

Memorandum

To: Commissioners Kalk, Christmann and Fedorchak

From: Victor Schock Public Utility Analyst

Date: May 23, 2016

Re: ND One-Call Complaint
Case No. PU-15-752

On December 1, 2015, a ND One-Call Complaint was received from Lisa Kallberg with Xcel Energy, Inc. (Xcel) alleging that Key Contracting, Inc. (Key) violated North Dakota Century Code Chapter 49-23 One-Call Excavation Notice System law by failing to provide an excavation notice at least 48 hours before beginning an excavation.

Staff investigation found that on September 25, 2015 Key personnel struck a 2 inch natural gas service line owned by Xcel during their excavation to install water and sewer lines at 4101 15th Ave N in Fargo, ND.

Staff investigation found that Key did in fact provide an excavation notice for their excavation work for this date and location (ticket # 15167406).

Based on its investigation staff does not intend to file a formal complaint, recommends that no further action be taken and the case be closed.