



Public Service Commission

State of North Dakota

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January 27, 2015

Joseph Ottensen
J&J Oilfield Services, Inc.
215 51st Avenue East
West Fargo, ND 58078-8259

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

Dear Mr. Ottensen:

Enclosed is a copy of a ND One-Call Complaint, against J&J Oilfield Services, Inc., received by the North Dakota Public Service Commission on January 23, 2015, from Chris Schaefer, at Enbridge, Inc., of Stanley, ND, Case Number PU-15-42. The location of the incident identified in the complaint is approximately Township 156 North, Range 92 West, Section 27, near Stanley, ND.

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 February 10, 2015**, with your written account of the event, including the applicable One Call locate ticket number for work performed at the address indicated.

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

Please contact me at 701-328-3397 or at vschock@nd.gov with any questions regarding this correspondence.

Sincerely,

Victor Schock
Compliance and Competitive Markets Division

Enc: ND One-Call Complaint
c: Chris Schaefer

2 PU-15-42 Filed: 1/27/2015 Pages: 2
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 Chris Schaefer	Street Address 6160 Hwy 8, PO Box 144 S.	City Stanley	State and Zip Code ND 58784
Telephone and Cell Phone Number 701-628-2097; 701-578-5414	Email Address christopher.schaefer@enbridge.com		Date 1-23-2015
<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 J&J Oilfield Service/ JJ	Street Address PO Box 789	City Stanley	State and Zip Code ND 58784
Telephone and Cell Phone Number 701-629-5376	Email Address		

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>Excavator did not make a one call.</u>
Location of Violation: 156N 92W section 27
Date and Time of Violation: 4:00pm on Nov. 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> Enbridge aerial patrol called Chris Schaefer and told him that there was equipment close to Enbridge lines between 86th ave and 87th ave west of Stanley. An employee went out to check it out and found J&J Oilfield service was digging up rocks in the field in the SE quarter of the section. 156N 92W section 27. In a couple of spots they were within 50ft of and Enbridge line and they had been driving equipment and loaded semis over the lines. They were out doing this work without a one call. We met with JJ the owner of J&J and told him what he was doing was illegal and that he had broken the state one-call law. After that Enbridge employees flagged the half mile of our pipelines. J&J stopped digging and were asked to not cross our lines anymore with his equipment or be within 100ft of our flags. He did stop digging and moved his equipment away from our lines.

PART D – DAMAGE

Fatalities N/A	Injuries N/A	In-patient Hospitalization N/A
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: Photos are available upon request.		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint Alexandra German	Date 1-23-2015
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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