



# ND ONE-CALL COMPLAINT

Public Service Commission

SFN 59067 (5-17)

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 Arrow Pipeline, LLC	Street Address 811 Main Street, STE 3400	City Houston	State and Zip Code TX 77002
Telephone and Cell Phone Number 713-380-3204	Email Address monica.howard@crestwoodlp.com		Date 06/07/2018
<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 Diamond Willow Energy, LLC	Street Address 301 1st Ave E	City New Town	State and Zip Code ND, 58763
Telephone and Cell Phone Number 701-627-4831	Email Address unknown		

## PART C – ALLEGED VIOLATION

<input checked="" 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 type="checkbox"/> Other (Identify the specific section of NDCC Chapter 49-23) <i>no one call was ever placed</i>
<b>Location of Violation:</b> within one mile of coordinates: 47 deg, 43 min, 22.72 sec; 102 deg, 20 min, 38.34 sec
<b>Date and Time of Violation:</b> discovered at approximately 1:30PM CST on 06/06/2018
<b>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.</b> One of Arrow's inspectors observed a hydrovac exposing existing Arrow pipelines. When the inspector approached the crew, the crew responded that they were intentionally exposing the pipelines as a favor to the landowner, Ms. Mandan. The crews were shut down. Arrow is investigating the amount of damage to the pipelines and will safely backfill the hole.

## PART D – DAMAGE

Fatalities none	Injuries none	In-patient Hospitalization none
Underground facility type(s) and Operator(s) affected: Arrow Pipeline, 1 gas pipeline, 1 crude pipeline, 1 water pipeline.		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ unknown at this time	Number of Customers Affected 1	
Other Impact of event:  photos not readily available.		
Please attach photos of Event Area or Damaged Facility		

## PART I – SIGNATURE

Signature of Person Filing Complaint 	Date 6/7/18
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Submit
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If the "Submit" function is not working properly, please print the completed form and then either **email to** ndpsc@nd.gov, **fax to** 701-328-2410 or **send to** Public Service Commission, 600 E Boulevard Ave Dept 408, Bismarck ND 58505-0480.

Telephone: (701) 328-2400



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## PART A – WHO IS SUBMITTING THIS COMPLAINT (COMPLAINANT)

Company/Person Arrow Pipeline, LLC	Street Address 811 Main Street, STE 3400	City Houston	State and Zip Code TX 77002
Telephone and Cell Phone Number 713-380-3204	Email Address monica.howard@crestwoodlp.com		Date 08/11/2018
<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 Diamond Willow Energy, LLC	Street Address 301 1st Ave E	City New Town	State and Zip Code ND, 58763
Telephone and Cell Phone Number 701-627-4831	Email Address unknown		

## PART C – ALLEGED VIOLATION

<input checked="" 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 type="checkbox"/> Other (identify the specific section of NDCC Chapter 49-23) <u>no one call was ever placed</u>
<b>Location of Violation:</b> approximately at coordinates: 47 deg, 43 min, 04.97 sec; 102 deg, 19 min, 59.93 sec
<b>Date and Time of Violation:</b> discovered the morning of 06/07/2018
<b>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.</b> A hydrovac slot trench was discovered approximately 7' from Arrow's 3 pipelines, based on when Arrow representatives were last in the area, the trench was likely done sometime on 06/06/18 or 06/07/18 before approximately 1pm.

## PART D – DAMAGE

Fatalities none	Injuries none	In-patient Hospitalization none
<b>Underground facility type(s) and Operator(s) affected:</b> In close proximity to Arrow Pipelines: 1 gas pipeline, 1 crude pipeline, 1 water pipeline.		
<b>Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$</b> unknown at this time		<b>Number of Customers Affected</b> 1
<b>Other impact of event:</b> photos not readily available.		
Please attach photos of Event Area or Damaged Facility		

## PART I – SIGNATURE

Signature of Person Filing Complaint <i>Monica Howard</i>	Date 6/11/18
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Submit
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