



FARGO
1572 45th St. NW
Fargo, ND 58102
P: 701-237-4950
F: 701-237-5027

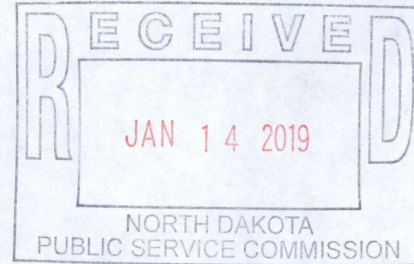
BISMARCK
4000 Fuller Ave.
Bismarck, ND 58501
P: 701-751-6380
F: 701-751-6381

DICKINSON
836 38th Ave. E
Dickinson, ND 58601
P: 701-483-2818
F: 701-483-2818

GRAND FORKS
5624 1st Ave. N
Grand Forks, ND 58201
P: 701-566-3307
F: 701-757-4404

January 11, 2019

Darrell Nitschke
North Dakota Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58507-0788



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

Dear Mr. Nitschke:

Master Construction Co. Inc. strives to promote and ensure the safety of our employees as well as that of the general public. Safety is a top priority that stretches company wide. We do sincerely regret the incidents that occurred and we are fully aware that the outcome of this incidents could have had a catastrophic effect.

We received a total of 8 complaints from you, I will address each in turn.

The first complaint PU-18-429, with a violation date of 05/25/18, location damage 1825 University Dr. S, Fargo, ND I feel was previously addressed on the complaint that was made for the cut on 07/04/18. This is the same line, the line that was incorrectly buried after this 05/25/18 cut which ultimately resulted in the hit that occurred on 07/04/18. I have included my letter (B) from the previous complaint along with those pictures (C) and the pictures we have from 5/25/18 (A). Please note how close the line is to the pavement. At some point, Xcel energy should have a certain amount of liability where this is concerned.

Case Number PU-18-424 1002 10th St. N, Fargo, ND. On 08/06/18 the gas lines in this location were lowered in order to prevent damage. Mark with Xcel Energy (701-371-5211) was assisting Brock Stewart (Master Construction Foreman) with this matter. When the accident occurred, Xcel was on site and gave Master Construction the go ahead to continue. Pictures are included (D).

Case Number PU-18-423 1136 10th St N, Fargo, ND. The line that was hit on 09/02/2018 was directly under the pavement, only 1 1/2" when the line was hit it was during the pavement removal process, which would have been impossible to had dig. Master Construction, at our own expense, lowered the line for Xcel as they were as usual unable to do so within the timeline the DOT and the City of Fargo were requiring. I have included the cut report and picture (E).

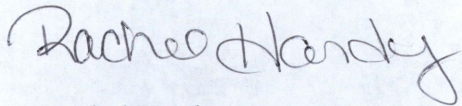
- 3 PU-18-425 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint
3 PU-18-428 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint
3 PU-18-422 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint
3 PU-18-423 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint
3 PU-18-424 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint
3 PU-18-429 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint

3 PU-18-426 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint
3 PU-18-427 Filed 01/14/2019 Pages: 21 Response to North Dakota One-Call Complaint

Case Number PU-18-422 531 Santa Cruz Dr. Fargo, ND. The line that was hit on 11/02/2018 was not marked correctly. If you look at the pictures provided to you by Xcel you will notice the location, they have the MARK placed there is not a mark in the picture with the locates. I have resized them and placed them side by side making it easier to identify, I have also included the cut report (F).

6/14/18, PU-18-428 907 and 911 10th St. N, 7/11/18, PU-18-425 713 715 10th St. N., 06/18/18 and 06/19/18 PU-18-427/426 903 10th St. N Fargo, ND. Master Construction does accept responsibility in regards to these complaints.

Sincerely,

A handwritten signature in cursive script that reads "Rachel Hardy". The signature is written in dark ink and is positioned above the printed name.

Rachel Hardy



05.25.2018 16:17

05.25.2018 16:18







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GRAND FORKS
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Grand Forks, ND 58201
P: 701-566-3307
F: 701-757-4404

August 10, 2018

Public Utilities Division
North Dakota Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480

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

Dear Mr. Nitschke:

Master Construction Co. Inc. strives to promote and ensure the safety of our employees as well as that of the general public. Safety is a top priority that stretches company wide. We do regret the incident that occurred on July 4, 2018 and we are fully aware that the outcome of this incident could have had a catastrophic effect.

The ticket number for the locate on this job was 18067369. Jason Winter was the project manager present at the time of the incident and Brandon Nesemeier was the operator. I have included additional pictures from this incident showing that the new line was not bored properly, the height of the old line and a text between Jason Winter and Chad Rick from Xcel Energy.

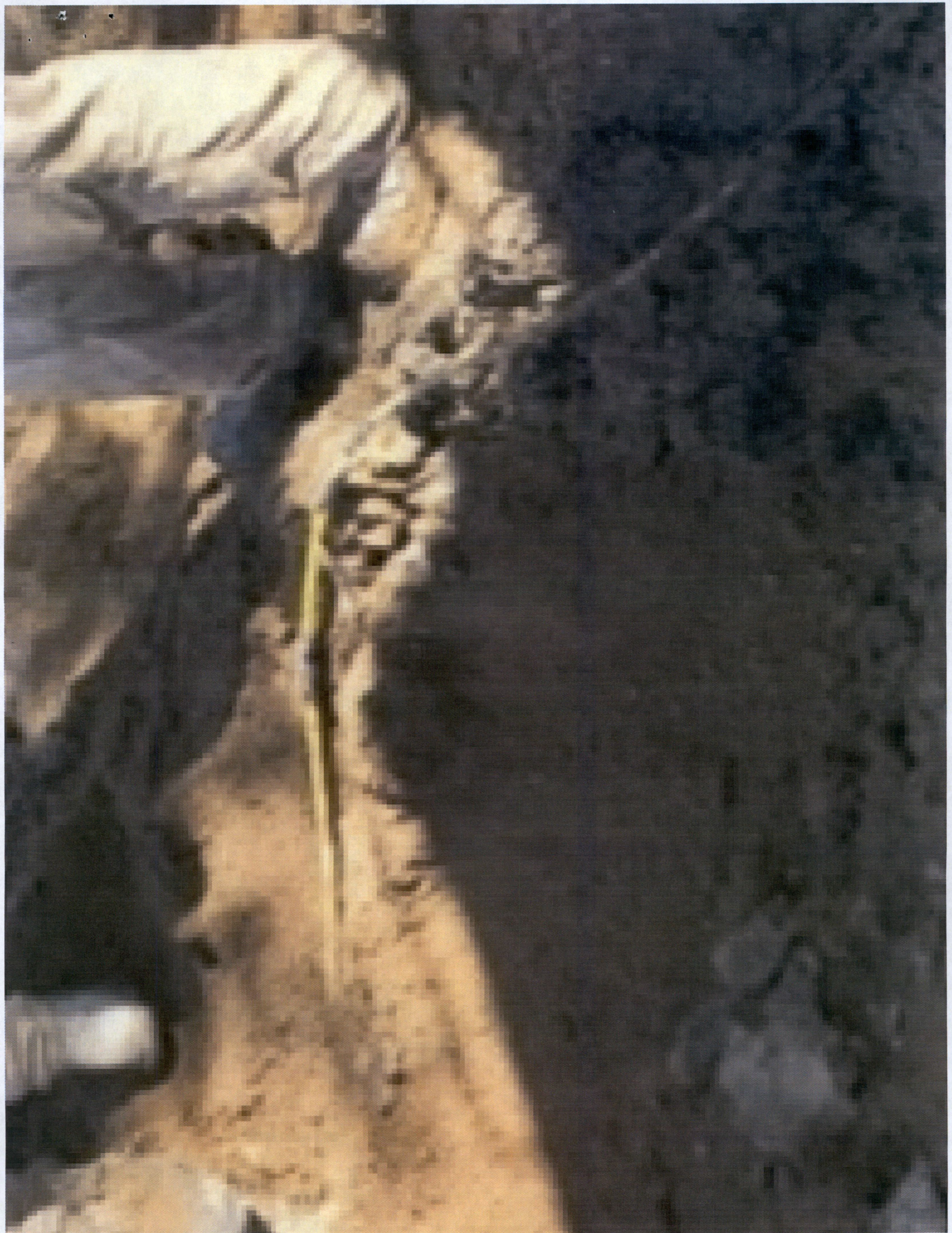
Xcel Energy subcontracted Q3 contracting to install new gas services at this location, they were to relocate the service to the appropriate required depth. The pre-existing line was directly under the concrete, when Q3 did the work it was not done correctly. Q3 buried the first portion of the line but, brought it back up to meet the old line which is where Brandon hit it. You can also, see from our pictures that pot holing was done to ensure that an incident like this would not occur.

It is Master Construction's belief that had the subcontractor, Q3 Contracting, hired by Xcel Energy to install the new line done so properly the incident occurring on July 4, 2018 would not have occurred. We feel that the responsibility for this should not be solely placed on Master Construction Co. Inc., and it would be appreciated if these additional facts be considered when deciding.

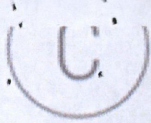
Sincerely,

Rachel Hardy
701-237-4950
rachel@master-construction.net









Good morning Jason,

You will need 2.5 feet minimum of cover to drive over the 8" main. We are trying to pull resources from other areas to get material to move it. I will keep you updated as we move along.

8:50 AM

Thursday, July 5, 2018





08.08.2018 15:57

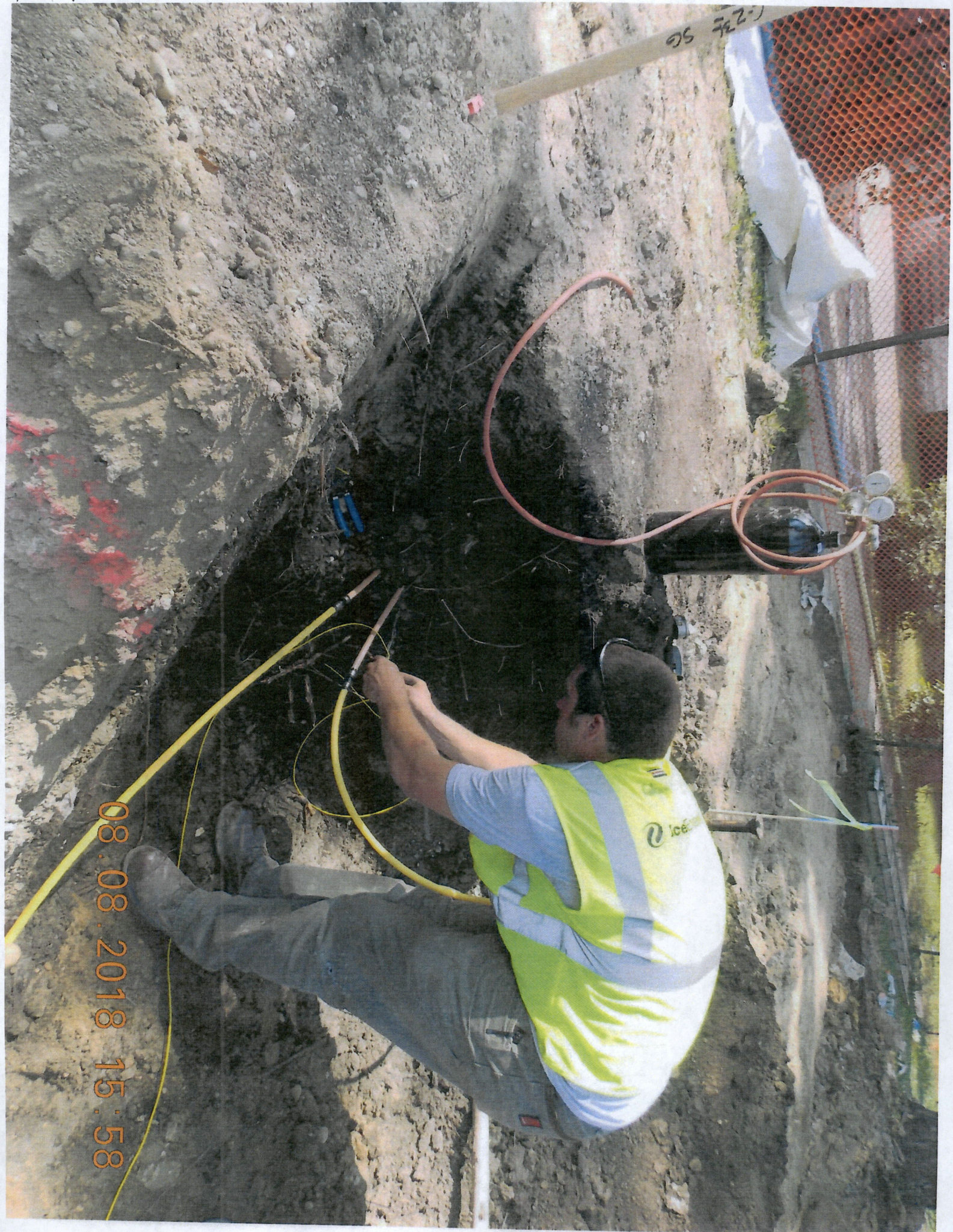
08.08.2018 15:57



08.08.2018 15:58



08.08.2018 15:58



08.08.2018 15:58



MASTER CONSTRUCTION CO. INC.

UNDERGROUND CUT REPORT

Circle one: Cable / Power / Gas / Misc. _____

Locate Ticket # _____ Job # 18-08

Employee Name: Nick Wilson Crew: Brack

Date of Incident: Sept 5 Time: 7:45 Pm

Address/Location: 1136 10 St
Town: _____

Description of how the incident occurred: Removing pavement, Gas line directly under pavement, only 1 1/2" under pavement

Name of Supervisor: Brack

Corrective action taken: work around until lowered for dirt guys

NOTE: Filling out an Underground Cut Report is not an admission of guilt, but rather a proven method to identify future problems.

Were Locators called back to the site: Y or N _____ Locators Name: _____

Investigation on Site: Y or N _____ Pictures Taken: Y or N _____

Results of Investigation: Gas line was only 1 1/2" under existing pavement, line was lowered at master construction's expense as excel did not want to work w/ in the time frame required by the City & DOT

Supervisor's Signature [Signature] Date: / /

Locator Signature _____ Date: / /

* See back



MARK →

DAMAGE →

3 30 2 18 1



MASTER CONSTRUCTION CO. INC. UNDERGROUND CUT REPORT

Circle one: Cable / Power / Gas / Misc. _____

Locate Ticket # 18161405 Job Number: Emergency 525 Santa Cruz Dr

Employee Name: Doug Stead Department: Communication

Date of Incident: 11-2-2018 ^{Friday} Time: 5:30

Location: 525 Santa Cruz Dr Buena Vista Trl Ct.

Description of how the incident occurred: Gas line was off its marks
heavy roots in area

Name of Supervisor: Doug Stead

Corrective action taken: _____

NOTE: Filling out an Underground Cut Report is not an admission of guilt, but rather a proven method to identify future problems.

Is Master Construction at fault: Y or N

Pictures taken: Y or N

Were Locators called back to the site: Y or N

Locators Name: ?

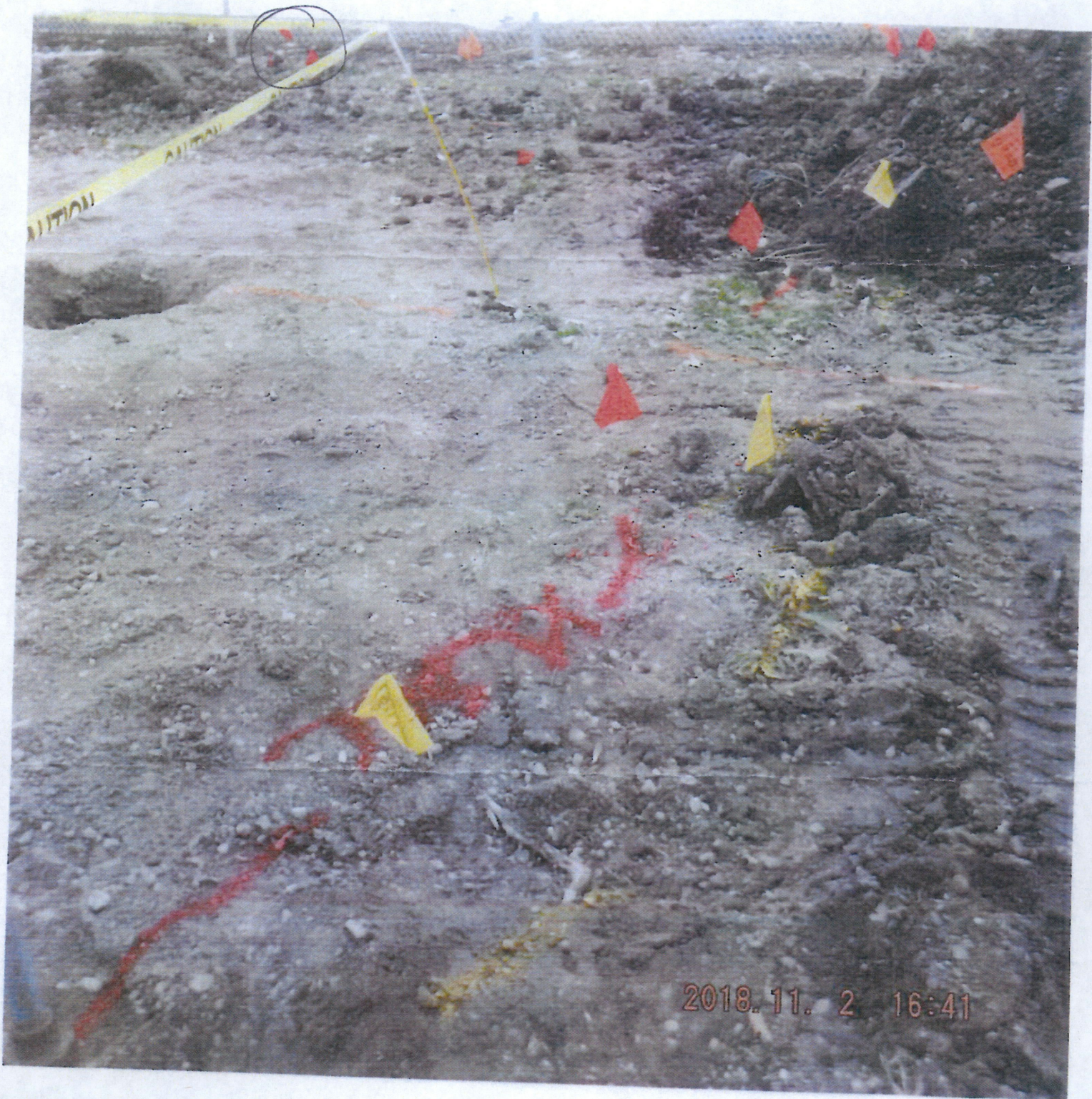
Investigation on Site: Y or N

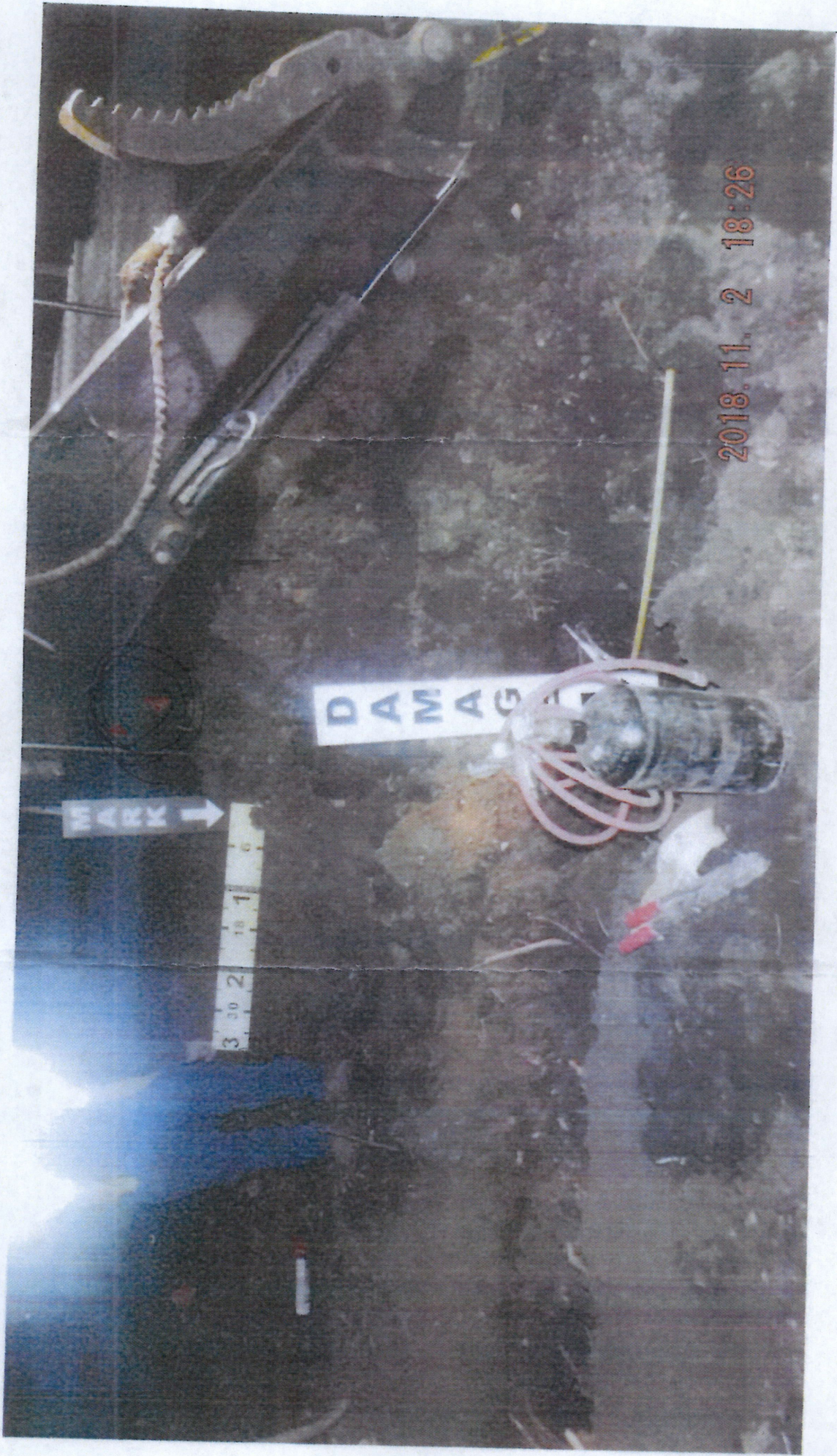
Results of Investigation: _____

Supervisor's Signature [Signature] Date: 11, 2, 2018

Locator Signature _____ Date: 1, 1

Legend: White - Office Yellow - Stays in Book





2018.11.2 18:26

MARK →

DAMAGED

3 2 1 0