



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 Master Construction | Street Address 1572 45th St | City Fargo | State and Zip Code ND 58102 |
| Telephone and Cell Phone Number 701-237-4950 | Email Address jake@master-construction.net | | |

PART C – ALLEGED VIOLATION

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|--|
| <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: 907 and 911 10th St N Fargo, ND |
| Date and Time of Violation: June 14, 2018 approximately 5:10 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> Master Construction was installing a sewer main when they hit two 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: 2 - 5/8 inch PE natural gas service lines | | |
| Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ \$2111 | Number of Customers Affected 2 | |
| 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 |
|---|------------------------------|

| |
|---------------|
| 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 Bo

Telephone: (701) 328-2400



6/ 8/2018 7:26

