-881	Filed 10/08/2014	Pages: 2	16	PU-13-879	Filed 10/08/2014	Pages: 2
	Notice of Consolidated Hearing				Notice of Consolidated Hearing				Notice of Consolidated Hearing		
	Public Service Commission				Public Service Commission				Public Service Commission		
16	PU-13-882	Filed 10/08/2014	Pages: 2	16	PU-13-880	Filed 10/08/2014	Pages: 2	16	PU-13-877	Filed 10/08/2014	Pages: 2
	Notice of Consolidated Hearing				Notice of Consolidated Hearing				Notice of Consolidated Hearing		

Believing that there will be no prejudice to the rights of the parties or the public interest, and finding the cases involve similar questions of law and fact, the Commission has consolidated the seven cases under North Dakota Administrative Code section 69-02-04-04.

A **public hearing** on these matters will be held commencing on **December 5, 2014 at 1:30 p.m. CST** in the Commission Hearing Room, State Capitol, 12th Floor, Bismarck, North Dakota 58505. The issues to be considered are:

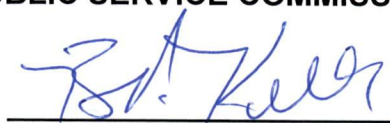
1. Has Northern Excavating Co., Inc. violated N.D.C.C. Chapter 49-23, the North Dakota One-Call law in Case No. PU-13-877, in Case No. PU-13-878, in Case No. PU-13-879, in Case No. PU-13-880, in Case No. PU-13-881, in Case No. PU-13-882, and/or in Case No. PU-13-883?
2. If a violation is found, should the Commission impose a civil penalty in the amount of \$1000 in Case No. PU-13-877, \$1000 in Case No. PU-13-878, \$1500 in Case No. PU-13-879, \$3000 in Case No. PU-13-880, \$3000 in Case No. PU-13-881, \$3500 in Case No. PU-13-882, and/or \$4000 in Case No. PU-13-883?

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or 877-245-6685 (toll free in North Dakota), or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission at least 24 hours in advance.

PUBLIC SERVICE COMMISSION



Randy Christmann
Commissioner



Brian P. Kalk
Chairman



Julie Fedorchak
Commissioner