



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 Scott Volk	Email Address scott.volk@mdu.com	Telephone Number 701-739-7275	
Mailing Address PO Box 777	City Devils Lake	State ND	Zip Code 58301
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) Picard Excavating			
Contact Person Taylor Picard	Email Address picardexcavating@gmail.com	Telephone Number 701-263-1280	
Mailing Address 4 21st St	City Minot	State ND	Zip Code 58703

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 failed to maintain clearance</u>			

SECTION IV – DESCRIPTION/DAMAGE

Date and Time of Event 09/05/2024 12:01 PM	Location (Address, City, State / Nearest Intersecting Streets / Lat & Long) Across the road from 2408 15th St NW, Minot ND	One-Call Ticket Number 24110841
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.) 2" Plastic Main	Operator(s) Affected Montana Dakota Utilities	
Estimated Value of Damage \$1,871.95	Injuries (List Number, If Any) Fatalities _____ Injuries _____ Hospitalizations _____	Number of Customers Affected 8
Description of the alleged violation/concern. If more space is required, attach additional page(s). Contractor failed to maintain clearance and hit 2" plastic main for the second time on this date. Public Awareness material was left with the contractor and advised to maintain clearance. This is two of three hit lines by this contractor from the dates of September 5 through September 9, 2024. Two of which occurred on the same day (September 5, 2024). Locate ticket, damage photos, and damage invoice attached.		

SECTION V – SIGNATURE OF COMPLAINANT

Signature 	Printed Name Scott Volk	Date 10/11/2024
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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

Bauske, Shelly A.

From: nd@occinc.com
Sent: Wednesday, October 9, 2024 7:39 AM
To: Hansen, Melissa
Subject: Ticket-24110841

**** WARNING: EXTERNAL SENDER. NEVER click links or open attachments without positive sender verification of purpose. DO NOT provide your user ID or password on sites or forms linked from this email. ****

North Dakota One Call

Ticket No: 24110841 **LORQ ROUTINE**
Original Call Date: 08/21/24 03:46 pm
Work to Begin Date: 08/24/24 12:01 am
Expiration Date: 09/14/24 12:01 am

Caller Information
Company Name: PICARD EXCAVATING
Contact Name: TAYLOR PICARD **Phone:** (701)263-1280
Alt. Contact: TAYLOR **Alt. Phone:** (701)263-1280
Caller Address: 4 21ST ST **Caller ID:** 40888
MINOT, ND 58703
Email Address: picardexcavating@gmail.com

Dig Site Information
Type of Work: SEWER AND WATER INSTALL
Work Being Done For: CONTRACTOR
White Lining/Site Identification: OTHER
Depth: 9FT **Explosives:** N **Tunneling/Boring:** N

Dig Site Location
County: WARD **Place:** MINOT
City Limits: Y
Address: 2405
Street: 15TH ST NW
Intersecting Street: 24TH AVE NW

Location of Work:
MARKING INSTRUCTIONS: MARK ENTIRE PROPERTY.

Remarks:

Caller Twp:

Rng:

Sect-Qtr:

Map Twp: 155N

Rng: 83W

Sect-Qtr: 11-NW

Map Coord NW Lat: 48.2625521 **Lon:** -101.3172079 **SE Lat:** 48.2623287 **Lon:** -101.3164294

MEMBERS:

District	Company Name	Status
MDU01	MONTANA DAKOTA UTILITIES CO	Marked
MIDCON26	MIDCONTINENT CABLE	Marked (marked main line)
MINOT01	CITY OF MINOT WATER SEWER DEPT	Marked
MINOT02	CITY OF MINOT LIGHTING SIGNALS	Marked
NDXCEL01	XCEL ENERGY	Marked
SOURIS01	SOURIS RIVER TELECOMMUNICATION	Marked



INCIDENT INVESTIGATION #241596



2413 15th St NW, Minot, ND

LOCATION DETAILS

Event Date: 09/05/2024 11:42 AM America/Denver

Right-of-Way: Private Land

AFFECTED FACILITY

Event Type: Underground Damage

Type of Operation Affected: Gas

Line Size and Type: 2" Plastic

Facility part of joint trench: Yes

Asphalt or concrete removed: No

Damage Surface Type and Depth: Dirt 48

Arrival Date and Time: 09/05/2024 11:42 AM 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: Taloy Picard

Contractor Representative Phone Number: (701) 263-1280

Personnel On Site: 1 supervisor 3 tech

Vehicles/Equipment Being Used For Repairs: 4 trucks

Guards or Barricades On Site: 0

Facilities Replaced or Repaired: Repaired

Replacement Type: Permanant

Occurred During: Business Hours

Time Occurred: 11:42 AM America/Denver

DAMAGER

Company Name: Picard Excavating

Contact: Taylor Picard

Contact Phone: (701) 263-1280

Type of Work: Install water and sewer

Damage Responder: Jude, Hintz

UTILITY INFORMATION

Utility Company Name: Montana Dakota Utilities

Utility Contact Name: Shane

Utility Contact Phone:

Utility Representative: Shane

Utility Rep Tech#:

Utility Rep. Present on Arrival: No

EXCAVATION INFORMATION

Excavator Type: Contractor

Excavation Equipment: Backhoe/Trackhoe

Work Performed: Water

Excavator downtime? Yes

Downtime hours: 1

Downtime cost: \$0

NOTIFICATION AND LOCATING

One Call Center notified: Yes

Locator Type: Contract Locator

Work area white-lined: No

Ticket Number: 24110841

Date Located: 08/22/2024 08:54 AM America/Denver

Located By: Bradley Lawrence

INTERRUPTION AND RESTORATION

Event cause Interruption: Yes

Interruption hours: 1

Customers Affected (approx.): 8

ROOT CAUSE

Root Cause: Excavator failed to maintain clearance after verifying marks

COMMENTS

Assessment Comments: Contractor hit the gas main with bucket of a track hoe while digging for a water install. Marks and flags are still visible and accurate.

INCIDENT AND SURVEY COMPARISON PHOTOS

SURVEY PHOTO



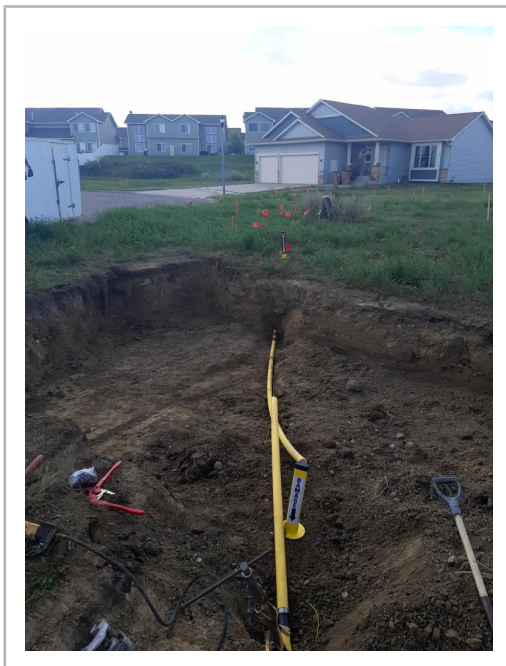
Date: 08/22/2024 09:53 AM America/Denver

Latitude: 48.262222

Longitude: -101.316389

Heading: 133 degrees

INCIDENT COMPARISON PHOTO



Date: 09/05/2024 11:46 AM America/Denver

Latitude: 48.262521

Longitude: -101.316595

Heading: 152 degrees

NEW INCIDENT PHOTOS



Date: 09/05/2024 11:45 AM America/Denver

Latitude: 48.262529

Longitude: -101.316587

Heading: 130 degrees

Lat: 48.2623931, Long: -101.316585, H: South



Ticket: 24110842.0 Timestamp: 8/22/2024 9:55:03 AM

Lat: 48.2623377, Long: -101.3165916, H: South



Ticket: 24110842.0 Timestamp: 8/22/2024 9:55:07 AM

INVOICE

SOLD TO:

PICARD EXCAVATING
 1820 1ST ST SE
 MINOT ND 58701

Invoice Number: 55378
Customer Number: 1526577
Invoice Date: 09/18/24
Reference Number: MNT MDUG-20240905-21133
Amount Due: \$1,871.95
Due Date: 10/18/24

Please return upper portion of invoice with payment.

Terms: DUE IN 30 DAYS

Reference: 2408 15TH ST NW, MINOT, ND

Line	Due Date	Description	Amount
001	10/18/24	REPAIR GAS MAIN	1,871.95
		\$1,279.60 - LABOR	
		\$87.08 - EQUIPMENT	
		\$297.88 - MATERIALS	
		\$182.85 - SUBCONTRACT	
		\$24.54 - GAS LOSS	
		CAUSE OF DAMAGE: EXCAVATOR	
		OPERATOR:TAYLOR PICARD	
		DATE OF INCIDENT: 09/05/2024	
Please put invoice number 55378 on payment.			
Total	Tax Rate	Tax	Total Amount Due
\$1,871.95			\$1,871.95

Payment Options:

Credit/Debit Card, echeck, PayPal, Venmo, Amazon Pay, Apple Pay, Google Pay
 Payments can be made online or by phone using our independent service provider.
 A processing fee will be charged for each transaction.

Pay Online:

MDU - www.montana-dakota.com/invoices
 GPNG - www.gpng.com/invoices

Pay by Phone: 833-425-1700

Pay by Mail:

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

Customer Service Questions:

877-610-4881

MISC ACCTS RECEIVABLE - T & M BILLING CALCULATOR (ADDENDUM C) {as of 10/1/21}

CUSTOMER: PICARD EXCAVATING 1526577

REFERENCE: MNT MDUG-20240905-21133

GA RATE as of 1/01/18= 0.90%

Electric or Gas	CLASSIFICATION	REGULAR TIME LABOR			OVERTIME LABOR			DOUBLETIME LABOR			TOTAL	
		UNITS	RATE	AMOUNT	UNITS	RATE	AMOUNT	UNITS	RATE	AMOUNT		
E	Work Lead/Dist Rep	0.00	81.10	0.00	0.00	96.47	0.00	0.00	128.63	0.00	0.00	
E	LineTech/Service Tech	0.00	75.82	0.00	0.00	90.19	0.00	0.00	120.25	0.00	0.00	
G	Work Lead/Dist Rep	3.00	74.42	223.26	0.00	88.53	0.00	0.00	118.04	0.00	223.26	
G	Welder/Service Tech	1.00	67.67	67.67	0.00	80.50	0.00	0.00	107.33	0.00	67.67	
G	Fitter Oper/Serv Fitter	13.50	65.16	879.66	0.00	77.51	0.00	0.00	103.35	0.00	879.66	
E/G	Field Op Coordinator	0.00	69.98	0.00	0.00	83.24	0.00	0.00	110.99	0.00	0.00	
E/G	Supv Eng Services/Sr Eng	1.00	97.60	97.60	0.00	116.10	0.00	0.00	154.80	0.00	97.60	
		17.50		\$ 1,268.19	0.00	\$ -	0.00		\$ -		\$ 1,268.19	
											GA Loading =	\$ 11.41
												\$ 1,279.60

MILEAGE VEHICLES	MILES	RATE	AMOUNT	TOTAL
1/2 ton pickups and full-size SUVs (managers & supv) Class 14	0	0.68	0.00	0.00
3/4 ton pickups & all vans (serv tech, gas district rep.) Class 16	10	1.63	16.30	16.30
1 ton pickups & trucks (welding trucks) Class 18	0	1.20	0.00	0.00
1 ton manlifts Class 20	0	1.75	0.00	0.00
Trucks 19,501-33,000 GVWR (heavier manlifts) Class 22	20	3.50	70.00	70.00
Large trucks (line trucks, truck tractors) Class 26	0	6.00	0.00	0.00
HOURLY VEHICLES & EQUIPMENT	HOURS	RATE	AMOUNT	TOTAL
Manlift & other trucks under 33,000 GVW Class 31	0.00	65.00	0.00	0.00
Manlift & other trucks over 33,000 GVW Class 33	0.00	150.00	0.00	0.00
Line Trucks Class 43	0.00	172.50	0.00	0.00
Walk-behind Trenchers Class 51	0.00	120.00	0.00	0.00
Ride-on Trenchers/Plows Class 53	0.00	180.00	0.00	0.00
Mini Excavator/Skid Steer Class 58	0.00	25.00	0.00	0.00
Excavac Class 66	0.00	105.00	0.00	0.00
Welder Class 77	0.00	10.00	0.00	0.00
				\$ 86.30

REPAIR GAS MAIN
2408 15TH ST NW, MINOT, ND
EXCAVATOR
TAYLOR PICARD

9/5/2025

GA Loading =	\$ 0.78
	\$ 87.08
SUBCONTRACT CHARGES =	\$ 181.22
GA Loading =	\$ 1.63
	\$ 182.85
MUP MATERIALS =	\$ 256.71
MARKUP @ 15%	\$ 38.51
MATERIAL SUBTL =	\$ 295.22
GA Loading =	\$ 2.66
MATERIAL COST =	\$ 297.88

	Cost Center	Resource	Sub Acct.	
Bismarck-120, Mobridge-210, Minot-200, Jamestown-280 -->	200	5941	28870	
6.4 Gas Loss = \$ 24.54	12ND	4950	017	
				SUBTOTAL = \$ 1,792.42
				GAS LOSS/GA= \$ 79.53
				TOTAL = \$ 1,871.95

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: _____ District: MINOT Town: Minot, ND
Time of Damage: 12:00 PM Date of Damage: 9/5/2025
Name of Location Where Damage Occurred: 2408 15th St NW
Location of Damaged Property: Minot, ND
Rural Location: _____
Estimated Amount of Loss: _____ First Responder Order No. (If applicable): MDUG-20240905-21133
CC&B Account # (If Applicable): _____ MDU Service Order No. (If applicable): _____
If damaged meter, meter number: _____ Additional Work Order (If applicable): _____
Description and Cause of Loss or Damage Type of meter: _____
Contactor's second hit here today - same as first excavator hit 2" Main, ELM # 241596 the Main is running 15/60 here

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: 24110842
Company property located on:
Damage notification by: Taylor Time: _____ Date: _____
Was damager a subcontractor: _____ If yes, for whom: _____
Who to bill for damages:
Name of who to Bill: Picard Excavating Name of Equipment Operator: Taylor Picard
Address of who to Bill: 1820 1st St SE Type of equipment: Excavator
Minot, ND 58701 Operator's Address: _____
Phone # of who to Bill: 701-263-1280 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>
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Witnesses to Property Damage:

<u>Names of Witnesses</u>	<u>Address</u>	<u>Phone Number</u>
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In case of line break, complete the following:

<u>Decatherms of gas to bill:</u> 6.4 dkt	<u>Size of hole(in):</u> 2"	<u>Time line blew:</u> 5Min	<u>Time</u>	<u>Date</u>
				9/5/2024

Part D

<u>Names of Persons Injured</u>	<u>Address</u>	<u>Extent of Injury</u>
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Person Filling Out Form: Shane Branson

Date: 9/9/2024

Approved By: _____

Date: _____

CC&B Account #: _____ CC&B Field Activity ID: 0337442335

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
SEE ATTACHED DAMAGE CHARGE				
FROM ELM				