



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 Kinder Morgan/Ryan Farmer	Street Address 611 37th St E bldg 29	City Williston	State and Zip Code North Dakota 58801
Telephone and Cell Phone Number 701-774-6110	Email Address Ryan_Farmer@kindermorgan.com		Date 8/24/19
<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 Crosby Creek Consulting	Street Address 11820 10th St NW	City Killdeer	State and Zip Code North Dakota 58640
Telephone and Cell Phone Number 701-863-6695	Email Address GHARRIS@NDSUPERNET.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 checked="" 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) _____
Location of Violation: Lat: 47.570229 Long: -103.079414 Killdeer, ND
Date and Time of Violation: 8/2/19 2:15pm
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> On 7/31/19 Crosby Creek Consulting called in a locate request (19095969) for excavation to install culverts. Start date and time on the locate request was 8/3/19 at 12:01am. On 8/2/19 at approximately 2:15pm it was discovered by Kinder Morgan that excavation had already begun on site and contractor had encroached upon KM owned ROW without locate marks present.

PART D – DAMAGE

Fatalities None	Injuries None	In-patient Hospitalization None
Underground facility type(s) and Operator(s) affected: No damage to KM owned 8" H.P. natural gas pipeline.		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ 0	Number of Customers Affected 0	
Other impact of event:		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint 	Date 8/24/19
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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 408, Bismarck ND 58505-0480**.

Telephone: (701) 328-2400

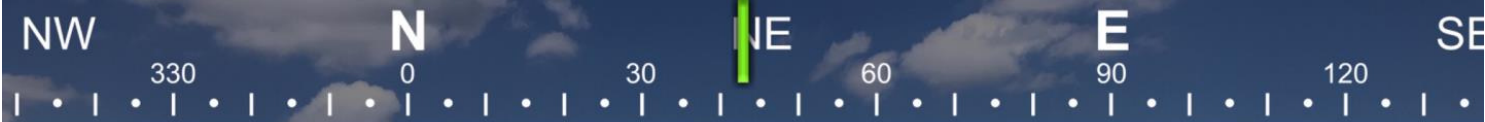


☼ 190°S (T) ● 47.570160°N, 103.079453°W ±32.8ft ▲ 1947ft



Christian Banks

02 Aug 2019, 14:13:44



☀ 43°NE (T) ● 47.569942°N, 103.079674°W ±16.4ft ▲ 1900ft



Crosby Creek
Christian Banks

19095969
02 Aug 2019, 14:13:06



☼ 160°S (T) ● 47.570229°N, 103.079414°W ±16.4ft ▲ 1952ft



Christian Banks

02 Aug 2019, 14:14:00

COORDINATES FOR EACH LOCATION:

LATITUDE	LONGITUDE	LATITUDE	LONGITUDE	LATITUDE	LONGITUDE
POLYGON 1					
(47.5585103,	-103.0890650)	(47.5733675,	-103.0892701)	(47.5729018,	-
103.0992550)					
(47.5806331,	-103.0994602)	(47.5806797,	-103.0987763)	(47.5806331,	-
103.0784646)					
(47.5589295,	-103.0780542)				