



Public Service Commission
State of North Dakota

COMMISSIONERS

Brian P. Kalk
Randy Christmann
Julie Fedorchak

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

November 20, 2014

Kevin Cooke
Sweetwater Energy Services LLC
PO Box 3624
Gillette, WY 82717

Re: One-Call Excavation Notice System: North Dakota Century Code Chapter 49-23

Dear Mr. Cooke:

Enclosed is a copy of a ND One-Call Complaint against Sweetwater Energy Services LLC, received by the North Dakota Public Service Commission on November 5, 2014, from North Dakota One Call, Case No. PU-14-796.

I am sending you this information so that you are aware of the Complaint and have an opportunity to present any information you may have to assist us in processing this case. **Please respond to Darrell Nitschke, Executive Secretary, North Dakota Public Service Commission, by December 4, 2014, with your written response and any supporting documentation.**

Staff will review your response, the Complaint, and other available information to determine the next step in this matter. If staff concludes there was a violation of the One-Call law, a formal complaint may be filed with the Commission. If staff decides to proceed with a formal complaint, I will attempt to contact you in advance.

Please contact me at 701-328-4188 or at jprescott@nd.gov with any questions regarding this correspondence.

Sincerely,

Julie Prescott
Compliance and Competitive Markets Division

Enc: ND One-Call Complaint
c: North Dakota One Call

2 **PU-14-796** Filed: 11/20/2014 Pages: 7
Letter enclosing North Dakota One-Call Complaint

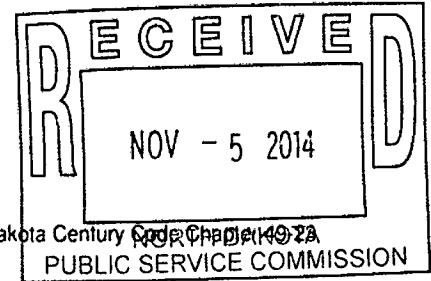


ND ONE-CALL COMPLAINT

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 One Call Concepts, Inc / North Dakota One Call	Street Address 7223 Parkway Drive	City Hanover	State and Zip Code MD, 21076
Telephone and Cell Phone Number (410) 712-0082	Email Address jennejamison@occonc.com		Date 11/3/14
<input checked="" 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 SWEET WATER ENERGY SERVICES	Street Address P.O. BOX 3624	City GILLETTE	State and Zip Code WY, 82717
Telephone and Cell Phone Number 307-680-2919, 701-264-0676, 307-682-0246		Email Address simplekev333@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 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 checked="" type="checkbox"/> Other (Identify the specific section of NDCC Chapter 49-23) <u>Section 49-23-03</u>
Location of Violation:
Date and Time of Violation:
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> An excavator licensed under this chapter shall participate in and share the costs of a statewide notification center on a per call basis.

PART D – DAMAGE

Fatalities	Injuries	In-patient Hospitalization
Underground facility type(s) and Operator(s) affected:		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$		Number of Customers Affected
Other impact of event.		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint <i>Jennie Jamison</i>	Date 11/3/14
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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

Statement

Statement Date: 10/23/2014

ONE CALL CONCEPTS, INC.
 7223 PARKWAY DR.
 SUITE 210
 HANOVER MD. 21076
 (410) 712-0082

Customer 17-0018896

SWEET WATER ENERGY SERVICES
 KEVIN COOKE
 P.O. BOX 3624
 Gillette, WY 82717

Date	Reference	Description	Charge	Credit	Balance
9/30/2012	2032110-IN		48.75		48.7
12/31/2012	2041712-IN		73.75		73.7
3/31/2013	3010838-IN		66.25		66.2
6/30/2013	3022271-IN		3.30		3.3

					Total:	192.05
Current	30 Days	60 Days	90 Days	120 Days	Balance Due	
0.00	0.00	0.00	0.00	192.05	192.05	

WE NOW ACCEPT E-CHECKS AND MASTERCARD/ DISCOVER PAYMENTS.
 GO TO WWW.OCCINC.COM FOR MORE INFORMATION.

North Dakota One Call

c/o One Call Concepts

7223 Parkway Drive, Suite 210

Hanover, MD 21076

877-879-0711

INVOICE

INVOICE NO: 12-03-2110

DATE: October 10, 2012

SWEET WATER ENERGY SERVICES

ATTN: MORGAN BRINGHURST

P.O. BOX 3624

GILLETE WY 72717

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
39	Locate requests filed for caller ID number 18896 filed between July 1 and September 30, 2012.	\$1.25	\$48.75
SUBTOTAL			\$48.75
TOTAL DUE			\$48.75

Make all checks payable to: North Dakota One Call and remit to the address above.
If you have any questions concerning this invoice, call: Chad Olson, 701-475-2942.

THANK YOU FOR YOUR BUSINESS!

This invoice is sent under the authority of the North Dakota Century Code Chapter 49-23 regarding one-call and damage prevention in North Dakota. The charges are due and payable per Section 49-23-03 which specifies that, "An excavator licensed under this chapter shall participate in and share in the costs of a statewide notification center on a per call basis."

PLEASE ENCLOSE THIS PORTION WITH YOUR REMITTANCE

Please remit payment to:

COMPANY: SWEET WATER ENERGY SERVICES

CALLER ID: 18896

INVOICE #: 12-03-2110

TOTAL: \$48.75

North Dakota One Call
c/o One Call Concepts, Inc.
7223 Parkway Dr, Ste 210
Hanover, MD 21076

North Dakota One Call

c/o One Call Concepts
7223 Parkway Drive, Suite 210
Hanover, MD 21076

877-879-0711

INVOICE

INVOICE NO: 12-04-1712
DATE: January 8, 2013

SWEET WATER ENERGY SERVICES
ATTN: MORGAN
P.O. BOX 3624
GILLETE WY 82718

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
59	Locate requests filed for caller ID number 18896 filed between October 1 and December 31, 2012.	\$1.25	\$73.75
SUBTOTAL			\$73.75
TOTAL DUE			\$73.75

Make all checks payable to: North Dakota One Call and remit to the address above.
If you have any questions concerning this invoice, call: Chad Olson, 701-475-2942.

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PLEASE ENCLOSE THIS PORTION WITH YOUR REMITTANCE

Please remit payment to:

COMPANY: SWEET WATER ENERGY SERVICES

CALLER ID: 18896



We are now accepting E-Checks and MasterCard / Discover payments.
Please go to www.occinc.com for more information.

INVOICE #: 12-04-1712
TOTAL: \$73.75

North Dakota One Call
c/o One Call Concepts, Inc.
7223 Parkway Dr, Ste 210
Hanover, MD 21076

North Dakota One Call

c/o One Call Concepts

7223 Parkway Drive, Suite 210

Hanover, MD 21076

877-879-0711

INVOICE

INVOICE NO: 13-01-0838

DATE: April 4, 2013

SWEET WATER ENERGY SERVICES
ATTN: MORGAN BRINGHURST
200 COMMERCE DR
GILLETE WY 82718

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
53	Locate requests filed for caller ID number 18896 filed between January 1 and March 31, 2013.	\$1.25	\$66.25
SUBTOTAL			\$66.25
TOTAL DUE			\$66.25

Make all checks payable to: North Dakota One Call and remit to the address above.
If you have any questions concerning this invoice, call: Chad Olson, 701-475-2942.

THANK YOU FOR YOUR BUSINESS!

This invoice is sent under the authority of the North Dakota Century Code Chapter 49-23 regarding one-call and damage prevention in North Dakota. The charges are due and payable per Section 49-23-03 which specifies that, "An excavator licensed under this chapter shall participate in and share in the costs of a statewide notification center on a per call basis."

PLEASE ENCLOSE THIS PORTION WITH YOUR REMITTANCE

Please remit payment to:

COMPANY: SWEET WATER ENERGY SERVICES

CALLER ID: 18896



We are now accepting E-Checks and MasterCard / Discover payments.
Please go to www.occinc.com for more information.

INVOICE #: 13-01-0838

TOTAL: \$66.25

North Dakota One Call
c/o One Call Concepts, Inc.
7223 Parkway Dr, Ste 210
Hanover, MD 21076

North Dakota One Call

c/o One Call Concepts

7223 Parkway Drive, Suite 210

Hanover, MD 21076

877-879-0711

INVOICE

INVOICE NO: 13-02-2271

DATE: July 11, 2013

SWEET WATER ENERGY SERVICES
ATTN: KEVIN COOKE 701-264-0676/1ST
PO BOX 3624
GILLETE WY 82717

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
3	Locate requests filed for caller ID number 18896 filed between April 1 and June 30, 2013.	\$1.10	\$3.30
SUBTOTAL			\$3.30
TOTAL DUE			\$3.30

Make all checks payable to: North Dakota One Call and remit to the address above.
If you have any questions concerning this invoice, call: Chad Olson, 701-475-2942.

THANK YOU FOR YOUR BUSINESS!

This invoice is sent under the authority of the North Dakota Century Code Chapter 49-23 regarding one-call and damage prevention in North Dakota. The charges are due and payable per Section 49-23-03 which specifies that, "An excavator licensed under this chapter shall participate in and share in the costs of a statewide notification center on a per call basis."

PLEASE ENCLOSE THIS PORTION WITH YOUR REMITTANCE

Please remit payment to:

COMPANY: SWEET WATER ENERGY SERVICES

CALLER ID: 18896



We are now accepting E-Checks and MasterCard / Discover payments.
Please go to www.occinc.com for more information.

INVOICE #: 13-02-2271

TOTAL: \$3.30

North Dakota One Call
c/o One Call Concepts, Inc.
7223 Parkway Dr, Ste 210
Hanover, MD 21076