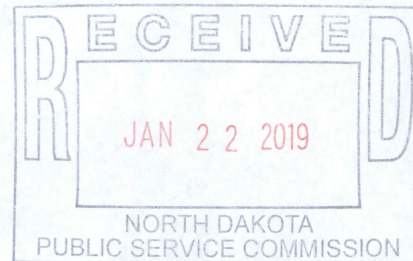


January 17th, 2019

Attn: Darrell Nitschke, Executive Secretary
North Dakota Public Service Commission
600 East Boulevard Ave, Dept 408
Bismarck, ND 58505



Re: ND One-Call Excavation Notice System: ND Century Code Chapter 49-23
4th Street South and 13th Ave South Fargo ND

Case # PU-18-412

Dear Mr. Schock:

This letter is in response to your letter dated January 2nd, 2019 and complaint file by Lisa Kallberg at Xcel Energy.

KPH was performing installation of a new sanitary sewer service. As the picture represents this service was also located under a very large mature tree. KPH performed hand excavation to find the gas line. The gas line was intertwined with multiple tree roots. When KPH was removing a tree root the service line became damaged.

KPH response to Part C – Alleged Violation

KPH did perform proper and careful manner to try and preserve the service line. Unfortunately, the gas service line was tangled with the tree root ball.

KPH response to description of summary of violation

KPH is disputing that the line was tangled with the roots and removal the roots caused damage. KPH means and methods was standard in this situation to preserve the area the best that we could.

Cordially,

Eric Merhiy

Eric Merhiy
President

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Response to North Dakota One-Call Complaint

KPH, Inc.
Eric Merhiy, President

