



ND ONE-CALL COMPLAINT

Public Service Commission

SFN 59067 (1-14)

To allege a violation of the One-Call Excavation Notice System Law: North Dakota Century Code Chapter 49-23

PART A – WHO IS SUBMITTING THIS COMPLAINT (COMPLAINANT)

Company/Person WBI Energy/Kent Kahl	Street Address 1250 West Century Avenue	City Bismarck	State and Zip Code ND 58506
Telephone and Cell Phone Number 406-359-7222 / 406-939-2215	Email Address Kent.Kahl@wbienergy.com		Date 7/22/14
<input type="checkbox"/> Complainant is willing and able to testify on the complaint if matter goes to formal hearing			

PART B – WHO VIOLATED THE ONE-CALL REGULATIONS (RESPONDENT)

Company/Person Rock Solid Excavating Inc. / Mark Todd	Street Address PO Box 235	City Park City	State and Zip Code MT 59063
Telephone and Cell Phone Number 406-861-2808	Email Address rocksolidexcavating@gmail.com		

PART C – ALLEGED VIOLATION

<input type="checkbox"/> Operator failed to provide or update the information provided to the notification center on a timely basis <input checked="" type="checkbox"/> Excavator failed to provide excavation or location notice at least 48 hours before beginning any excavation <input type="checkbox"/> Excavator failed to provide required information in excavation or location notice <input type="checkbox"/> Notification center failed to transmit the notice to every operator that has an underground facility in the area of the excavation <input type="checkbox"/> Notification center failed to inform the excavator of the names of operators of underground facilities in the area <input type="checkbox"/> Operator failed to locate and mark underground facility within 48 hours <input type="checkbox"/> Excavation started prior to underground facility locate <input type="checkbox"/> Operator failed to mark underground facility within 24 inches horizontally <input type="checkbox"/> Excavator failed to renew excavation or location request prior to the expiration of the twenty-one-day period <input type="checkbox"/> Excavator failed to conduct the excavation in a careful and prudent manner to avoid damage of underground facilities <input type="checkbox"/> Excavator failed to maintain the markings during excavation <input type="checkbox"/> Other (identify the specific section of NDCC Chapter 49-23) _____
Location of Violation: White Tail Circle - Williston, ND
Date and Time of Violation: 7/16/14
Description (summarize the observations on which you rely to allege the violation) <i>If more space is required, please provide the description on a separate page.</i> On July 16, 2014 Rock Solid Excavating Inc. proceeded to excavate without a locate request to install a water service line to a new home being constructed off of White Tail Circle in Williston, ND. WBI received a call explaining the steel gas pipeline had been hit by an excavator at 2:09 pm CST. WBI sent emergency personnel immediately to determine the extent of the damage. The damage consisted of a dented pipeline with several gouges. WBI installed a composite repair sleeve in order to avoid blowing down the pipeline section and to maintain service to customers.

PART D – DAMAGE

Fatalities N/A	Injuries N/A	In-patient Hospitalization N/A
Underground facility type(s) and Operator(s) affected: steel natural gas transmission pipeline		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ \$5,500.00	Number of Customers Affected 0	
Other impact of event: Several WBI personnel were involved with accessing the damage, determining the appropriate repair method, and installing the composite repair sleeve.		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint Kent Kahl	Date 7/22/14
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Send Completed, Original Complaint To:
 Public Service Commission
 600 E Boulevard Ave Dept 408
 Bismarck ND 58505-0480
 Telephone: (701) 328-2400

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Third party damage complaint

WBI Energy Transmission, Inc.
 Kent Kahl