

HARVEY SAND & GRAVEL, INC.
PO BOX 213
HARVEY, ND 58341
701 324-4671 FAX 701 324-4672



September 23, 2014

ND Public Service Commission
Attn: Darrell Nitschke
600 East Blvd Ave. Dept. 408
Bismarck, ND 58505-0480

RE: One Call Complaint PU-14-695

Dear Mr. Nitschke:

This letter is in response to correspondence I received from your office dated September 21, 2014.

In reference to the event which prompted Mr. Voeller to file this complaint, there was not a One Call ticket issued. The driveway being replaced was 5" thick and my foreman at the time was confident that the stakes used would not violate the 12" rule.

In reference to the one time that I requested the owner to make a One Call, this was done because I felt it was the best way to eliminate any errors in marking the area that would be excavated. It was very clear that this area had numerous buried utilities. There

are 3 property owners on this small piece of real-estate and I felt that my customer would more accurately convey the excavation area to the One Call Operator.

Harvey Sand & Gravel, Inc. has been in business for 50+ years. We are very aware of the consequences of digging without making a One Call. I have personally addressed these issues with my supervisors and have reinforced the need to make One Calls for any and all excavations.

I would like to make it clear that this company has not had any complaints from any other utilities. Even though they signed off on this complaint I believe that it was at the request of Mr. Voeller. Mr. Voeller has taken it upon himself to police not only my company but other excavators in the Harvey area almost to the extent that it could be conveyed as harassment.

Thank you for the opportunity to respond to this complaint. If you need any additional information, please feel free to contact me at any time.

Respectfully,



Susan Shearer, President