



Public Service Commission

State of North Dakota

COMMISSIONERS

Julie Fedorchak
Randy Christmann
Brian P. Kalk

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

August 11, 2015

Thomas McCormick
Northern Improvement Co.
PO BOX 2846
Fargo, ND 58102

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

Dear Mr. McCormick:

Enclosed is a copy of a ND One-Call Complaint, with attachments, against Northern Improvement Co., received by the North Dakota Public Service Commission on August 7, 2015, from Scott MacLean, at Montana-Dakota Utilities, of Dickinson, ND, Case Number PU-15-629. The location of the damage identified in the complaint is approximately south of 198 40th Street E, Dickinson, 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 August 25, 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 with attachments
c: Scott MacLean with attachments

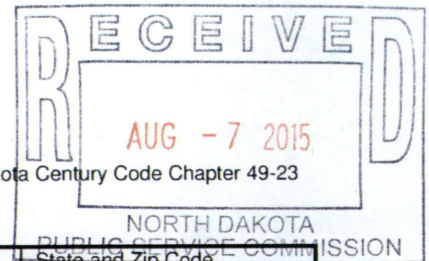


ND ONE-CALL COMPLAINT

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 Montana-Dakota Utilities Scott MacLean	Street Address 1133 W. Broadway	City Dickinson	State and Zip Code ND 58601
Telephone and Cell Phone Number 701-456-7104 701-290-2472	Email Address scott.maclea@mdu.com	Date 8/6/2015	
<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 Northern Improvement	Street Address 4458 3rd Ave. W	City Dickinson	State and Zip Code ND 58602
Telephone and Cell Phone Number 701-223-6695 701-225-5197	Email Address NA		

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) _____

Location of Violation:
South of the address of 198 40th St. E Dickinson, ND

Date and Time of Violation:
7/13/2015 10:32am

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.*

Northern Improvement struck 2" Distribution Gas Main with backhoe while exposing main. Further damage was found to tee where main transitions to 4" Distribution Main. MDU gas crew made a repair, but left 4" main to let Northern Improvement proceed with work. On 7/20/2015 Scott MacLean attended Northern Improvements safety meeting and spoke on safety and integrity of MDU's facilities. Shortly after meeting gas crew was sent to repair 4" gas main where they found extensive damage to 4" main that wasn't reported to MDU. MDU Gas Crew found the damaged pipe while air testing to make the repair. The damage was found where Northern Improvement laid down matting and gravel. Appeared that Northern Improvement tried to cover gas main and hide damage.

PART D – DAMAGE

Fatalities 0	Injuries 0	In-patient Hospitalization 0
Underground facility type(s) and Operator(s) affected: 2" and 4" Distribution Gas Main Montana- Dakota Utilities Badlands Region		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ 3,500 - 6,500 WAITING FOR FINAL INVOICE	Number of Customers Affected None	
Other impact of event: MDU had to replace damaged 4" line, tee, and 2" Line		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint 	Date 8/6/2015
--	------------------

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

**THIS IS AN IMPORTANT COMPANY RECORD.
— DO NOT DESTROY —**

TRAINING ATTENDANCE SHEET

DATE: 7/20/2015

TIME: 6:00am

LOCATION: Northern Improvement

INSTRUCTOR: Scott MacLean MONTANA - DAKOTA UTILITIES

SUBJECT:

Line Damages and Line Exposure

WRITTEN MATERIALS:

ATTENDEES

	SIGNATURE	NAME (Type or print)	EMPLOYEE NO.	WORK LOCATION
1.		Herb Sheaman	7790	40th
2.		Tyler Sheaman	8948	40th
3.		Erik Tiensoid	7265	21 st street
4.		Clyde Jacobson	6030	46th
5.		José Flores	890	40th
6.		Sterling Walker	7835	21st
7.	DANIEL SALAS	DANIEL SALAS QUINTERO		40th
8.	ABEL PEREZ GONZALEZ	ABEL PEREZ GONZALEZ		40th
9.	JONATHAN LOPEZ	JONATHAN LOPEZ		40th
10.		Ernesto Zubia	8047	40th
11.		Bryan Good	6770	40th
12.	GERARDO ROMO	GERARDO D. ROMO	8129	40th
13.	LOW JOHNSON	LOW JOHNSON	7041	40th st
14.		Stephen Clarke	7350	40th st
15.		David Lynn	6485	40th
16.				
17.				

Maclean, Scott

Subject: Dickinson - South of 198 40th St E - Main Repair (BILLABLE - NORTHERN IMPROVEMENT)

Status: Not Started

Percent Complete: 0%

Total Work: 0 hours

Actual Work: 0 hours

Owner: Dickinson Gas Department

Categories: Billable



7/13/15 10:30am

Dickinson - South of 198 40th ...

CONSTRUCTION ORDER

Address		District		Town, ST		
South of 198 40th St E		DICKINSON		Dickinson, ND		
County	Township	Range	Section	1/4	1/4 1/4	Block
Stark	140N	96W	22	SW		
Subdivision Name		Nearest Cross Street			District Code	
		2nd Ave E			153	
Type of Permit		Permit #	Cost Center			
			150			
		Name	Work #	Cell/Home #		
Customer:	MDU					
Contractor:						
Developer:						
Other:						
Order Number	Order Type	Accounting Code		Premise ID #		
MDUG-20150713-01291	G-REPMN	G-REPAIR GAS MAIN 150.28870		Service Pt ID #		
				NA		
				NA		

1st 8

GAS RECAP DATA

	Pipe Size	Material Type	Mater
Gas Main:	2	P	
Gas Main:			
Gas Main:			
Gas Service:			

Gas Service:			
		Work Performed:	
Farm Tap (Y/N):	N		
City Limits (In/Out):	Inside		

BILLABLE: Yes / No

Y

Maclean, Scott

Subject: Dickinson - South of 198 40th St E - Main Repair (BILLABLE - NORTHERN IMPROVEMENT)

Status: Not Started

Percent Complete: 0%

Total Work: 0 hours

Actual Work: 0 hours

Owner: Dickinson Gas Department

Categories: Billable



Dickinson - South of 198 40th ...

CONSTRUCTION ORDER

<u>Address</u>		<u>District</u>		<u>Town, ST</u>		
South of 198 40th St E		DICKINSON		Dickinson, ND		
<u>County</u>	<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4 1/4</u>	<u>Block</u>
Stark	140N	96W	22	SW		
<u>Subdivision Name</u>		<u>Nearest Cross Street</u>		<u>District Code</u>		
		2nd Ave E		153		
<u>Type of Permit</u>		<u>Permit #</u>	<u>Cost Center</u>			
			150			
		<u>Name</u>	<u>Work #</u>	<u>Cell/Home #</u>		
Customer:	MDU					
Contractor:						
Developer:						
Other:						
<u>Order Number</u>	<u>Order Type</u>		<u>Accounting Code</u>	<u>Premise ID #</u>		
MDUG-20150713-01291	G-REPMN	G-REPAIR GAS MAIN	150.28870	<u>Service Pt ID #</u>		
				NA		
				NA		

GAS RECAP DATA

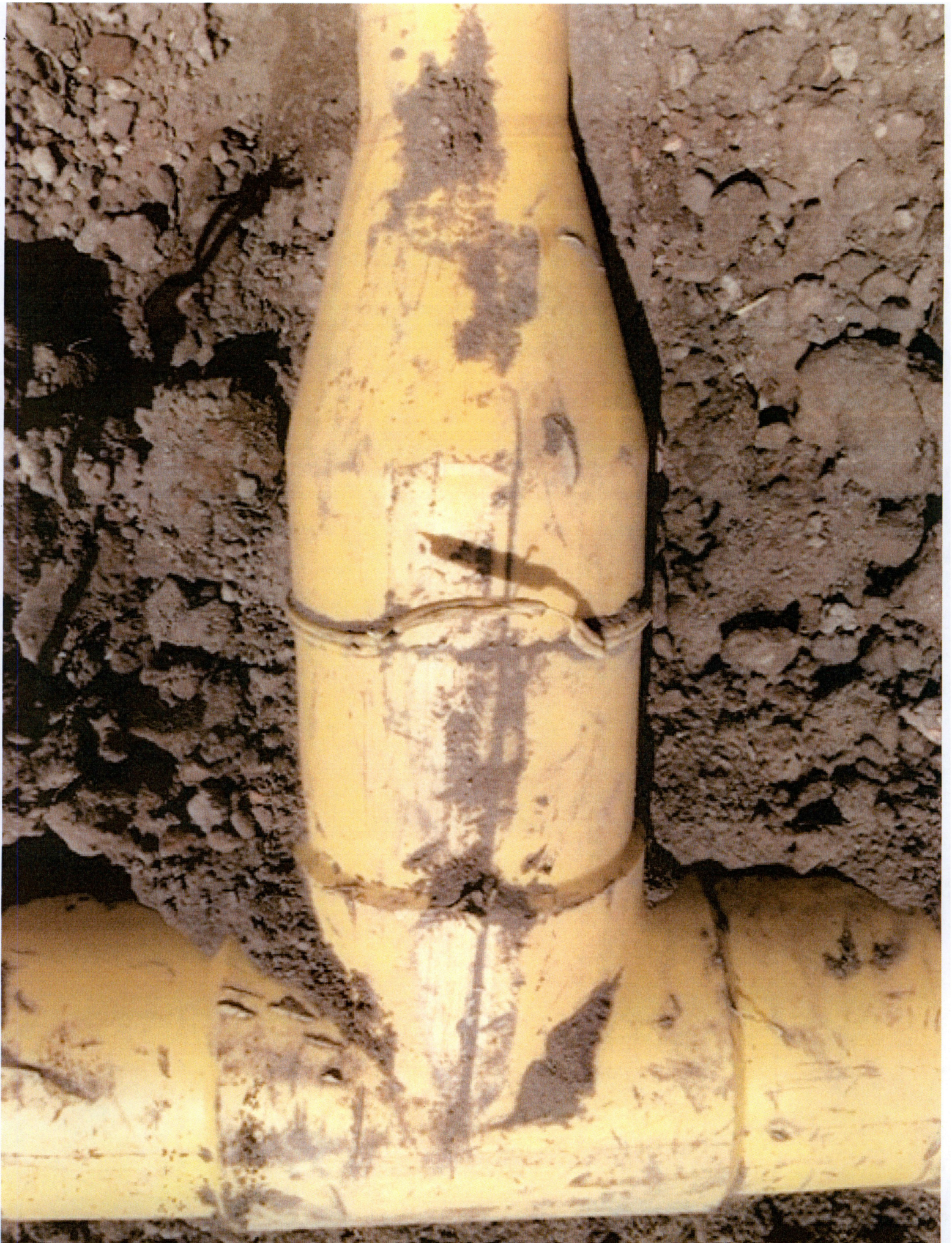
	<u>Pipe Size</u>	<u>Material Type</u>	<u>Materi</u>
Gas Main:	2	P	
Gas Main:			
Gas Main:			
Gas Service:			

Gas Service:			
		Work Performed:	
Farm Tap (Y/N):	N		
City Limits (In/Out):	Inside		

BILLABLE: Yes / No Y













Maclean, Scott

From: Zent, Gary
Sent: Monday, July 13, 2015 1:16 PM
To: MDU Dickinson Gas Outage-Damage
Subject: Gas Main Hit/Dickinson

At 10:32AM today a contractor hit a 2 inch gas main with backhoe while digging, in north Dickinson. Line was loop feed, gas crews responded to squeezed off line remotely, and will make repairs. Contractor will be billed.

Gary A Zent
Field Operations Supervisor II-Comb
Badlands Region
1-701-456-7144

REPORT OF DAMAGE TO COMPANY-OWNED PROPERTY

(NOTE: Please refer to the bottom of this form before proceeding with completion.)

Part A

Owner of Property: MDU District: DICKINSON Town: Dickinson, ND
Time of Damage: 10:32 AM Date of Damage: 7/13/2015
Name of Location Where Damage Occurred: Wyoming Casing
Location of Damaged Property: South of 198 E 40th St
Rural Location: _____
Estimated Amount of Loss: _____ First Responder Order No. (If applicable): MDUG20150713-00671
CC&B Account # (If Applicable): _____ MDU Service Order No. (If applicable): _____
If damaged meter, meter number: _____ Additional Work Order (If applicable): _____
Description and Cause of Loss or Damage Type of meter: _____

Northern Improvement cut off loop fed 2 inch gas main with backhoe

Part B

Did Loss or Damage Originate on our Premises? (If no, Explain): N

If an Explosion, did a Fire Ensur? N (How was Fire Extinguished?)

If Electrical Property is Involved, Fill in the Following Supplemental Data:

Type of Equipment Involved: _____

Damage caused by Electrical Arcing, Short Circuit or Other Failure, Give Approximate Cause

If Electrical, Did a Fire Ensur? _____

Part C

If damage was caused by excavation, was location of our facilities requested prior to digging?

Location requested by: Northern Improvement Time: _____ Date: 7/13/2015
Line Locate Number: 15108053

Company property located on:

Damage notification by: same Time: 10:32 AM Date: 7/13/2015

Was damager a subcontractor: _____ If yes, for whom: _____

Who to bill for damages:

Name of who to Bill: Northern Improvement

Name of Equipment Operator: David Lym

Address of who to Bill: 4458 3rd Ave W

Type of equipment: backhoe

PO Box 1035 Dickinson

Operator's Address: _____

Phone # of who to Bill: _____

Operator's Phone #: 701-260-9411

Name of Insurer: _____

Insurance Policy #: _____

Was a Police Report made: N If yes, please attach report

**MONTANA-DAKOTA UTILITIES/GREAT PLAINS NATURAL GAS
GAS LEAK AND REPAIR REPORT**

Reason For Report:

District: DICKINSON Date: July 13, 2015
Address: South of 198 40th St E Town: Dickinson, ND
First Responder(s): Doug Burgard
Leak Classification: Class 1
Date Leak Repair Person was Dispatched: July 13 2015 Time: 10:32 AM
Date Leak Repair Person Responded: same Time: same
From What Location (Town) did Leak Respond Person Leave: Dickinson

Type of Line:

Location: Map #: _____ Block Number: _____ Lot Number: _____
If Rural Service Line: _____ Transmission Line Number: _____ Line Name: _____
Survey Location: _____ Premise ID #: NA On Federal Land (Y/N): N
Describe Specific Location: 2 inch plastic main south of 198 E 40th St
Pipe Size: 2 inch Length Exposed: _____
Type of Pipe: _____ If steel, is it cathodically protected? (Y/N): _____ Pipe/Wire to Soil: -1
Soil Conditions: Sand
Original Installation Date: 2011 Operating Pressure: 35

Kinds of Leak:

Description of Leak: class 1
Method of Repair: replace 8' of damaged 4" main, 10' of 2" main
Date Repaired: 7/13/2014 S.O. #: _____ Date of follow up (if required): _____
If a DOT Reportable Leak: _____ Date and Time of Telephone report: _____
To whom was leak reported: MDU

Remarks:

Signed:

Ryan Berger

Signed:
