

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Public Service Commission
Northern Excavating Co., Inc. (9-13-13 11:00 a.m.)
Damage Prevention Enforcement**

Case No. GS-13-884

**Public Service Commission
Northern Excavating Co., Inc. (10-1-13 11:40 a.m.)
Damage Prevention Enforcement**

Case No. GS-13-885

**Public Service Commission
Northern Excavating Co., Inc. (04-30-14 1:45 p.m.)
Damage Prevention Enforcement**

Case No. GS-14-230

NOTICE OF CONSOLIDATED HEARING

December 17, 2014

On October 29, 2014, Public Service Commission Advocacy Staff filed formal complaints (Complaints) 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 \$5000 in Case No. GS-13-884, \$5500 in Case No. GS-13-885 and \$7500 in Case No. GS-14-230.

On November 6, 2014, the Public Service Commission ordered the Complaints state prima facie cases and that the Complaints be served on the Respondent, Northern Excavating Co., Inc.

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 will hold a consolidated hearing on the seven cases under North Dakota Administrative Code section 69-02-04-04.

A **public hearing** on these matters will be held commencing on **February 3, 2015 at 3:00 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. GS-13-884, in Case No. GS-13-885, and/or in Case No. GS-14-230?
2. If a violation is found, should the Commission impose a civil penalty in the amount of \$5000 in Case No. GS-13-884, \$5500 in Case No. GS-13-885 and \$7500 in Case No. GS-14-230?

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