



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 Brent Pingel	Email Address brent.pingel@mdu.com	Telephone Number 701-339-3712	
Mailing Address 12559 32 K St NW	City Watford City	State ND	Zip Code 58854
Complainant is willing and able to testify on the complaint if matter proceeds to a formal hearing.		☒ YES	☐ NO

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

Company/Entity Name (if applicable) BEK			
Contact Person Briar Vogel	Email Address bekconsulting@yahoo.com	Telephone Number 701-690-0468	
Mailing Address 913 28th Ave. E, PO Box 1010	City Dickinson	State ND	Zip Code 58601

SECTION III – ALLEGED VIOLATION

OPERATOR – A person or entity who owns or operates an underground facility (i.e.: natural gas, electric, sewer, etc.).	
☐ Operator failed to mark or clear underground facility within locate period.	☐ 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.).	
☐ Excavation started prior to underground facility locate.	☐ Excavator failed to provide locate notice prior to beginning excavation.
☒ Excavator failed to conduct the excavation in a careful and prudent manner.	☐ 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.	
☐ Write Issue/Concern: _____	

SECTION IV – DESCRIPTION/DAMAGE

Date and Time of Event 6/24/2026 8:09 PM MST	Location (Address, City, State / Nearest Intersecting Streets / Lat & Long) 1st St SE, between S Main Ave & 1st Ave SE	One-Call Ticket Number 26060344
Underground Facility Affected ☐ Electric ☒ Gas ☐ Cable ☐ Communications ☐ Water ☐ Sewer/Storm Water ☐ Petroleum ☐ Other _____		
Material & Size of Underground Facility (Poly, Steel, Coated Pipe / Fiberoptic / 2 KW / 1.5 in, 2 in / etc.) 12" Plastic		Operator(s) Affected MDU
Estimated Value of Damage	Injuries (List Number, If Any) 0 Fatalities 0 Injuries 0 Hospitalizations	Number of Customers Affected 1681
Description of the alleged violation/concern. If more space is required, attach additional page(s). Excavation contractor was digging parallel to the 12" HP gas distribution main line and ripped into the pipe causing a major rupture. Contractor did not maintain marks, did not dig in a safe and prudent manner by hand digging within 24" of the outside edge of the pipe and did not daylight the pipe prior to excavation.		

SECTION V – SIGNATURE OF COMPLAINANT

Signature Brent Pingel	Printed Name Brent Pingel	Date 6/26/2026
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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









CAUTION
BURIED GAS
LINE
CALL 1-800-MOU-811