



Public Service Commission

State of North Dakota

COMMISSIONERS

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600 East Boulevard, Dept. 408
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November 5, 2019

Crawford's Construction, Inc.
PO BOX 983
Baker, MT 59391-0938

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

To Whom it may concern:

Enclosed is a copy of a ND One-Call Complaint, against Crawford's Construction, Inc., received by the North Dakota Public Service Commission on November 4, 2019, from Ryan Farmer at Kinder Morgan, of Williston, ND, Case Number PU-19-356. The location of the incident identified in the complaint is approximately the west side of camp crook rd, 5.6miles south of Hwy12 near Marmarthy, ND.

I am sending you this information so that you are aware of the complaint and may respond with information concerning the complaint. **Please respond to Executive Secretary, North Dakota Public Service Commission, 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480 by November 20, 2019**, with your written account of the event, including the applicable One Call locate ticket number for work performed at the address indicated.

Your response and the ND One-Call Complaint will be reviewed to determine whether there may be a violation of the One-Call Excavation Notice System law.

If I do not receive a response by the date noted, I will determine whether there was a violation, without your side of the story, based on the facts contained in this complaint. If I conclude a violation did occur I will file a formal complaint against Crawford's Construction, Inc. with the Commission, which may result in a penalty up to \$25,000 per violation as approved by the North Dakota Legislative Assembly in 2013 under North Dakota Century Code Section 49-07-01.1.

Please contact me at 701-328-3397 or at vschock@nd.gov with any questions regarding this correspondence.

Sincerely,

Victor Schock
Public Utilities Division
North Dakota Public Service Commission
600 E Boulevard Ave, Dept 408
Bismarck, ND 58505-0480

Enc: ND One-Call Complaint
c: Ryan Farmer



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 Ave SE bldg 29	City Williston	State and Zip Code ND 58801
Telephone and Cell Phone Number 701-774-6110	Email Address ryan_farmer@kindermorgan.com		Date 11/4/19
<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 Crawford's Construction	Street Address P.O. Box 1079 10 Pennel Rd	City Baker	State and Zip Code MT 59313
Telephone and Cell Phone Number 406-978-2000	Email Address crawfordsconst@mldrivers.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: Latitude: 46.219037 Longitude: -103.946393 West side of Camp Crook Rd approx 5.6 miles south of Hwy 12. Marmarth ND
Date and Time of Violation: 10/22/19 1:00pm
Description (summarize the observations on which you rely to allege the violation) if more space is required, please provide the description on a separate page. On 10/22 at approx 1:00pm Kinder Morgan (KM) rep visited location listed above to find that excavation had already been performed without prior notice to KM and that mechanical excavation had taken place within 24" of an active KM liquids pipeline. Excavation was halted, photos were taken to document the site as well as measurements were taken to determine distance from edge of excavation to edge of KM pipeline. No damage to KM pipeline, only to KM ROW.

PART D – DAMAGE

Fatalities No damage to KM facilities, only to KM ROW.	Injuries No injuries	In-patient Hospitalization No hospitalizations
Underground facility type(s) and Operator(s) affected: 4" steel liquids gathering pipeline		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ \$0	Number of Customers Affected 0	
Other impact of event: None		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint 	Date 11/4/19
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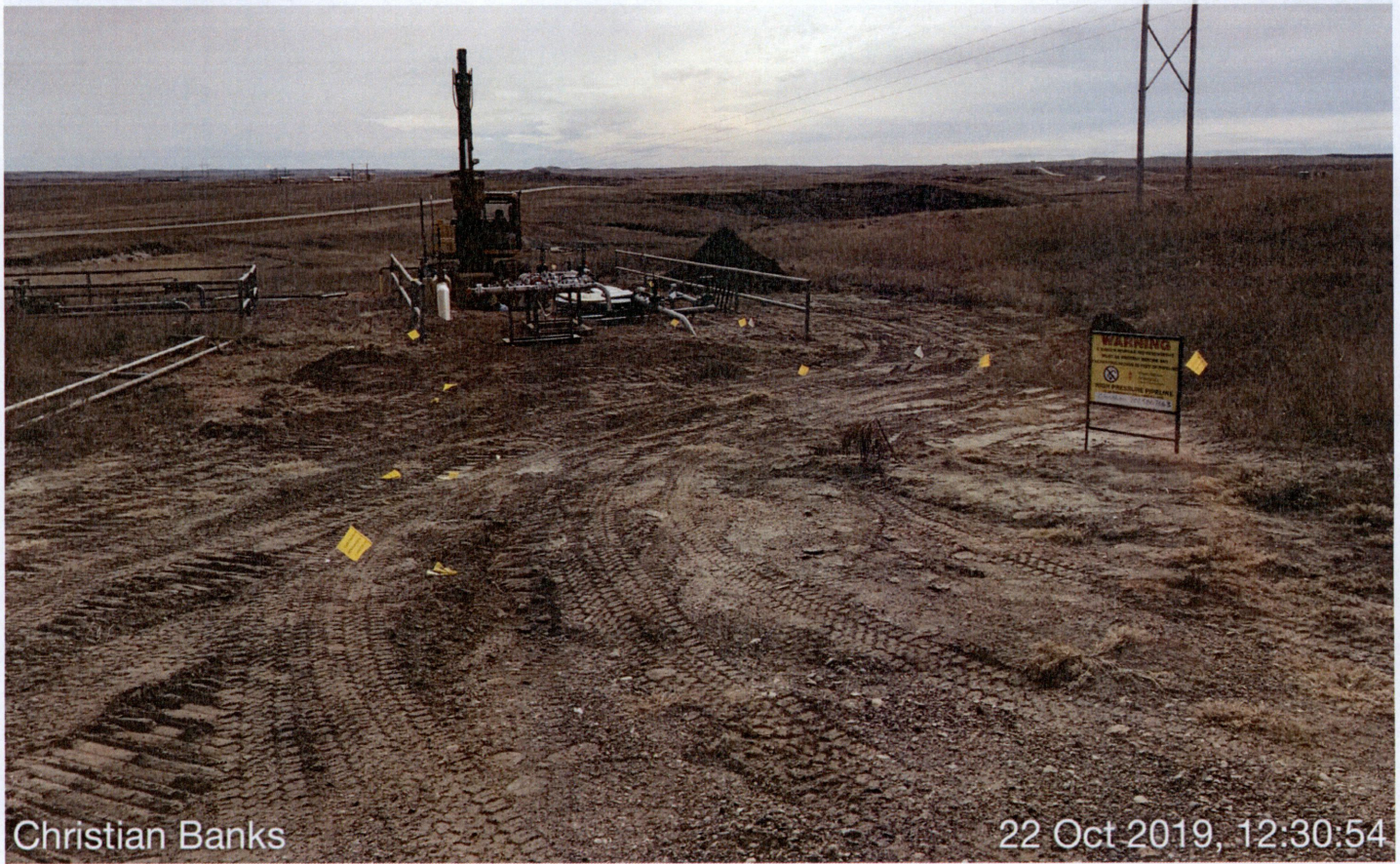
Submit

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

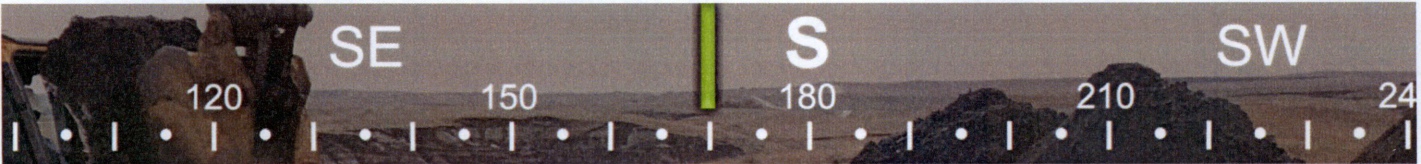


☉ 236°SW (T) ☉ 46.219346°N, 103.946434°W ±16ft ▲ 2995ft



Christian Banks

22 Oct 2019, 12:30:54



☀ 170°S (T) ☉ 46.219060°N, 103.946414°W ±16ft ▲ 2978ft



Christian Banks

22 Oct 2019, 13:25:29

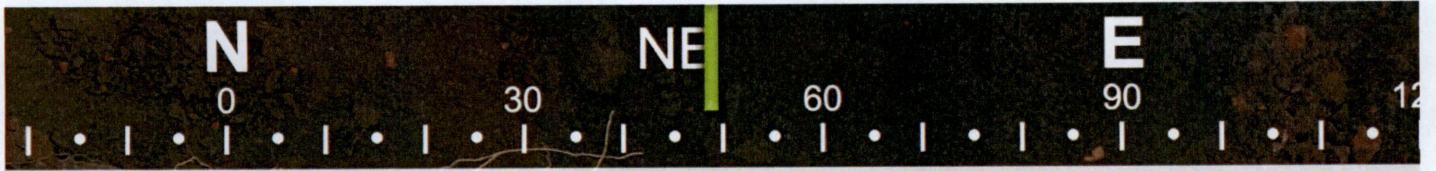


☀ 178°S (T) ☉ 46.214995°N, 104.017324°W ±52374ft ▲ 3000ft



Christian Banks

22 Oct 2019, 13:09:47



☀ 49°NE (T) ● 46.219037°N, 103.946393°W ±16ft ▲ 2976ft



Christian Banks

22 Oct 2019, 13:10:24