



# 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.	Street Address 7223 PARKWAY DRIVE	City HANOVER	State and Zip Code MARYLAND 21076
Telephone and Cell Phone Number 410-712-0082	Email Address JENNIEJAMISON20CCINC.COM		Date 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 ZACK UTILITY CONTRACTORS / ROBERT ZACK	Street Address 194 EAST LATHROP ST	City WALKERVILLE	State and Zip Code MI 49459
Telephone and Cell Phone Number 231-873-0382 213-873-8140	Email Address DANELLA.CONKLE@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 	Date 5/11/15
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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:** 4/24/2015

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

**Customer** 17-0025008

ZACK UTILITY CONTRACTORS  
 ROBERT ZACK  
 194 E LATHROP ST  
 Walkerville, MI 49459

<b>Date</b>	<b>Reference</b>	<b>Description</b>	<b>Charge</b>	<b>Credit</b>	<b>Balance</b>
6/30/2014	4023382-IN		80.30		80.30

Total: 80.30

<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	80.30	80.30

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: 4023382

DATE: July 11, 2014

ZACK UTILITY CONTRACTORS  
ROBERT ZACK  
194 E LATHROP ST  
WALKERVILLE, MI 49459

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
73	Locate requests filed for caller ID number 25008 filed between April 1 and June 30, 2014.	\$1.10	\$80.30
SUBTOTAL			\$80.30
TOTAL DUE			\$80.30

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

**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: ZACK UTILITY CONTRACTORS

CALLER ID: 25008



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

INVOICE #: 4023382

TOTAL: \$80.30

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

**Statement**

**Statement Date:** 4/24/2015

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

**Customer** 17-0026505

ZACK UTILITY CONTRACTORS  
 JOE ARMSTRONG  
 194 E LATHROP ST  
 Walkerville, MI 49459

<b>Date</b>	<b>Reference</b>	<b>Description</b>	<b>Charge</b>	<b>Credit</b>	<b>Balance</b>
6/30/2014	4023381-IN		41.80		41.80
9/30/2014	4033671-IN		7.70		7.70

Total: 49.50

<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	49.50	49.50

WE NOW ACCEPT E-CHECKS AND MASTERCARD/ DISCOVER PAYMENTS.  
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# North Dakota One Call

c/o One Call Concepts

7223 Parkway Drive, Suite 210

Hanover, MD 21076

877-879-0711

# INVOICE

INVOICE NO: 4023381

DATE: July 11, 2014

ZACK UTILITY CONTRACTORS  
JOE ARMSTRONG  
194 E LATHROP ST  
WALKERVILLE, MI 49459

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
38	Locate requests filed for caller ID number 26505 filed between April 1 and June 30, 2014.	\$1.10	\$41.80
SUBTOTAL			\$41.80
TOTAL DUE			\$41.80

Make all checks payable to: North Dakota One Call and remit to the address above.  
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Please remit payment to:

COMPANY: ZACK UTILITY CONTRACTORS

CALLER ID: 26505



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INVOICE #: 4023381

TOTAL: \$41.80

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: 4033671  
DATE: October 15, 2014

ZACK UTILITY CONTRACTORS  
JOE ARMSTRONG  
194 E LATHROP ST  
WALKERVILLE, MI 49459

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
7	Locate requests filed for caller ID number 26505 filed between July 1 and September 30, 2014.	\$1.10	\$7.70
SUBTOTAL			\$7.70
TOTAL DUE			\$7.70

**Make all checks payable to: North Dakota One Call and remit to the address above.**  
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PLEASE ENCLOSE THIS PORTION WITH YOUR REMITTANCE

Please remit payment to:

COMPANY: ZACK UTILITY CONTRACTORS

CALLER ID: 26505

INVOICE #: 4033671  
TOTAL: \$7.70



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**C/O One Call Concepts**  
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