



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 Lisa Kallberg	Street Address 825 Rice St	City St. Paul	State and Zip Code MN 55117
Telephone and Cell Phone Number 651-229-2282, 651-788-0648	Email Address elisabeth.m.kallberg@xcelenergy.com		Date December 4, 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 Border States Paving	Street Address 4101 32nd St N	City Fargo	State and Zip Code ND 58108
Telephone and Cell Phone Number 701-551-7236	Email Address lallmaras@borderstatespaving.com		

PART C – ALLEGED VIOLATION

<input 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 checked="" 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) _____
Location of Violation: 2906 3rd St N Fargo, ND
Date and Time of Violation: July 27, 2018 approximately 6:43 pm
Description (summarize the observations on which you rely to allege the violation) <i>If more space is required, please provide the description on a separate page.</i> Border States Paving was repairing the road when they hit an accurately marked plastic gas service. The contractor was using a backhoe within 24" of the marked utility, the contractor should have properly hand dug within 24" of the accurately marked gas service

PART D – DAMAGE

Fatalities 0	Injuries 0	In-patient Hospitalization 0
Underground facility type(s) and Operator(s) affected: Xcel Energy 5/8 inch PE natural gas service line		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ \$755	Number of Customers Affected 1	
Other impact of event:		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint Lisa Kallberg	Date December 4, 2018
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Submit

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 400, Bismarck, ND 58005



