



# 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<br>ONE CALL CONCEPTS, INC.  | Street Address<br>7223 PARKWAY DRIVE      | City<br>HANOVER | State and Zip Code<br>MARYLAND 21076 |
| Telephone and Cell Phone Number<br>410-712-0082  | Email Address<br>JENNIEJAMISON2OCCINC.COM |                 | Date<br>5/11/15                      |
| <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<br>MODERN FENCE WORKS            | Street Address<br>5910 COUNTY RD 140   | City<br>NEW SALEM | State and Zip Code<br>ND 58563 |
| Telephone and Cell Phone Number<br>701-226-9644 | Email Address<br>MFENCEWORKS@YAHOO.COM |                   |                                |

## PART C – ALLEGED VIOLATION

Operator failed to provide or update the information provided to the notification center on a timely basis

Excavator failed to provide excavation or location notice at least 48 hours before beginning any excavation

Excavator failed to provide required information in excavation or location notice

Notification center failed to transmit the notice to every operator that has an underground facility in the area of the excavation

Notification center failed to inform the excavator of the names of operators of underground facilities in the area

Operator failed to locate and mark underground facility within 48 hours

Excavation started prior to underground facility locate

Operator failed to mark underground facility within 24 inches horizontally

Excavator failed to renew excavation or location request prior to the expiration of the twenty-one-day period

Excavator failed to conduct the excavation in a careful and prudent manner to avoid damage of underground facilities

Excavator failed to maintain the markings during excavation

Other (identify the specific section of NDCC Chapter 49-23) SECTION 49-23-03

Location of Violation:

Date and Time of Violation:

Description (summarize the observations on which you rely to allege the violation) *If more space is required, please provide the description on a separate page.*

AN EXCAVATOR LICENSED UNDER THIS CHAPTER SHALL PARTICIPATE IN AND SHARE THE COSTS OF A STATWIDE NOTICATION 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<br> | Date<br>5/11/15 |
|--|-----------------|

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

**Statement**

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

**Statement Date:** 4/24/2015  
**Customer** 17-0012436

MODERN FENCE WORKS  
 ATTN: BRENTON PELTZ  
 5910 COUNTY RD 140  
 New Salem, ND 58563

| <b>Date</b> | <b>Reference</b> | <b>Description</b> | <b>Charge</b> | <b>Credit</b> | <b>Balance</b> |
|-------------|------------------|--------------------|---------------|---------------|----------------|
| 6/30/2013   | 3021565-IN       |                    | 12.10         |               | 12.10          |
| 12/31/2013  | 3041430-IN       |                    | 6.60          |               | 6.60           |
| 6/30/2014   | 4022037-IN       |                    | 17.60         |               | 17.60          |
| 9/30/2014   | 4032143-IN       |                    | 11.00         |               | 11.00          |

Total: 47.30

| <b>Current</b> | <b>30 Days</b> | <b>60 Days</b> | <b>90 Days</b> | <b>120 Days</b> | <b>Balance Due</b> |
|----------------|----------------|----------------|----------------|-----------------|--------------------|
| 0.00           | 0.00           | 0.00           | 0.00           | 47.30           | 47.30              |

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: 13-02-1565  
DATE: July 11, 2013

MODERN FENCE WORKS  
ATTN: BRENTON PELTZ  
5910 CO RD 140  
NEW SALEM ND 58563

| QUANTITY  | DESCRIPTION   | UNIT PRICE | AMOUNT  |
|-----------|---|------------|---------|
| 11        | Locate requests filed for caller ID number 12436 filed between April 1 and June 30, 2013. | \$1.10     | \$12.10 |
| SUBTOTAL  |   |            | \$12.10 |
| TOTAL DUE |   |            | \$12.10 |

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

COMPANY: MODERN FENCE WORKS

Please remit payment to:

CALLER ID: 12436



*We are now accepting E-Checks and MasterCard / Discover payments.  
Please go to [www.occinc.com](http://www.occinc.com) for more information.*

INVOICE #: 13-02-1565  
TOTAL: \$12.10

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Hanover, MD 21076

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# INVOICE

INVOICE NO: 3-04-1430  
DATE: January 7, 2014

MODERN FENCE WORKS  
ATTN: BRENTON PELTZ  
5910 CO RD 140  
NEW SALEM ND 58563

| QUANTITY  | DESCRIPTION   | UNIT PRICE | AMOUNT |
|-----------|---|------------|--------|
| 6         | Locate requests filed for caller ID number 12436 filed between October 1 and December 31, 2013. | \$1.10     | \$6.60 |
| SUBTOTAL  |   |            | \$6.60 |
| TOTAL DUE |   |            | \$6.60 |

**Make all checks payable to: North Dakota One Call and remit to the address above.**  
**If you have any questions concerning this invoice, call: Ryan Schmaltz, 701-751-1019.**

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COMPANY: MODERN FENCE WORKS

CALLER ID: 12436



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INVOICE #: 3-04-1430  
TOTAL: \$6.60

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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: 4022037  
DATE: July 11, 2014

MODERN FENCE WORKS  
BRENTON PELTZ  
5910 CO RD 140  
NEW SALEM, ND 58563

| QUANTITY  | DESCRIPTION   | UNIT PRICE | AMOUNT  |
|-----------|---|------------|---------|
| 16        | Locate requests filed for caller ID number 12436 filed between April 1 and June 30, 2014. | \$1.10     | \$17.60 |
| SUBTOTAL  |   |            | \$17.60 |
| TOTAL DUE |   |            | \$17.60 |

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Please remit payment to:

COMPANY: MODERN FENCE WORKS

CALLER ID: 12436

INVOICE #: 4022037  
TOTAL: \$17.60

**NEW**

*We are now accepting E-Checks and MasterCard / Discover payments. Please go to [www.occinc.com](http://www.occinc.com) for more information.*

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: 4032143  
DATE: October 15, 2014

MODERN FENCE WORKS  
BRENTON PELTZ  
5910 CO RD 140  
NEW SALEM, ND 58563

| QUANTITY  | DESCRIPTION   | UNIT PRICE | AMOUNT  |
|-----------|---|------------|---------|
| 10        | Locate requests filed for caller ID number 12436 filed between July 1 and September 30, 2014. | \$1.10     | \$11.00 |
| SUBTOTAL  |   |            | \$11.00 |
| TOTAL DUE |   |            | \$11.00 |

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Please remit payment to:

COMPANY: MODERN FENCE WORKS

CALLER ID: 12436

INVOICE #: 4032143  
TOTAL: \$11.00



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