



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 701-339-6090 | Email Address ryan_farmer@kindermorgan.com | | Date 10/25/214 |
| <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 Chaznline LLC | Street Address P.O. Box 215 | City Sidney | State and Zip Code MT 59270 |
| Telephone and Cell Phone Number 406-945-3727 | Email Address luke.weiss@chaznline.com | | |

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 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: 47.966634, Long: -103.722024 Near Alexander ND |
| Date and Time of Violation: 10/19/21 12:55pm |
| 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 10/19/21 at approximately 12:55pm a KM Line Patroller was responding to locate a One Call request by Chaznline LLC. When he arrived on site he found that the contractor had already begun excavation prior to the KM line being located. The start date and time on the locate was 10/20/21 at 12:01am. Ticket number associated with the event is 21142036. |

PART D – DAMAGE

| | | |
|--|-----------------------------------|------------------------------------|
| Fatalities None | Injuries None | In-patient Hospitalization None |
| Underground facility type(s) and Operator(s) affected: Kinder Morgan owned 12" polyethylene 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: None | | |
| Please attach photos of Event Area or Damaged Facility | | |

PART I – SIGNATURE

| | |
|--|------------------|
| Signature of Person Filing Complaint | Date 10/25/21 |
|--|------------------|

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