

Memorandum

To: Commissioner Julie Fedorchak
Commissioner Randy Christmann
Commissioner Brian P. Kalk

From: Julie Prescott, Public Utility Analyst

Date: December 16, 2015

Re: Damage Prevention Enforcement, Case No. PU-14-664

On July 31, 2014, the Commission received a North Dakota One-Call Complaint form from Diane Schell (Schell), City Auditor at the City of Underwood. The complaint indicates a violation by On Grade Excavation LLC (On Grade) of Deary, Idaho, of North Dakota Century Code chapter 49-23: One-Call Excavation Notice System. In her Complaint, Schell states that On Grade failed to provide a location notice at least 48 hours before beginning an excavation within the City of Underwood.

According to information provided by the North Dakota Secretary of State's Office, On Grade has been involuntarily dissolved as a business in the State of North Dakota.

Staff recommends that no further action be taken and the case be closed.