



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 Walsh Rural Water District	Street Address 14768 Hwy 17	City Grafton	State and Zip Code ND 58237
Telephone and Cell Phone Number 7013523915	Email Address wrwater@invislmax.com	Date 3/2/2020	
<input 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 NC 3, LLC	Street Address 44926 State Hwy 92	City Clearbrook	State and Zip Code MN 56634
Telephone and Cell Phone Number 7022864317	Email Address		

PART C – ALLEGED VIOLATION

Operator failed to provide or update the information provided to the notification center on a timely basis

Excavator failed to provide excavation or location notice at least 48 hours before beginning any excavation

Excavator failed to provide required information in excavation or location notice

Notification center failed to transmit the notice to every operator that has an underground facility in the area of the excavation

Notification center failed to inform the excavator of the names of operators of underground facilities in the area

Operator failed to locate and mark underground facility within 48 hours

Excavation started prior to underground facility locate

Operator failed to mark underground facility within 24 inches horizontally

Excavator failed to renew excavation or location request prior to the expiration of the twenty-one-day period

Excavator failed to conduct the excavation in a careful and prudent manner to avoid damage of underground facilities

Excavator failed to maintain the markings during excavation

Other (identify the specific section of NDCC Chapter 49-23) _____

Location of Violation:
Grafton 1 SW Hwy 80 and 71st st NE

Date and Time of Violation:
9/30/2019

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.*
Nc3 failed to pothole or locate water line before boring road. Water Line was installed in 1973 No Locate was provided by NC3

PART D – DAMAGE

Fatalities	Injuries	In-patient Hospitalization
Underground facility type(s) and Operator(s) affected:		
Estimated Value of Damage (damage as defined under NDCC Chapter 49-23): \$ contract labor to repair was \$1,732.50 total Damages \$2,133.26		Number of Customers Affected 4
Other impact of event:		
Please attach photos of Event Area or Damaged Facility		

PART I – SIGNATURE

Signature of Person Filing Complaint Brian Reilly	Date 03/02/2020
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Submit

If the "Submit" function is not working properly, please print the completed form and then either email to ndcc@nd.gov, fax to 701-328-2410 or send to Public Service Commission, 600 E 1

PU-20-96 Filed: 3/2/2020 Pages: 2
North Dakota One-Call Complaint

Telephone: (701) 328-2400

