

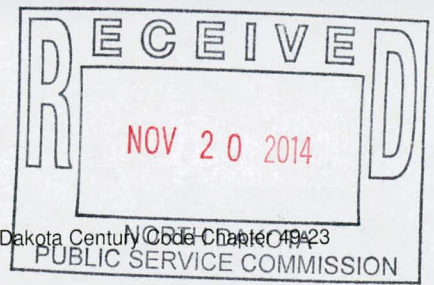


ND ONE-CALL COMPLAINT

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 Agri Industries Inc. - Guy Schiessl	Street Address P.O. Box 1166	City Williston	State and Zip Code ND 58802
Telephone and Cell Phone Number 701-572-0767 x17 701-770-5117	Email Address guy@h2oagri.com		Date 11/19/2014
<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 Buckhorn Energy Services - Nancy	Street Address 5613 DTC Parkway Suite 800	City Greenwood Village	State and Zip Code CO 80111
Telephone and Cell Phone Number 303-618-3135	Email Address		

PART C – ALLEGED VIOLATION

<input checked="" 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 type="checkbox"/> Other (identify the specific section of NDCC Chapter 49-23) _____
Location of Violation: Williams County, Hofflund TWP, T-154N, R-95W, S-6 NW & NE
Date and Time of Violation: 10/24/2014
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> While performing excavation our project manager noticed a recent excavation that crossed our path. In investigating who had performed the previous excavation he determined that it was a company known as Buckhorn Energy Services who was not identified on the one-call notification report for the area involved. After locating a local representative we were able to have them locate their line before we began excavation. It was later determined that as an operator of an underground saltwater pipeline they have not updated their information of the new pipeline in a timely manner. We actually are not sure that any of their pipelines are identified which would mean that they are not participating in the one-call system as required by statute.

PART D – DAMAGE

Fatalities None	Injuries None	In-patient Hospitalization None
Underground facility type(s) and Operator(s) affected: None		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ None	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 Guy Schiessl	Date 11/19/2014
--	--------------------

Send Completed, Original Complaint To:
 Public Service Commission
 600 E Boulevard Ave Dept 408
 Bismarck ND 58505-0480
 Telephone: (701) 328-2400

