

PUBLIC SERVICE COMMISSION  
STATE OF NORTH DAKOTA

M E M O R A N D U M

TO: Commissioners Christmann, Haugen-Hoffart, and Fedorchak  
Steve Kahl, Executive Secretary

FROM: Konrad Crockford, Director, Compliance Division

DATE: February 15, 2023

RE: ND One-Call Complaint  
Case No. DM-22-405

On November 9, 2022, a ND One-Call Complaint was received from Ryan Farmer with Kinder Morgan (KM) alleging that Nodak Oilfield Services LLC (Nodak) violated N.D.C.C. Chapter 49-23 One-Call Excavation Notice System for failing to adhere to KM policy and procedure by not notifying KM prior to exposing a KM asset.

On November 7, 2022, KM discovered that Nodak used a hydro vacuum excavator to expose a 6" KM owned liquids pipeline with no KM representative onsite to ensure KM's policies and procedures regarding safe excavation were enforced.

Staff investigated the complaint and found that Nodak did have a valid ND One-Call Ticket, number 22144715. Not contacting or following up with an operator after the submittal of a locate request is not a violation of N.D.C.C. Chapter 49-23 One-Call Excavation Notice System.

Based on the investigation, there is not sufficient evidence to support a violation; therefore, Staff does not intend to file a formal complaint. Additionally, Staff recommends that no further action be taken, and the case be closed.