



# 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 <i>City of Minot - Kelly Brandt</i>	Street Address <i>1000 31st St SE</i>	City <i>City of Minot</i>	State and Zip Code <i>ND 58701</i>
Telephone and Cell Phone Number <i>701-857-4150 - 701-833-7587</i>	Email Address <i>Kelly.Brandt@MinotND.org</i>		Date <i>7-31-20</i>
<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 <i>Ramos Plumbing - Felix</i>	Street Address <i>511 19th St SE</i>	City <i>Minot</i>	State and Zip Code <i>ND 58701</i>
Telephone and Cell Phone Number <i>702-303-4845</i>	Email Address <i>RamosPlumbing702@aol.com</i>		

## 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 checked="" 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) _____

*81 Olive Tree Cir Minot ND*

Location of Violation:

*7-31-20 8:45 AM*

Date and Time of Violation:

*SHOWED UP TO JOB SITE FELIX WAS DIGGING IN WATER AND SEWER SERVICES*

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.

*Without oncall called in. I confronted him and he kept digging and did not call in a one call after confronted. The general contractor RAK Construction called in a one call after the confrontation. Still Ramos doesn't call in his own one call - I also contacted other utilities and let them know of the situation there was NO damage just digging without a one call*

## 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): \$		Number of Customers Affected
Other impact of event:		
Please attach photos of Event Area or Damaged Facility		

## PART I - SIGNATURE

Signature of Person Filing Complaint <i>Kelly Brandt</i>	<i>City of Minot Water locator</i> <i>Kelly Brandt</i>	Date <i>7-31-20</i>
---	---	------------------------

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