



Public Service Commission

Sheri Haugen-Hoffart

Randy Christmann

Julie Fedorchak

600 East Boulevard Ave
Dept. 408
Bismarck, ND 58505-0480
701-328-2400
ndpsc@nd.gov

**RESPONSE REQUIRED BY
MAY 15, 2024**

April 19, 2024

Mark Swanberg
Swanberg Construction Inc
205 Central Ave S
Valley City ND 58072-0728

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

On January 5, 2024, Montana-Dakota Utilities Co., Bismarck, North Dakota, filed two North Dakota One-Call Complaints (enclosed) with the North Dakota Public Service Commission (Commission) against Industrial Builders, Inc. (Industrial Builders). The locations identified in the complaints are 410 D Street South, Glen Ullin, North Dakota and 204 G Street South, Glen Ullin, North Dakota.

In Industrial Builders' response to these complaints, it was stated that Swanberg Construction, Inc. provided potholing services for Industrial Builders. After reviewing the North Dakota One-Call (NDOC) excavation notice for these locations and dates, I could find no evidence that Swanberg Construction, Inc. placed an NDOC excavation notice for potholing.

Please respond by email to kcrockford@nd.gov or by mail to Compliance Division, North Dakota Public Service Commission, 600 East Boulevard Avenue, Dept 408, Bismarck, ND 58505-0480 by May 15, 2024, with your written account of the events.

Your response 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 the enclosed documents. If I conclude a violation did occur, I will file with the Commission a formal complaint against Swanberg Construction, Inc., which may result in a civil penalty up to \$25,000 per violation in accordance with North Dakota Century Code Section 49-07-01.1.

Please contact me at 701-328-4097 or kcrockford@nd.gov with any questions regarding this correspondence.

Sincerely,

Konrad Crockford
Director, Compliance Division

Enclosures: North Dakota One-Call Complaints

5 DM-24-20 Filed 04/19/2024 Pages: 58
Letter Enclosing North Dakota One-Call Complaint

5 DM-24-21 Filed 04/19/2024 Pages: 58
Letter Enclosing North Dakota One-Call Complaint



ONE-CALL COMPLAINT
PUBLIC SERVICE COMMISSION
 SFN 59067 (08/2022)

INSTRUCTIONS: To allege a violation of the One-Call Excavation Notice System (N.D.C.C. Chapter 49-23), complete this form in its entirety.

SECTION I – COMPLAINANT (Individual/entity completing form)

| | | | |
|---|-------------------------------------|----------------------------------|---|
| Company/Entity Name (if applicable) Montana Dakota Utilities | | | |
| Contact Person Toby Gross | Email Address toby.gross@mdu.com | Telephone Number 701-224-5827 | |
| Mailing Address 909 Airport Road | City Bismarck | State ND | Zip Code 58504 |
| Complainant is willing and able to testify on the complaint if matter proceeds to a formal hearing. | | | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |

SECTION II – RESPONDENT (Individual/entity who allegedly violated the One-Call law)

| | | | |
|---|---------------|----------------------------------|------------------------|
| Company/Entity Name (if applicable) Industrial Builders Inc. | | | |
| Contact Person Bryan Meyer, Sr. Project Manager | Email Address | Telephone Number 701-282-4977 | |
| Mailing Address PO Box 406 | City Fargo | State ND | Zip Code 58107-0406 |

SECTION III – ALLEGED VIOLATION

| | | | |
|---|---|--|--|
| OPERATOR – A person or entity who owns or operates an underground facility (i.e.: natural gas, electric, sewer, etc.). | | | |
| <input type="checkbox"/> Operator failed to mark or clear underground facility within locate period. | <input type="checkbox"/> Operator failed to mark underground facility within 24 inches horizontally. | | |
| EXCAVATOR – A person or entity who conducts excavation (i.e.: homeowner, property owner, company, etc.). | | | |
| <input type="checkbox"/> Excavation started prior to underground facility locate. | <input type="checkbox"/> Excavator failed to provide locate notice prior to beginning excavation. | | |
| <input checked="" type="checkbox"/> Excavator failed to conduct the excavation in a careful and prudent manner. | <input type="checkbox"/> Excavator failed to renew locate request prior to expiration of the 21-day period. | | |
| OTHER – May be issue/concern with One-Call Center or other alleged violation that is not listed under operator or excavator. | | | |
| <input checked="" type="checkbox"/> Write Issue/Concern: <u>Excavator dug prior to verifying marks by test hole (pothole)</u> | | | |

SECTION IV – DESCRIPTION/DAMAGE

| | | |
|---|---|------------------------------------|
| Date and Time of Event 10/12/2023 10:00 AM | Location (Address, City, State / Nearest Intersecting Streets / Lat & Long) 410 D St South, Glen Ullin, ND | One-Call Ticket Number 23132579 |
| Underground Facility Affected <input type="checkbox"/> Electric <input checked="" type="checkbox"/> Gas <input type="checkbox"/> Cable <input type="checkbox"/> Communications <input type="checkbox"/> Water <input type="checkbox"/> Sewer/Storm Water <input type="checkbox"/> Petroleum <input type="checkbox"/> Other _____ | | |
| Material & Size of Underground Facility (Poly, Steel, Coated Pipe / Fiberoptic / 2 KW / 1.5 in, 2 in / etc.) 3/4" Plastic Service Line | Operator(s) Affected 0 | |
| Estimated Value of Damage \$1,293.59 | Injuries (List Number, If Any) 0 Fatalities 0 Injuries 0 Hospitalizations | Number of Customers Affected 1 |
| Description of the alleged violation/concern. If more space is required, attach additional page(s). Please see attached documentation (1) Description of alleged violation/concern (2) Locate ticket (3) Photographs (4) Damage Investigation Report (5) Invoice (6) Industrial Builders Correspondence dated 11/27/23 | | |

SECTION V – SIGNATURE OF COMPLAINANT

| | | |
|---------------|----------------------------|----------------|
| Signature | Printed Name Toby Gross | Date 1-2-24 |
|---------------|----------------------------|----------------|

Please email the completed form to ndpsc@nd.gov, fax to 701-328-2410, or mail to: Public Service Commission
 600 E. Boulevard Ave. Dept 408
 Bismarck, ND 58505-0480

1 DM-24-20 Filed 01/05/2024 Pages: 30
 North Dakota One-Call Complaint
 Montana-Dakota Utilities Co.

One-Call Complaint – Public Service Commission

Complainant – Montana Dakota Utilities (MDU)

Respondent – Industrial Builders, Inc.

Date and Time of Event – 10/12/2023 10:00 AM

Location – 410 D St S, Glen Ullin, ND 58631-7136

One-Call Ticket Number – 23132579

Description of the alleged violation/concern.

On 10/12/23 Industrial Builders, Inc. reported a hit gas line on D St Between Elm Ave and Hwy 49, Glen Ullin, ND. Gas was blowing. MDU First Responder found that the service line at 410 D St S, Glen Ullin, ND was caught by Industrial Builders, Inc. milling machine. MDU Crew repaired. Brad Ketterling with Industrial Builders, Inc. was the equipment operator. Mr. Ketterling was told at that time to verify depth of all crossings by MDU personnel.

This was the first incident with Industrial Builders, Inc. in a 2-day timeframe. Industrial Builders, Inc. also hit a ¾" plastic service line at 204 G St S, Glen Ullin, ND (filed in a separate complaint) on 10/14/23.

Toby Gross, Manager, District Operations, MDU, visited with Industrial Builders, Inc. when they received invoice #53119 dated 11/03/23 for \$1,293.59 (please see attached.) Toby Gross told Industrial Builders, Inc. they are responsible for payment, but at that time Industrial Builders, Inc. stated "they have dealt with this before and do not believe they need to pay since they were only doing road work."

Industrial Builders, Inc. dug prior to verifying marks by test hole (pothole).

In both instances, when asked of the work description depth on the locate ticket, Industrial Builders, Inc. indicated the depth would be 5FT.

MDU does not guarantee the depth of their facilities due to changes in grade or erosion.

MDU received correspondence dated 11/27/23 from Industrial Builders, Inc.. Please see attached correspondence for Industrial Builders, Inc. response to payment of invoice #53119.

North Dakota One Call

Regular

Ticket #: 23132579

Ver: 0

System #: 231010A0845

Ticket Details

| | | | | | |
|-------------|----------|----------------|---------------------|----------------|---------------------|
| Due Date: | 10/13/23 | Prepared Date: | 10/10/23 8:37:00 AM | Orig Ticket #: | |
| Work Start: | | Transmitted: | 10/10/23 8:39:00 AM | Geocoded: | 10/10/23 7:43:36 AM |
| Meet Date: | | Received: | 10/10/23 7:43:02 AM | Exported: | 10/10/23 7:50:51 AM |

Work Description

Company: INDUSTRIAL BUILDERS, INC Depth: 5FT
Work Done For: Overhead:
Type of Work: CEMENT STABILIZATION Boring:
Work Duration: Explosives: N
Remarks:

Work Location

Street Address: D ST S City: GLEN ULLIN
Cross Street 1: E ELM AVE County: MORTON
Cross Street 2: State: ND
Landmark:

Gen Location: MARKING INSTRUCTIONS: FROM THE INTERSECTION OF E ELM AVE HEAD S 19 FEET ON D ST S TO THE BEGINNING OF THE ROUTE. MARK 20 FEET EITHER SIDE OF THE CENTERLINE OF D ST S FOLLOWING THE ROUTE S FOR 447 FEET.

Contacts

Primary Name: CARL HANSON Phone: 701-282-4977 Cell: Fax: CONTRACTOR
Email: chanson@industrialbuilders.com Best Time To Contact:
Secondary Name: BRAD KETTERING Phone: Cell: Fax:
Email: Best Time To Contact:

Geocoding Results

Geocode Type: coordinatePolygonX GeoCoded Lat: 46.81197735
Service Area: ND Bismarck Area 09 GeoCoded Long: -101.8252194

Recognized Utilities

Member Name

Member Code

Received For

MDU - Bismarck, ND

MDU09

True









INCIDENT INVESTIGATION #234999



410 D St South, Glen Ullin, ND

LOCATION DETAILS

Event Date: 10/12/2023 10:00 AM America/Chicago

Right-of-Way: Unknown/Other

AFFECTED FACILITY

Event Type: Underground Damage

Type of Operation Affected: Gas

Line Size and Type: 3/4" Plastic

Facility part of joint trench: No

Asphalt or concrete removed: No

Damage Surface Type and Depth: Dirt 18

Arrival Date and Time: 10/12/2023 10:42 AM America/Chicago



Distance from Ped to Ped: 0ft

Dimensions of Asphalt or Concrete Removed: 0

Repairs Taking Place Upon Arrival? Yes

Who Performed Repairs: Utility Company

Contractor Representative:

Contractor Representative Phone Number:

Personnel On Site:

Vehicles/Equipment Being Used For Repairs:

Guards or Barricades On Site:

Facilities Replaced or Repaired: Repaired

Replacement Type: Permanant

Occurred During: Business Hours

Time Occurred: 12:30 PM America/Chicago

DAMAGER

Company Name: Industrial builder's inc

Contact: Carl Hanson

Contact Phone: (701) 282-4977

Type of Work: Road work

Damage Responder: Logan, Gosch

UTILITY INFORMATION

Utility Company Name: Montana Dakota Utilities

Utility Contact Name: Tyler

Utility Contact Phone: (701) 595-4372

Utility Representative: Tyler

Utility Rep Tech#:

Utility Rep. Present on Arrival: No

EXCAVATION INFORMATION

Excavator Type: Contractor

Excavation Equipment: Milling Equipment

Work Performed: Road Work

Excavator downtime? No

Downtime hours: 0

Downtime cost: \$0

NOTIFICATION AND LOCATING

One Call Center notified: Yes

Locator Type: Contract Locator

Work area white-lined: Yes

Ticket Number: 23132579

Date Located: 10/11/2023 09:53 AM America/Chicago

Located By: Thomas Dadian

INTERRUPTION AND RESTORATION

Event cause Interruption: Yes

Interruption hours: 1

Customers Affected (approx.): 1

ROOT CAUSE

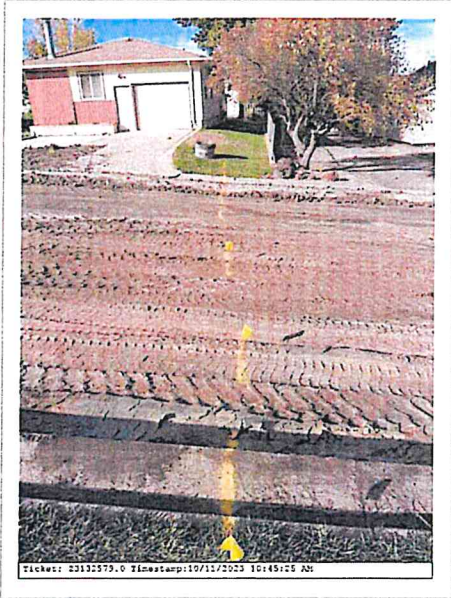
Root Cause: Excavator dug prior to verifying marks by test-hole (pot-hole)

COMMENTS

Assessment Comments: Industrial builders Inc are doing roadwork in Glen Ullin on D st S. Contractor is using milling equipment to dig up the street. Contractor dug without verifying the gas lines on D st s. Contractor hit the 3/4" plastic service to 410 D St s.

INCIDENT AND SURVEY COMPARISON PHOTOS

SURVEY PHOTO



Date: 10/11/2023 10:45 AM America/Chicago

Latitude: 46.811667

Longitude: -101.825000

Heading: 244 degrees

INCIDENT COMPARISON PHOTO



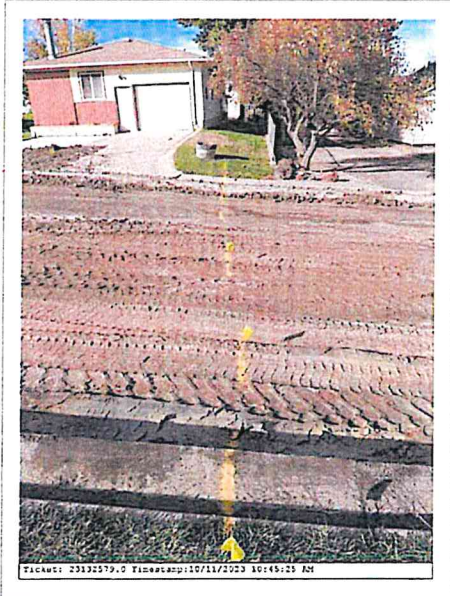
Date: 10/12/2023 10:10 AM America/Chicago

Latitude: 46.811881

Longitude: -101.825220

Heading: 274 degrees

SURVEY PHOTO



Date: 10/11/2023 10:45 AM America/Chicago

Latitude: 46.811667

Longitude: -101.825000

Heading: 244 degrees

INCIDENT COMPARISON PHOTO



Date: 10/12/2023 10:11 AM America/Chicago

Latitude: 46.811882

Longitude: -101.825215

Heading: 269 degrees

SURVEY PHOTO



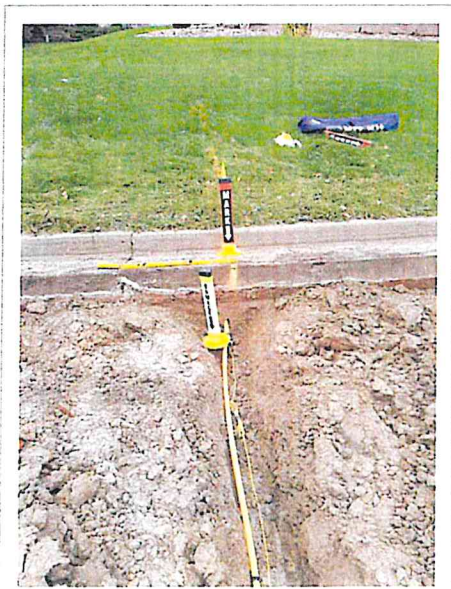
Date: 10/11/2023 10:45 AM America/Chicago

Latitude: 46.811667

Longitude: -101.825278

Heading: 111 degrees

INCIDENT COMPARISON PHOTO



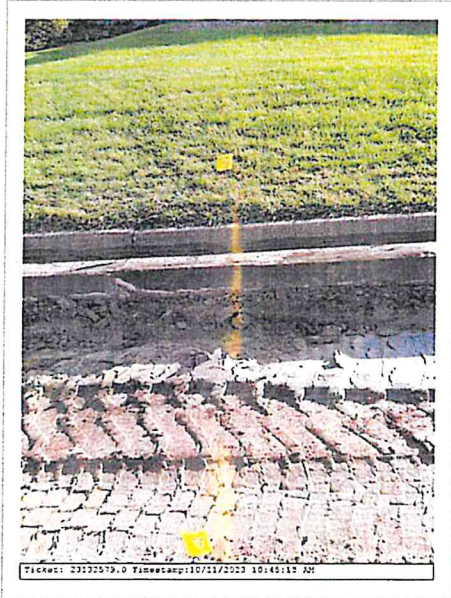
Date: 10/12/2023 10:12 AM America/Chicago

Latitude: 46.811867

Longitude: -101.825285

Heading: 72 degrees

SURVEY PHOTO



Date: 10/11/2023 10:45 AM America/Chicago

Latitude: 46.811667

Longitude: -101.825278

Heading: 111 degrees

INCIDENT COMPARISON PHOTO



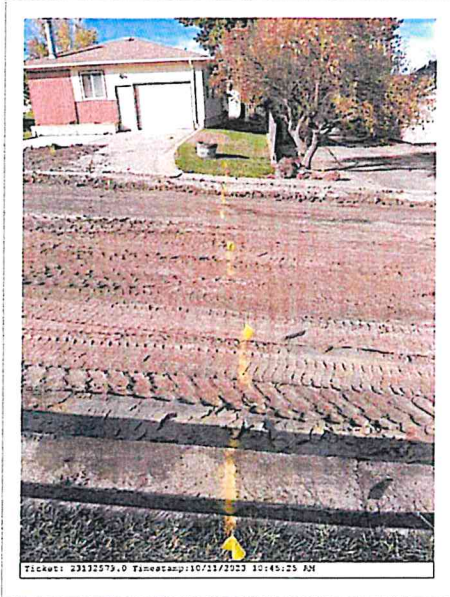
Date: 10/12/2023 10:12 AM America/Chicago

Latitude: 46.811868

Longitude: -101.825289

Heading: 72 degrees

SURVEY PHOTO



Date: 10/11/2023 10:45 AM America/Chicago

Latitude: 46.811667

Longitude: -101.825000

Heading: 244 degrees

INCIDENT COMPARISON PHOTO



Date: 10/12/2023 10:13 AM America/Chicago

Latitude: 46.811911

Longitude: -101.825255

Heading: 263 degrees

NEW INCIDENT PHOTOS

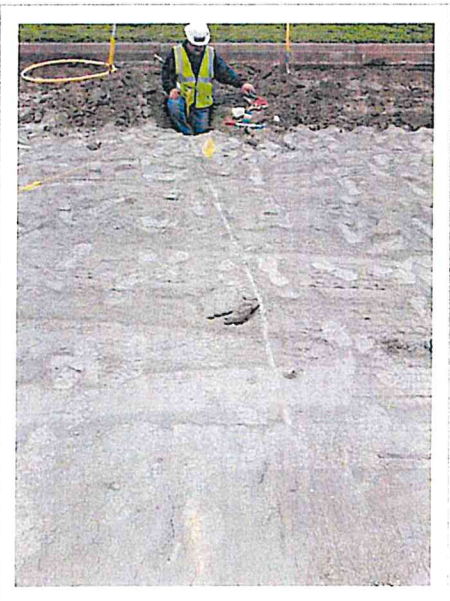


Date: 10/12/2023 09:53 AM America/Chicago

Latitude: 46.811948

Longitude: -101.825391

Heading: 61 degrees



Date: 10/12/2023 09:53 AM America/Chicago

Latitude: 46.811957

Longitude: -101.825388

Heading: 88 degrees



Date: 10/12/2023 09:54 AM America/Chicago

Latitude: 46.811952

Longitude: -101.825352

Heading: 66 degrees



Date: 10/12/2023 09:54 AM America/Chicago

Latitude: 46.811943

Longitude: -101.825346

Heading: 99 degrees

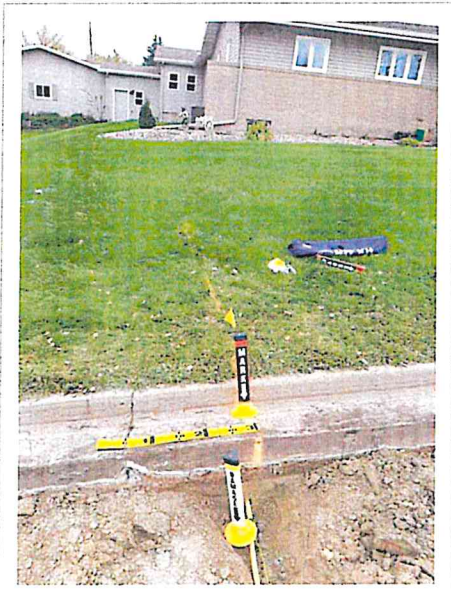


Date: 10/12/2023 10:14 AM America/Chicago

Latitude: 46.811915

Longitude: -101.825279

Heading: 82 degrees



Date: 10/12/2023 10:14 AM America/Chicago

Latitude: 46.811919

Longitude: -101.825281

Heading: 82 degrees

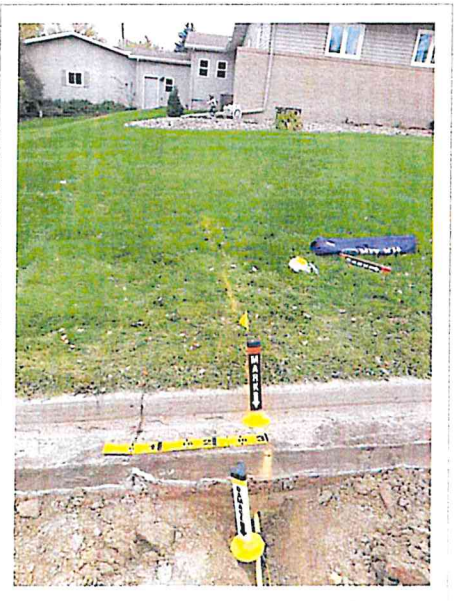


Date: 10/12/2023 10:14 AM America/Chicago

Latitude: 46.811912

Longitude: -101.825299

Heading: 105 degrees



Date: 10/12/2023 10:14 AM America/Chicago

Latitude: 46.811913

Longitude: -101.825309

Heading: 75 degrees



Date: 10/12/2023 10:14 AM America/Chicago

Latitude: 46.811900

Longitude: -101.825264

Heading: 312 degrees



Date: 10/12/2023 10:14 AM America/Chicago

Latitude: 46.811896

Longitude: -101.825265

Heading: 256 degrees



Date: 10/12/2023 10:14 AM America/Chicago

Latitude: 46.811915

Longitude: -101.825266

Heading: 264 degrees

INVOICE

SOLD TO:

INDUSTRIAL BUILDERS
 1307 CO RD 17 N
 WEST FARGO ND 58078

Invoice Number: 53119
Customer Number: 1247293
Invoice Date: 11/03/23
Reference Number: BIS MDUG-20231012-20437
Amount Due: \$1,293.59
Due Date: 12/03/23

Please return upper portion of invoice with payment.

Terms: DUE IN 30 DAYS

Reference: 410 D ST S, GLEN ULLIN, ND

| Line | Due Date | Description | Amount |
|---|-----------------|------------------------------|-------------------------|
| 001 | 12/03/23 | REPAIR GAS SERVICE LINE | 1,293.59 |
| | | \$741.86 - LABOR | |
| | | \$335.35 - EQUIPMENT | |
| | | \$39.24 - MATERIALS | |
| | | \$177.14 - SUBCONTRACT | |
| | | OPERATOR: BRAD KETTERLING | |
| | | DATE OF INCIDENT: 10/12/2023 | |
| Please put invoice number 53119 on payment. | | | |
| Total | Tax Rate | Tax | Total Amount Due |
| \$1,293.59 | | | \$1,293.59 |

Payment Options:

By Phone: A credit/debit card payment can be made by calling our independent service provider.

A fee for each transaction will apply.

MDU -- 844-385-0116

Great Plains -- 844-385-0117

Online: MDU - www.montana-dakota.com/invoices
 Great Plains - www.gpng.com/invoices

Mail: Montana-Dakota Utilities Co.
 Attn: Revenue Accounting
 400 North 4th St
 Bismarck, ND 58501-4022

Direct Inquiries To:

877-610-4881

MISC ACCTS RECEIVABLE - T & M BILLING CALCULATOR (as of 10/1/21)
 CUSTOMER: INDUSTRIAL BUILDERS 1247293
 REFERENCE: BIS MDUG-20231012-20437

GA RATE as of 1/01/18= 1.07%

| Electric or Gas | CLASSIFICATION | REGULAR TIME LABOR | | OVERTIME LABOR | | DOUBLETIME LABOR | | TOTAL | | |
|-----------------|-------------------------|--------------------|-------|----------------|--------|------------------|--------|-------|-------|-------------------------|
| | | UNITS | RATE | AMOUNT | UNITS | RATE | AMOUNT | | UNITS | RATE |
| E | Work Lead/Dist Rep | 0.00 | 76.80 | 0.00 | 91.05 | 0.00 | 121.40 | 0.00 | 0.00 | 0.00 |
| E | LineTech/Service Tech | 0.00 | 71.73 | 0.00 | 85.04 | 0.00 | 113.39 | 0.00 | 0.00 | 0.00 |
| G | Work Lead/Dist Rep | 5.00 | 70.89 | 0.00 | 84.05 | 0.00 | 112.07 | 0.00 | 0.00 | 354.45 |
| G | Welder/Service Tech | 3.00 | 64.46 | 0.00 | 76.42 | 0.00 | 101.90 | 0.00 | 0.00 | 193.38 |
| G | Fitter Oper/Serv Fitter | 3.00 | 62.06 | 0.00 | 73.58 | 0.00 | 98.11 | 0.00 | 0.00 | 186.18 |
| E/G | Laborer | 0.00 | 27.85 | 0.00 | 33.02 | 0.00 | 44.02 | 0.00 | 0.00 | 0.00 |
| E/G | Oper Superv/Senior Eng | 0.00 | 95.68 | 0.00 | 113.43 | 0.00 | 151.24 | 0.00 | 0.00 | 0.00 |
| | | 11.00 | | | | | | | | |
| | | | | \$ 734.01 | | \$ - | | | | \$ 734.01 |
| | | | | | | | | | | \$ GA Loading = \$ 7.85 |
| | | | | | | | | | | \$ 741.86 |

| MILEAGE VEHICLES | | MILES | RATE | AMOUNT | TOTAL |
|---|----------|-------|--------|--------|-------------------------|
| 1/2 ton pickups and full-size SUVs (managers & supv) | Class 14 | 0 | 1.28 | 0.00 | 0.00 |
| 3/4 ton pickups & all vans (serv tech, gas district rep.) | Class 16 | 0 | 1.68 | 0.00 | 0.00 |
| 1 ton pickups & trucks (welding trucks) | Class 18 | 0 | 1.95 | 0.00 | 0.00 |
| 1 ton manlifts | Class 20 | 60 | 2.28 | 136.80 | 136.80 |
| Trucks 19,501-33,000 GVWR (including heavier manlifts) | Class 22 | 60 | 3.25 | 195.00 | 195.00 |
| Large trucks (including line trucks, truck tractors) | Class 26 | 0 | 4.18 | 0.00 | 0.00 |
| HOURLY VEHICLES & EQUIPMENT | | | | | |
| Manlift & other trucks under 33,000 GVW | Class 31 | 0.00 | 66.00 | 0.00 | 0.00 |
| Manlift & other trucks over 33,000 GVW | Class 33 | 0.00 | 85.33 | 0.00 | 0.00 |
| Line Trucks | Class 43 | 0.00 | 100.50 | 0.00 | 0.00 |
| Walk-behind Trenchers | Class 51 | 0.00 | 51.50 | 0.00 | 0.00 |
| Ride-on Trenchers/Plows | Class 53 | 0.00 | 72.00 | 0.00 | 0.00 |
| Mini Excavator/Skid Steer | Class 58 | 0.00 | 45.00 | 0.00 | 0.00 |
| Backhoes | Class 59 | 0.00 | 57.00 | 0.00 | 0.00 |
| Welder | Class 77 | 0.00 | 24.00 | 0.00 | 0.00 |
| | | | | | \$ 331.80 |
| | | | | | \$ GA Loading = \$ 3.55 |
| | | | | | \$ 335.35 |

| SUBCONTRACT CHARGES | | GA Loading = | TOTAL |
|---------------------|--|--------------|-----------|
| | | | \$ 175.26 |
| | | | \$ 1.88 |
| | | | \$ 177.14 |
| | | | \$ 33.76 |
| | | | \$ 5.06 |
| | | | \$ 38.82 |
| | | | \$ 0.42 |
| | | | \$ 39.24 |

| MATERIALS | | GA Loading = | TOTAL |
|-----------|--|--------------|-------------|
| | | | \$ 1,274.83 |
| | | | \$ 18.76 |
| | | | \$ 1,293.59 |

| Cost Center | Resource | Sub Acct. |
|-------------|----------|-----------|
| 122 | 5941 | 28920 |
| 12ND | 4950 | 017 |

Bismarck-120, Mobridge-210, Minot-200, Jamestown-280 --->
 Gas Loss =

| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | 3003480 | CPLG.METFIT.2-4PS SDR.11.2003460 | Y | N | 2.00 | 141557 | 283114 | 10-12-23 | 273 |
|-------|---------------------|-----------|---------|----------|---|---|---|-------|---------|------------|------------|-----|
| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | 3003830 | PIPE.2-4PS.MDPE.SDR.11. ENTER COIL/STICK LENGTH.3003830 | Y | N | 10.00 | 5446 | 5446 | 10-12-23 | 273 |
| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | ZLGHTOPR | SERVICE FITTER OPERATOR | Y | N | 3.00 | 62.0638 | 188.1914 | 10-12-23 | 273 |
| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | ZLGEMDR | WORKING LEAD GAS/DIST REP | Y | N | 3.00 | 70.8943 | 212.6839 | 10-12-23 | 273 |
| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | ZLGEMDR | WORKING LEAD GAS/DIST REP | Y | N | 2.00 | 70.8943 | 141.7886 | 10-12-23 | 273 |
| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | ZLGWISM | DIST WELDER.SERVICE TECH | Y | N | 3.00 | 64.4594 | 192.3782 | 10-12-23 | 273 |
| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | ZWE21 | TRUCK 14,001-19,500 CLASS 21 | Y | N | 60.00 | 2.2500 | 138.8000 | 10-12-23 | 273 |
| 12000 | MDUG-20231012-20437 | 783850470 | G-LKREP | ZWE22 | TRUCK 19,501-32,099 CLASS 22 | Y | N | 60.00 | 3.2500 | 195.0000 | 10-12-23 | 273 |
| | | | | | | | | | | Total Cost | 1,099,5985 | |

Comp Pmbs SERVICE LINE AT 410 D ST S GLEN ULLEN WAS CAUGHT BY INDUSTRIAL BUILDERS MILLING MACHINE. ARRIVED ON SITE LOCATED WHICH SERVICE WAS DAMAGED USING THE L2-30 THEN DUG REMOTE HOLE AND SQUEEZED OFF. CREW THEN SHOWED UP AND REPAIRED WHILE I GOT

Comment:

REPORT OF DAMAGE TO COMPANY-OWNED PROPERTY

(NOTE: Please refer to the bottom of this form before proceeding with completion.)

Part A

Owner of Property: MDU District: BISMARCK Town: GLEN ULLIN
Time of Damage: 3:27 PM Date of Damage: 10/12/2023
Name of Location Where Damage Occurred: 410 D ST S
Location of Damaged Property: _____
Rural Location: _____
Estimated Amount of Loss: _____ First Responder Order No. (If applicable): _____
CC&B Account # (If Applicable): _____ MDU Service Order No. (If applicable): MDUG-20231012-20437
If damaged meter, meter number: _____ Additional Work Order (If applicable): _____
Description and Cause of Loss or Damage Type of meter: _____
HIT GAS LINE WITH MILLING MACHINE - NO GAS LOSS

Part B

Did Loss or Damage Originate on our Premises? (If no, Explain): _____

If an Explosion, did a Fire Ensur? _____ (How was Fire Extinguished?)

If Electrical Property is Involved, Fill in the Following Supplemental Data:

Type of Equipment Involved: _____

Damage caused by Electrical Arcing, Short Circuit or Other Failure, Give Approximate Cause

If Electrical, Did a Fire Ensur?

Part C

If damage was caused by excavation, was location of our facilities requested prior to digging?

Location requested by: _____ Time: _____ Date: _____

Line Locate Number: _____

Company property located on:

Damage notification by: _____ Time: _____ Date: _____

Was damager a subcontractor: _____ If yes, for whom: _____

Who to bill for damages: 1247293

Name of who to Bill: INDUSTRIAL BUILDERS

Name of Equipment Operator: BRAD KETTERLING

Address of who to Bill: 1307 CO RD 17

Type of equipment: _____

WEST FARGO, ND 58073

Operator's Address: _____

Phone # of who to Bill: 701-282-4977

Operator's Phone #: _____

Name of Insurer: _____

Insurance Policy #: _____

Was a Police Report made: _____ If yes, please attach report

REPORT OF DAMAGE TO COMPANY-OWNED PROPERTY

Others involved in Property Damage:

| | | |
|----------------------------------|----------------|---------------------|
| <u>Names of Persons Involved</u> | <u>Address</u> | <u>Phone Number</u> |
|----------------------------------|----------------|---------------------|

Witnesses to Property Damage:

| | | |
|---------------------------|----------------|---------------------|
| <u>Names of Witnesses</u> | <u>Address</u> | <u>Phone Number</u> |
|---------------------------|----------------|---------------------|

In case of line break, complete the following:

| | | | | |
|----------------------------|-------------------|-----------------|-------------|-------------|
| Decatherms of gas to bill: | Size of hole(in): | Time line blew: | <u>Time</u> | <u>Date</u> |
|----------------------------|-------------------|-----------------|-------------|-------------|

Part D

| | | |
|---------------------------------|----------------|-------------------------|
| <u>Names of Persons Injured</u> | <u>Address</u> | <u>Extent of Injury</u> |
|---------------------------------|----------------|-------------------------|

Person Filling Out Form: JESSICA ROE

Date: 10/27/2023

Approved By: TINA WALD

Date: 10/27/2023

CC&B Account #: _____ CC&B Field Activity ID: 7838804470

Instructions

Email this completed form to MDURA - Accounts Receivable: MDURA.AccountsReceivable@mdu.com

Use this form to make an immediate preliminary report of all damage to or loss of company-owned property:

If damage is caused by any of the following, complete Parts A, B, & D, if applicable.

- 1) Fire, lightning, inherent explosion, implosion, windstorm, tornado, flood, electrical arcing, short circuit, hail, riot and civil commotion, vandalism, malicious mischief, aircraft, or smoke damage.
- 2) An accident to boilers and/or machinery (an accident being a sudden and accidental breakdown of an object or part of an object).
- 3) Loss of or damage to property during the physical process of installation, movement or dismantling including while awaiting installation.

If damage was caused by others, complete Parts A, C & D, if applicable.

| Name | Employee # | Hours | Unit # | Hours/Miles |
|------|------------|-------|--------|-------------|
| | | | | |
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|------|------------|--------------|-----|-----------|------|
| Home | Compliance | Construction | FCS | Mobile Up | PCAD |
|------|------------|--------------|-----|-----------|------|

PARTS USED

Order Summary

PCAD Job ID MDUG-20231012-20437
G-HITLN

FA ID 7838804470

Service Code

[Show All Columns](#)

District BISMARCK
BLOCKW

Date Worked 10-12-2023 15:28 US/Central

Tech

ON D ST BETWEEN ELM AVE AND HWY 49 - HIT GAS LINE WITH MILLING MACHINE - GAS IS BLOWING - LINE LOCATE TICKET NUMBER WITH INDUSTRIAL BUILDERS - INDUSTRIAL BUILDERS CREW ON SITE -
- DAN STATED MDU JUST ARRIVED

Instructions

Comments

ARRIVED ON SITE LOCATED WHICH SERVICE WAS DAMAGED USING THE LZ-30 THEN DUG REMOTE HOLE AND SQUEEZED OFF. CREW THEN SHOWED UP AND REPAIRED WHILE I GOT THE OPERATOERS INFORMATION. NO ONE HOME METER IS ON AT OUR VALVE BUT OFF AT THE CUSTOMER VALVE I LEFT A DOOR TAG FOR THE RELIGHT. BRAD KETTERLING IS THE EQUIPMENT OPERATOR UNSURE OF WHICH LOCATE NUMBER IT WAS SO GAVE ME ALL 4. #23132579, #23132580, #23132581, #23132582

Address Virtual Premise, GLEN ULLIN

count:8

[Export To CSV](#)

| Branch Plant | Charge Code | Part Number | Joint Trench | Name | Quantity | Billable Indicator | Instructions |
|--------------|-------------|-------------|--------------|--|----------|--------------------|------------------------|
| 12000 | G-LKREP | ZLGFITOPR | False | SERVICE FITTER/OPERATOR | 3 | True | <u>ON D ST BETWEEN</u> |
| 12000 | G-LKREP | ZLGFMDR | False | WORKING LEAD GAS/DIST REP | 2 | True | <u>ON D ST BETWEEN</u> |
| 12000 | G-LKREP | ZLGFMDR | False | WORKING LEAD GAS/DIST REP | 3 | True | <u>ON D ST BETWEEN</u> |
| 12000 | G-LKREP | 3003460 | False | CPLG,METFIT,3/4IPS SDR11,3003460 | 2 | True | <u>ON D ST BETWEEN</u> |
| 12000 | G-LKREP | ZWE22 | False | TRUCK 19,501-32,999 CLASS 22 | 60 | True | <u>ON D ST BETWEEN</u> |
| 12000 | G-LKREP | ZLGWSM | False | DIST WELDER/SERVICE TECH | 3 | True | <u>ON D ST BETWEEN</u> |
| 12000 | G-LKREP | 3003830 | False | PIPE,3/4IPS,MDPE,SDR11,ENTER COIL/STICK LENGTH,3003830 | 10 | True | <u>ON D ST BETWEEN</u> |
| 12000 | G-LKREP | ZWE21 | False | TRUCK 14,001-19,500 CLASS 21 | 60 | True | <u>ON D ST BETWEEN</u> |

| | | | | | | | | | | | |
|-----|----------|---|-------------------------|------------|--------|----------|------------|------------|----------|------|----------|
| 378 | 23135398 | 0 | 107 8TH ST HW & 1ST AVE | HAZEN | MERCER | DAN FREI | 10/13/2023 | 10/13/2023 | Locate 2 | 1.00 | \$24.51 |
| 379 | 234999 | 0 | 410 D ST S | Glen Ullin | | elm | 10/12/2023 | 10/12/2023 | Hourly | 1.00 | \$175.26 |
| 380 | 235011 | 0 | 4642 Cumberland loop | Bismarck | | elm | 10/13/2023 | 10/13/2023 | Hourly | 1.00 | \$175.26 |

Industrial Builders, Inc.

PAUL W. DIEDERICH, PRESIDENT
DONN O. DIEDERICH, EXECUTIVE VICE PRESIDENT



General Contractors

PHONE 701/282-4977 . FAX 701/281-1409
P.O. BOX 406 FARGO, NORTH DAKOTA 58107-0406

11-27-23

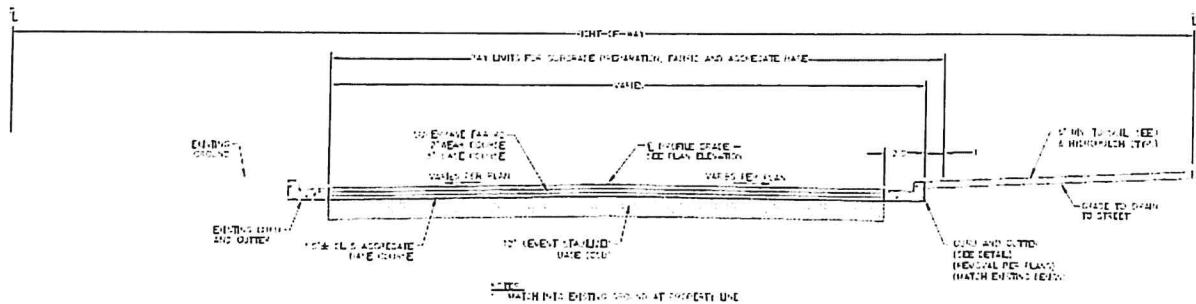
Montana-Dakota Utilities Co.
400 North 4th St.
Bismarck, ND 58501-4022

RE: Invoice #'s 53118 & 53119

Dear MDU,

Industrial Builders, Inc. is being invoiced for repairs on two gas lines in the City of Glen Ullin, ND that were hit on 10-12-23. Industrial Builders, Inc. will not be paying these invoices as the work being completed was normal maintenance of a city street which did not change the original grade of the road and which did not involve work in the road ditch. According to the One-Call Excavation Notice System, Chapter 49-23-01, part 7d, this work is not considered "Excavation".

The plan detail below shows the work that was being performed and verifies that the original grade did not change. Industrial Builder's, Inc. was responsible for completing the 12" Cement Stabilized Base. The cut lines were buried less than 12" deep from the bottom of an asphalt paved street.



TYPICAL RESIDENTIAL STREET SECTION - ALTERNATE (CSB)
NO SCALE 4TH ST, 3RD ST, MAIN ST, D ST & G ST

We encourage you to bring the matter before the ND Public Service Commission and the One Call Board of Directors.

Please contact me with any questions or concerns at 701-282-4977.

Sincerely,

Brian Meyer, Sr. Project Manager
Industrial Builders, Inc.



ONE-CALL COMPLAINT
PUBLIC SERVICE COMMISSION
 SFN 59067 (08/2022)

INSTRUCTIONS: To allege a violation of the One-Call Excavation Notice System (N.D.C.C. Chapter 49-23), complete this form in its entirety.

SECTION I – COMPLAINANT (Individual/entity completing form)

| | | | |
|---|-------------------------------------|---|-----------------------------|
| Company/Entity Name (if applicable) Montana Dakota Utilities | | | |
| Contact Person Toby Gross | Email Address toby.gross@mdu.com | Telephone Number 701-224-5827 | |
| Mailing Address 909 Airport Road | City Bismarck | State ND | Zip Code 58504 |
| Complainant is willing and able to testify on the complaint if matter proceeds to a formal hearing. | | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |

SECTION II – RESPONDENT (Individual/entity who allegedly violated the One-Call law)

| | | | |
|---|---------------|----------------------------------|------------------------|
| Company/Entity Name (if applicable) Industrial Builders Inc. | | | |
| Contact Person Brian Meyer, Sr. Project Manager | Email Address | Telephone Number 701-282-4977 | |
| Mailing Address PO Box 406 | City Fargo | State ND | Zip Code 58107-0406 |

SECTION III – ALLEGED VIOLATION

| | | | |
|---|---|--|--|
| OPERATOR – A person or entity who owns or operates an underground facility (i.e.: natural gas, electric, sewer, etc.). | | | |
| <input type="checkbox"/> Operator failed to mark or clear underground facility within locate period. | <input type="checkbox"/> Operator failed to mark underground facility within 24 inches horizontally. | | |
| EXCAVATOR – A person or entity who conducts excavation (i.e.: homeowner, property owner, company, etc.). | | | |
| <input type="checkbox"/> Excavation started prior to underground facility locate. | <input type="checkbox"/> Excavator failed to provide locate notice prior to beginning excavation. | | |
| <input checked="" type="checkbox"/> Excavator failed to conduct the excavation in a careful and prudent manner. | <input type="checkbox"/> Excavator failed to renew locate request prior to expiration of the 21-day period. | | |
| OTHER – May be issue/concern with One-Call Center or other alleged violation that is not listed under operator or excavator. | | | |
| <input checked="" type="checkbox"/> Write Issue/Concern: <u>Excavator dug prior to verifying marks by test hole (pothole)</u> | | | |

SECTION IV – DESCRIPTION/DAMAGE

| | | |
|---|---|--|
| Date and Time of Event 10/14/23 12:30 PM | Location (Address, City, State / Nearest Intersecting Streets / Lat & Long) 204 G St S, Glen Ullin, ND | One-Call Ticket Number 23132580 |
| Underground Facility Affected <input type="checkbox"/> Electric <input checked="" type="checkbox"/> Gas <input type="checkbox"/> Cable <input type="checkbox"/> Communications <input type="checkbox"/> Water <input type="checkbox"/> Sewer/Storm Water <input type="checkbox"/> Petroleum <input type="checkbox"/> Other _____ | | |
| Material & Size of Underground Facility (Poly, Steel, Coated Pipe / Fiberoptic / 2 KW / 1.5 in, 2 in / etc.) 3/4" Plastic Service | | Operator(s) Affected Montana Dakota Utilities |
| Estimated Value of Damage \$575.97 | Injuries (List Number, If Any) 0 Fatalities 0 Injuries 0 Hospitalizations | Number of Customers Affected 1 |
| Description of the alleged violation/concern. If more space is required, attach additional page(s). Please see attached documentation (1) Description of the alleged violation/concern (2) Locate ticket (3) Photographs (4) Damage Investigation Report (5) Invoice (6) Industrial Builders Correspondence dated 11/27/23 | | |

SECTION V – SIGNATURE OF COMPLAINANT

| | | |
|---------------|----------------------------|----------------|
| Signature | Printed Name Toby Gross | Date 1-2-24 |
|---------------|----------------------------|----------------|

Please email the completed form to ndpsc@nd.gov, fax to 701-328-2410, or mail to: Public Service Commission
 600 E. Boulevard Ave. Dept 408
 Bismarck, ND 58505-0480

North Dakota One Call

Regular

Ticket #: 23132580

Ver: 0

System #: 231010A0846

Ticket Details

| | | | | | |
|--------|-------------|--------------|------------------|-------------|------------------|
| Due | 10/13/23 | Prepared | 10/10/23 8:37:00 | Orig Ticket | |
| Date: | 12:01:00 AM | Date: | AM | #: | |
| Work | | Transmitted: | 10/10/23 8:39:00 | Geocoded: | 10/10/23 7:43:40 |
| Start: | | | AM | | AM |
| Meet | | Received: | 10/10/23 7:43:03 | Exported: | 10/10/23 7:50:51 |
| Date: | | | AM | | AM |

Work Description

| | | | |
|-----------|--------------------------|-------------|-----|
| Company: | INDUSTRIAL BUILDERS, INC | Depth: | 5FT |
| Work Done | | Overhead: | |
| For: | | | |
| Type of | | Boring: | |
| Work: | CEMENT STABILIZATION | | |
| Work | | Explosives: | N |
| Duration: | | | |
| Remarks: | | | |

Work Location

| | | | |
|--------------|-------------|---------|------------|
| Street | G ST S | City: | GLEN ULLIN |
| Address: | | | |
| Cross Street | E SOUTH AVE | County: | MORTON |
| 1: | | | |
| Cross Street | | State: | ND |
| 2: | | | |
| Landmark: | | | |

Gen Location: MARKING INSTRUCTIONS: FROM THE INTERSECTION OF E SOUTH AVE HEAD S 13 FEET ON G ST S TO THE BEGINNING OF THE ROUTE. MARK 20 FEET EITHER SIDE OF THE CENTERLINE OF G ST S FOLLOWING THE ROUTE S FOR 936 FEET.

Contacts

| | | | | | | | |
|-----------|--|--------|--------------|--------------|----------|------|------------|
| Primary | CARL HANSON | Phone: | 701-282-4977 | Cell: | | Fax: | CONTRACTOR |
| Name: | | | | | | | |
| Email: | chanson@industrialbuilders.com | | | Best Time To | Contact: | | |
| Secondary | BRAD | Phone: | | Cell: | | Fax: | |
| Name: | KETTERING | | | | | | |
| Email: | | | | Best Time To | Contact: | | |

Geocoding Results

| | | | |
|---------------|--------------------|----------------|--------------|
| Geocode Type: | coordinatePolygonX | GeoCoded Lat: | 46.81592005 |
| Service Area: | ND Bismarck Area | GeoCoded Long: | -101.8211946 |
| | 09 | | |

Recognized Utilities

Member Name

MDU - Bismarck, ND

Member Code

MDU09

Received For

True

One-Call Complaint – Public Service Commission

Complainant – Montana Dakota Utilities (MDU)

Respondent – Industrial Builders, Inc.

Date and Time of Event – 10/14/23 12:30 PM

Location – 204 G St S, Glen Ullin, ND 58631-7136

One-Call Ticket Number – 23132580

Description of the alleged violation/concern.

An MDU customer residing at 204 G St S, Glen Ullin, ND, called MDU on 10/14/23 stating both furnace and water heater were not working. MDU First Responder found fresh road construction done in the area by Industrial Builders, Inc. MDU dug up the natural gas service and found a piece of 3/4" plastic pipe that was milled up and sheared off. MDU Crew made repairs. Industrial Builders, Inc. left the scene, so MDU was unable to talk to Industrial Builders, Inc. at the time of the incident.

Toby Gross, Manager, District Operations, MDU, visited with Industrial Builders, Inc. when they received invoice #53118 dated 11/03/23 for \$575.97 (please see attached.) Toby Gross told Industrial Builders, Inc. they are responsible for payment, but at that time Industrial Builders, Inc. stated "they have dealt with this before and do not believe they need to pay since they were only doing road work."

This was the second such incident with Industrial Builders, Inc. in a 2-day timeframe. Industrial Builders, Inc. also hit a 3/4" plastic service line at 410 D St S, Glen Ullin, ND (filed in a separate complaint) on 10/12/23. At that time the MDU technician told the same equipment operator, Brad Ketterling, "to verify depth of all crossings."

Industrial Builders, Inc. dug prior to verifying marks by test hole (pothole).

In both instances, the locate ticket when asked of the work description depth, Industrial Builders, Inc. indicated the depth would be 5FT.

In addition, MDU does not guarantee the depth of their facilities due to changes in grade or erosion.

MDU received correspondence dated 11/27/23 from Industrial Builders, Inc. Please see attached correspondence for Industrial Builders, Inc. response to payment of invoice #53118.











INCIDENT INVESTIGATION #235027



204 G st s, Glenn Ullin, ND

LOCATION DETAILS

Event Date: 10/14/2023 12:30 PM America/Denver

Right-of-Way: Unknown/Other

AFFECTED FACILITY

Event Type: Underground Damage

Type of Operation Affected: Gas

Line Size and Type: 3/4" Plastic

Facility part of joint trench: No

Asphalt or concrete removed: No

Damage Surface Type and Depth: Dirt 18

Arrival Date and Time: 10/14/2023 02:12 PM America/Denver



Distance from Ped to Ped: 0ft

Dimensions of Asphalt or Concrete Removed: 0

Repairs Taking Place Upon Arrival? Yes

Who Performed Repairs: Utility Company

Contractor Representative:

Contractor Representative Phone Number:

Personnel On Site:

Vehicles/Equipment Being Used For Repairs:

Guards or Barricades On Site:

Facilities Replaced or Repaired: Repaired

Replacement Type: Permanant

Occurred During: After Hours

Time Occurred: 2:45 PM America/Denver

DAMAGER

Company Name: Industrial builders Inc

Contact: Carl Hanson

Contact Phone: (701) 282-4977

Type of Work: Roadwork

Damage Responder: Logan, Gosch

UTILITY INFORMATION

Utility Company Name: Montana Dakota Utilities

Utility Contact Name: jess

Utility Contact Phone: (701) 226-5639

Utility Representative: jess

Utility Rep Tech#:

Utility Rep. Present on Arrival: Yes

EXCAVATION INFORMATION

Excavator Type: Contractor

Excavation Equipment: Milling Equipment

Work Performed: Road Work

Excavator downtime? No

Downtime hours: 0

Downtime cost: \$0

NOTIFICATION AND LOCATING

One Call Center notified: Yes

Locator Type: Contract Locator

Work area white-lined: Yes

Ticket Number: 23132580

Date Located: 10/11/2023 08:53 AM America/Denver

Located By: Dadian, Thomas

INTERRUPTION AND RESTORATION

Event cause Interruption: Yes

Interruption hours: 2

Customers Affected (approx.): 1

ROOT CAUSE

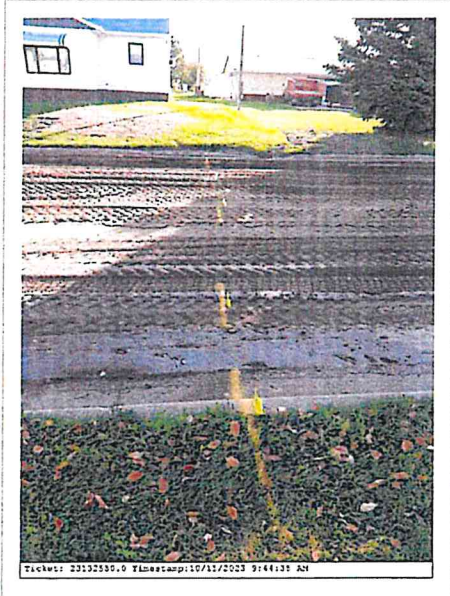
Root Cause: Excavator dug prior to verifying marks by test-hole (pot-hole)

COMMENTS

Assessment Comments: Industrial Builders Inc are doing roadwork in Glen Ullin on G St S. Contractor dug without verifying the gas. Contractor hit the 3/4" plastic service to 204 G St S.

INCIDENT AND SURVEY COMPARISON PHOTOS

SURVEY PHOTO



Date: 10/11/2023 09:44 AM America/Denver

Latitude: 46.814722

Longitude: -101.821111

Heading: 86 degrees

INCIDENT COMPARISON PHOTO



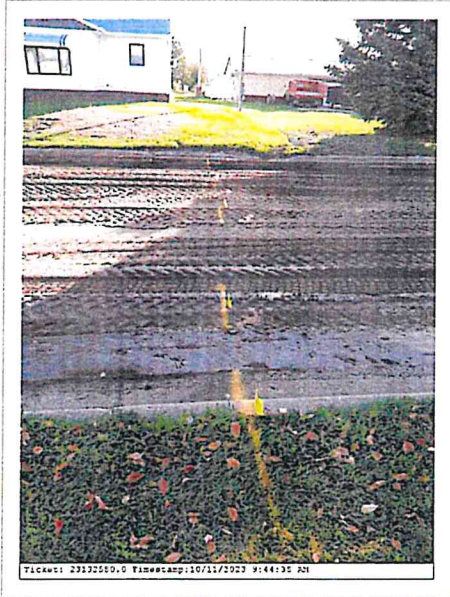
Date: 10/14/2023 02:21 PM America/Denver

Latitude: 46.814945

Longitude: -101.821336

Heading: 88 degrees

SURVEY PHOTO



Date: 10/11/2023 09:44 AM America/Denver

Latitude: 46.814722

Longitude: -101.821111

Heading: 86 degrees

INCIDENT COMPARISON PHOTO



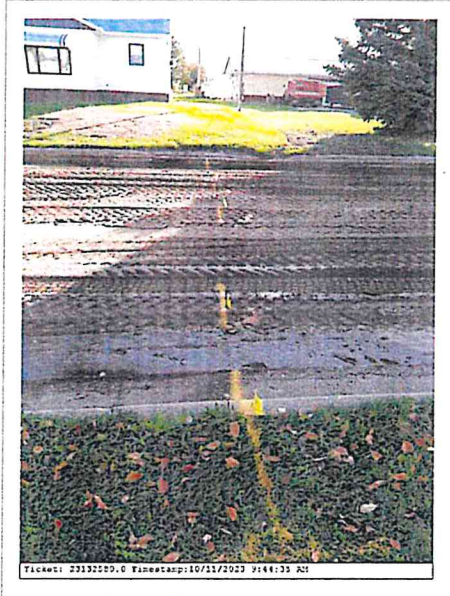
Date: 10/14/2023 02:21 PM America/Denver

Latitude: 46.814943

Longitude: -101.821391

Heading: 87 degrees

SURVEY PHOTO



Date: 10/11/2023 09:44 AM America/Denver

Latitude: 46.814722

Longitude: -101.821111

Heading: 86 degrees

INCIDENT COMPARISON PHOTO



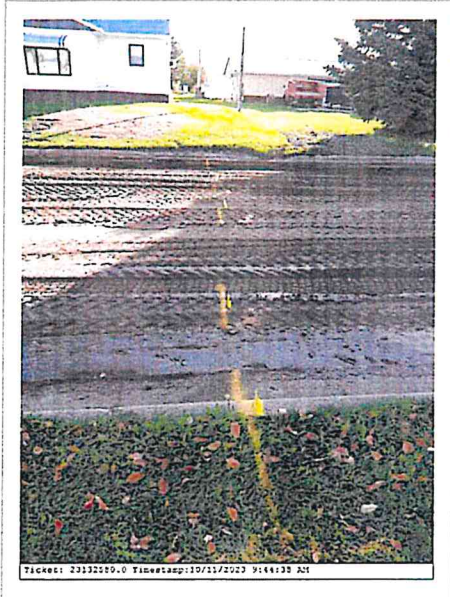
Date: 10/14/2023 02:22 PM America/Denver

Latitude: 46.814958

Longitude: -101.821406

Heading: 92 degrees

SURVEY PHOTO



Date: 10/11/2023 09:44 AM America/Denver

Latitude: 46.814722

Longitude: -101.821111

Heading: 86 degrees

INCIDENT COMPARISON PHOTO



Date: 10/14/2023 02:22 PM America/Denver

Latitude: 46.814959

Longitude: -101.821406

Heading: 92 degrees

NEW INCIDENT PHOTOS



Date: 10/14/2023 02:15 PM America/Denver

Latitude: 46.814972

Longitude: -101.821249

Heading: 83 degrees



Date: 10/14/2023 02:15 PM America/Denver

Latitude: 46.814966

Longitude: -101.821260

Heading: 103 degrees



Date: 10/14/2023 02:15 PM America/Denver

Latitude: 46.814956

Longitude: -101.821298

Heading: 130 degrees



Date: 10/14/2023 02:15 PM America/Denver

Latitude: 46.814950

Longitude: -101.821254

Heading: 116 degrees



Date: 10/14/2023 02:15 PM America/Denver

Latitude: 46.814933

Longitude: -101.821186

Heading: 278 degrees

INVOICE

SOLD TO:

INDUSTRIAL BUILDERS
 1307 CO RD 17 N
 WEST FARGO ND 58078

Invoice Number: 53118
Customer Number: 1247293
Invoice Date: 11/03/23
Reference Number: BIS MDUG-20231014-20075
Amount Due: \$575.97
Due Date: 12/03/23

Please return upper portion of invoice with payment.

Terms: DUE IN 30 DAYS

Reference: 204 G ST S, GLEN ULLIN, ND

| Line | Due Date | Description | Amount |
|---|-----------------|------------------------------|-------------------------|
| 001 | 12/03/23 | REPAIR GAS SERVICE LINE | 575.97 |
| | | \$339.80 - LABOR | |
| | | \$236.17 - SUBCONTRACT | |
| | | OPERATOR: BRAD KETTERLING | |
| | | DATE OF INCIDENT: 10/14/2023 | |
| Please put invoice number 53118 on payment. | | | |
| Total | Tax Rate | Tax | Total Amount Due |
| \$575.97 | | | \$575.97 |

Payment Options:

By Phone: A credit/debit card payment can be made by calling our independent service provider.

A fee for each transaction will apply.

MDU -- 844-385-0116

Great Plains -- 844-385-0117

Online: MDU - www.montana-dakota.com/invoices
 Great Plains - www.gpng.com/invoices

Mail: Montana-Dakota Utilities Co.
 Attn: Revenue Accounting
 400 North 4th St
 Bismarck, ND 58501-4022

Direct Inquiries To:

877-610-4881

| Electric or Gas | CLASSIFICATION | REGULAR TIME LABOR | | OVERTIME LABOR | | DOUBLETIME LABOR | | TOTAL | | |
|-----------------|-------------------------|--------------------|-------|----------------|-------|------------------|--------|-------|-------|-----------|
| | | UNITS | RATE | AMOUNT | UNITS | RATE | AMOUNT | | UNITS | RATE |
| E | Work Lead/Dist Rep | 0.00 | 76.80 | 0.00 | 0.00 | 0.00 | 121.40 | 0.00 | 0.00 | 0.00 |
| E | LineTech/Service Tech | 0.00 | 71.73 | 0.00 | 0.00 | 0.00 | 113.39 | 0.00 | 0.00 | 0.00 |
| G | Work Lead/Dist Rep | 0.00 | 70.89 | 0.00 | 4.00 | 336.20 | 112.07 | 0.00 | 0.00 | 336.20 |
| G | Welder/Service Tech | 0.00 | 64.46 | 0.00 | 0.00 | 0.00 | 101.90 | 0.00 | 0.00 | 0.00 |
| G | Fitter Oper/Serv Fitter | 0.00 | 62.06 | 0.00 | 0.00 | 0.00 | 98.11 | 0.00 | 0.00 | 0.00 |
| E/G | Laborer | 0.00 | 27.85 | 0.00 | 0.00 | 0.00 | 44.02 | 0.00 | 0.00 | 0.00 |
| E/G | Oper Superv/Senior Eng | 0.00 | 95.68 | 0.00 | 0.00 | 0.00 | 151.24 | 0.00 | 0.00 | 0.00 |
| | | 0.00 | | \$ - | 4.00 | \$ 336.20 | | \$ - | | \$ 336.20 |
| | | | | | | | | | | \$ 3.60 |
| | | | | | | | | | | \$ 339.80 |

| MILEAGE VEHICLES | | MILES | RATE | AMOUNT | TOTAL |
|---|----------|-------|--------|--------|-------|
| 1/2 ton pickups and full-size SUVs (managers & supv) | Class 14 | 0 | 1.28 | 0.00 | 0.00 |
| 3/4 ton pickups & all vans (serv tech, gas district rep.) | Class 16 | 0 | 1.68 | 0.00 | 0.00 |
| 1 ton pickups & trucks (welding trucks) | Class 18 | 0 | 1.95 | 0.00 | 0.00 |
| 1 ton manlifts | Class 20 | 0 | 2.28 | 0.00 | 0.00 |
| Trucks 19,501-33,000 GVWR (including heavier manlifts) | Class 22 | 0 | 3.25 | 0.00 | 0.00 |
| Large trucks (including line trucks, truck tractors) | Class 26 | 0 | 4.18 | 0.00 | 0.00 |
| HOURLY VEHICLES & EQUIPMENT | | | | | |
| Manlift & other trucks under 33,000 GVW | Class 31 | 0.00 | 66.00 | 0.00 | 0.00 |
| Manlift & other trucks over 33,000 GVW | Class 33 | 0.00 | 85.33 | 0.00 | 0.00 |
| Line Trucks | Class 43 | 0.00 | 100.50 | 0.00 | 0.00 |
| Walk-behind Trenchers | Class 51 | 0.00 | 51.50 | 0.00 | 0.00 |
| Ride-on Trenchers/Plows | Class 53 | 0.00 | 72.00 | 0.00 | 0.00 |
| Mini Excavator/Skid Steer | Class 58 | 0.00 | 45.00 | 0.00 | 0.00 |
| Backhoes | Class 59 | 0.00 | 57.00 | 0.00 | 0.00 |
| Welder | Class 77 | 0.00 | 24.00 | 0.00 | 0.00 |

| | | |
|----------------------------|-----------------------|-----------|
| REPAIR GAS SERVICE LINE | | \$ - |
| 204 G ST S, GLEN ULLIN, ND | | \$ - |
| BRAD KETTERLING | | \$ - |
| 10/14/2023 | | \$ 233.67 |
| | SUBCONTRACT CHARGES = | \$ 233.67 |
| | GA Loading = | \$ 2.50 |
| | | \$ 236.17 |

| | | |
|--|------------------|------|
| | MUP MATERIALS = | \$ - |
| | MARKUP @ 15% | \$ - |
| | MATERIAL SUBTL = | \$ - |
| | GA Loading = | \$ - |
| | MATERIAL COST = | \$ - |

| | | |
|--|---------------|-----------|
| | SUBTOTAL = | \$ 569.87 |
| | GAS LOSS/GA = | \$ 6.10 |
| | TOTAL = | \$ 575.97 |

| | | | |
|---|-------------|----------|-----------|
| Bismarck-120, Mobridge-210, Minot-200, Jamestown-280 ---> | Cost Center | Resource | Sub Acct. |
| Gas Loss = | 122 | 5941 | 28920 |
| | 12ND | 4950 | 017 |

| | | | | | | | | | | | | |
|-------|----------------------|-----------|---------|-----------|------------------------------|---|---|------|------------|-----------|----------|----|
| 12000 | Y:DCG-202310-4-20075 | 687867736 | G-LKREP | ZLGFMDROT | WORKING LEAD GAS DIST REPORT | N | N | 4.00 | 84,051.7 | 336,206.8 | 10/14/23 | 27 |
| | | | | | | | | | Total Cost | 336,206.8 | | |

Comp Rmk: FOUND NO PRESSURE WHEN I ARRIVED ON SITE THEN I TRACKED OUT THE SERVICE WITH MY
 LZ30 AND FOUND A LEAK, FRESH ROAD CONSTRUCTION DONE IN THE AREA BY INDUSTRIAL
 BUILDERS. DUG UP THE SERVICE AND FOUND A PEICE OF PIPE THAT WAS MILLED UP AND
 SHE

Comment:

REPORT OF DAMAGE TO COMPANY-OWNED PROPERTY

(NOTE: Please refer to the bottom of this form before proceeding with completion.)

Part A

Owner of Property: MDU District: BISMARCK Town: GLEN ULLIN
Time of Damage: 4:14 PM Date of Damage: 10/14/2023
Name of Location Where Damage Occurred: 204 G ST S
Location of Damaged Property: _____
Rural Location: _____
Estimated Amount of Loss: _____ First Responder Order No. (If applicable): _____
CC&B Account # (If Applicable): _____ MDU Service Order No. (If applicable): MDUG-20231014-20075
If damaged meter, meter number: _____ Additional Work Order (If applicable): _____
Description and Cause of Loss or Damage Type of meter: _____
HIT GAS LINE - NO GAS LOSS

Part B

Did Loss or Damage Originate on our Premises? (If no, Explain): _____

If an Explosion, did a Fire Ensur? _____ (How was Fire Extinguished?)

If Electrical Property is Involved, Fill in the Following Supplemental Data:

Type of Equipment Involved: _____
Damage caused by Electrical Arcing, Short Circuit or Other Failure, Give Approximate Cause

If Electrical, Did a Fire Ensur?

Part C

If damage was caused by excavation, was location of our facilities requested prior to digging?
Location requested by: _____ Time: _____ Date: _____
Line Locate Number: _____
Company property located on:
Damage notification by: _____ Time: _____ Date: _____
Was damager a subcontractor: _____ If yes, for whom: _____
Who to bill for damages: 1247293
Name of who to Bill: INDUSTRIAL BUILDERS Name of Equipment Operator: BRAD KETTERLING
Address of who to Bill: 1307 CO RD 17 Type of equipment: _____
WEST FARGO, ND 58073 Operator's Address: _____
Phone # of who to Bill: 701-282-4977 Operator's Phone #: _____
Name of Insurer: _____
Insurance Policy #: _____ Was a Police Report made: _____ If yes, please attach report

REPORT OF DAMAGE TO COMPANY-OWNED PROPERTY

Others involved in Property Damage:

| | | |
|----------------------------------|----------------|---------------------|
| <u>Names of Persons Involved</u> | <u>Address</u> | <u>Phone Number</u> |
|----------------------------------|----------------|---------------------|

Witnesses to Property Damage:

| | | |
|---------------------------|----------------|---------------------|
| <u>Names of Witnesses</u> | <u>Address</u> | <u>Phone Number</u> |
|---------------------------|----------------|---------------------|

In case of line break, complete the following:

| | | | | |
|-----------------------------------|--------------------------|------------------------|-------------|-------------|
| <u>Decatherms of gas to bill:</u> | <u>Size of hole(in):</u> | <u>Time line blew:</u> | <u>Time</u> | <u>Date</u> |
|-----------------------------------|--------------------------|------------------------|-------------|-------------|

Part D

| | | |
|---------------------------------|----------------|-------------------------|
| <u>Names of Persons Injured</u> | <u>Address</u> | <u>Extent of Injury</u> |
|---------------------------------|----------------|-------------------------|

Person Filling Out Form: JESSICA ROE

Date: 10/27/2023

Approved By: TINA WALD

Date: 10/27/2023

CC&B Account #: _____ CC&B Field Activity ID: 6876867726

Instructions

Email this completed form to MDURA - Accounts Receivable: MDURA.AccountsReceivable@mdu.com

Use this form to make an immediate preliminary report of all damage to or loss of company-owned property:

If damage is caused by any of the following, complete Parts A, B, & D, if applicable.

- 1) Fire, lightning, inherent explosion, implosion, windstorm, tornado, flood, electrical arcing, short circuit, hail, riot and civil commotion, vandalism, malicious mischief, aircraft, or smoke damage.
- 2) An accident to boilers and/or machinery (an accident being a sudden and accidental breakdown of an object or part of an object).
- 3) Loss of or damage to property during the physical process of installation, movement or dismantling including while awaiting installation.

If damage was caused by others, complete Parts A, C & D, if applicable.

| Name | Employee # | Hours | Unit # | Hours/Miles |
|------|------------|-------|--------|-------------|
| | | | | |
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|------|------------|--------------|-----|-----------|------|
| Home | Compliance | Construction | FCS | Mobile Up | PCAD |
|------|------------|--------------|-----|-----------|------|

PARTS USED

Order Summary

PCAD Job ID MDUG-20231014-20075 FA ID 6876867726 Service Code [Show All Columns](#)
 G-HITLN
 District BISMARCK Date Worked 10-14-2023 18:14 US/Central Tech
 BLOCKW

ALLEY ACCESS ONLY - BOTH FURNACE AND WATER HEATER NOT WORKING
 - ADULT ONSITE -

Instructions

Comments

FOUND NO PRESSURE WHEN I ARRIVED ON SITE THEN I TRACKED OUT THE SERVICE WITH MY LZ30 AND FOUND A LEAK, FRESH ROAD CONSTRUCTION DONE IN THE AREA BY INDUSTRIAL BUILDERS. DUG UP THE SERVICE AND FOUND A PEICE OF PIPE THAT WAS MILLED UP AND SHEARED OFF. WAYNE BLOCK MADE REPAIRS LEAK CHECKED AND I RELIT THE CUSTOMER. RE-USING INDUSTRIALS INFO FROM THURSDAY10-12-23. 4 LOCATE TICKETS 23132579-23132582. OPERATOR BRAD KETTERLING.

Address 204 G ST S, GLEN ULLIN

count:1

[Export To CSV](#)

| Branch Plant | Charge Code | Part Number | Joint Trench | Name | Quantity | Billable Indicator | Instructions |
|--------------|-------------|-------------|--------------|-------------------------------|----------|--------------------|------------------------|
| 12000 | G-LKREP | ZLGFMDROT | False | WORKING LEAD GAS/DIST REP O/T | 4 | False | <u>ALLEY ACCESS ON</u> |

| Ticket ID | Rev | Address | City | County | Excavator Name | Recvd Date | Ticket Date | Comp Date | Ticket Date | Response Type | Units | Amount |
|-----------|-----|----------------------------|------------|----------|--------------------------|------------|-------------|------------|-------------|---------------|-------|----------|
| 167762 | 0 | 14th Street East and First | Dickenson | | B K Consulting | 10/14/2023 | 10/14/2023 | 10/14/2023 | 10/14/2023 | After Hours | 0.50 | \$43.97 |
| 167762 | 0 | 14th Street East and First | Dickenson | | B K Consulting | 10/14/2023 | 10/14/2023 | 10/14/2023 | 10/14/2023 | After Hours | 0.25 | \$21.98 |
| 167763 | 0 | 204 G Street S | Glen Ullin | | Montana Dakota | 10/14/2023 | 10/14/2023 | 10/14/2023 | 10/14/2023 | Damage | 1.00 | \$233.67 |
| 167897 | 0 | 2293 Business Loop I-94 | Mandan | | Montana Dakota Utilities | 10/20/2023 | 10/20/2023 | 10/20/2023 | 10/20/2023 | Damage | 1.00 | \$233.67 |
| 23131574 | 0 | 131 W WACHTER AVE & | BISMARCK | BURLEIGH | PLEASANT & SONS | 10/8/2023 | 10/8/2023 | 10/18/2023 | 10/18/2023 | Locate 2 | 2.00 | \$49.02 |
| 23131574 | 0 | 131 W WACHTER AVE & | BISMARCK | BURLEIGH | PLEASANT & SONS | 10/8/2023 | 10/8/2023 | 10/16/2023 | 10/16/2023 | Locate 2 | 1.00 | \$24.51 |

Industrial Builders, Inc.

PAUL W. DIEDERICH, PRESIDENT
DONN O. DIEDERICH, EXECUTIVE VICE PRESIDENT



General Contractors

PHONE 701/282-4977 FAX 701/281-1409
P.O. BOX 406 FARGO, NORTH DAKOTA 58107-0406

11-27-23

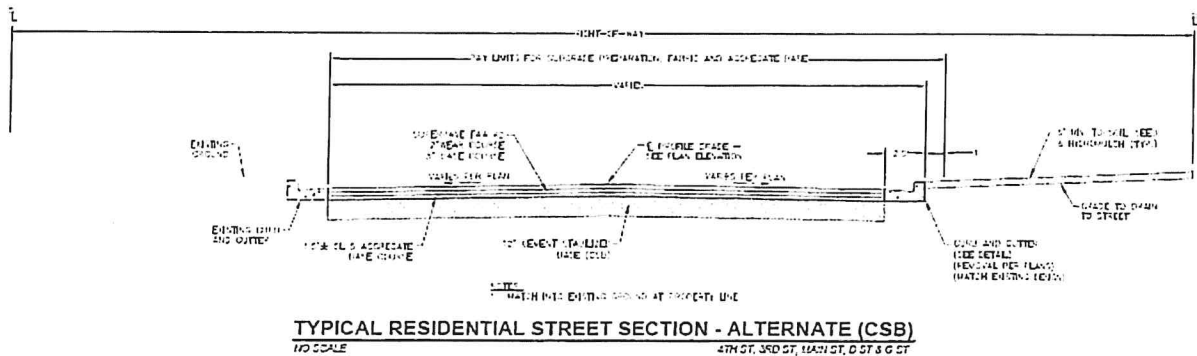
Montana-Dakota Utilities Co.
400 North 4th St.
Bismarck, ND 58501-4022

RE: Invoice #'s 53118 & 53119

Dear MDU,

Industrial Builders, Inc. is being invoiced for repairs on two gas lines in the City of Glen Ullin, ND that were hit on 10-12-23. Industrial Builders, Inc. will not be paying these invoices as the work being completed was normal maintenance of a city street which did not change the original grade of the road and which did not involve work in the road ditch. According to the One-Call Excavation Notice System, Chapter 49-23-01, part 7d, this work is not considered "Excavation".


The plan detail below shows the work that was being performed and verifies that the original grade did not change. Industrial Builder's, Inc. was responsible for completing the 12" Cement Stabilized Base. The cut lines were buried less than 12" deep from the bottom of an asphalt paved street.



We encourage you to bring the matter before the ND Public Service Commission and the One Call Board of Directors.

Please contact me with any questions or concerns at 701-282-4977.

Sincerely,


Brian Meyer, Sr. Project Manager
Industrial Builders, Inc.