



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 Melissa Hansen	Email Address melissa.hansen@mdu.com	Telephone Number 701-389-4075	
Mailing Address 400 N 4th St	City Bismarck	State ND	Zip Code 58504
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 Steve Vogel - 701-690-1445	Email Address bekconsulting@yahoo.com	Telephone Number 701-483-9235	
Mailing Address PO Box 1010, 3180 Hwy 22 N	City Dickinson	State ND	Zip Code 58602

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 08-12-2026 around 12:00 PM	Location (Address, City, State / Nearest Intersecting Streets / Lat & Long) Main St/61st St NW, Wheelock TWP ND	One-Call Ticket Number 26102315
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.) 1" coated steel service, 2" coated steel main		Operator(s) Affected MDU - Near Miss
Estimated Value of Damage This was a near miss	Injuries (List Number, If Any) 0 Fatalities 0 Injuries 0 Hospitalizations	Number of Customers Affected 0
Description of the alleged violation/concern. If more space is required, attach additional page(s). Upon arrival, MDU Utility Locator noted BEK was digging. Locator talked to the foreman and informed him his ticket hadn't been completed yet. Foreman responded "there's flags across the street." Locator informed him there was a service and main on this side and he became upset and repeated there were flags across the street. Locator asked foreman for his name. Foreman told locator it didn't matter. Locator took photos and then located the service, main, and stub. Locator stated the excavation was no more than 6 feet away from MDU facilities once the locate was complete. Site photos attached. (Respondent contact name noted above is the primary contact from the locate request)		

SECTION V – SIGNATURE OF COMPLAINANT

Signature 	Printed Name SHANE HOMISTON	Date 9-1-2026
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Please email the completed form to ndpsc@nd.gov, fax to 701-328-2410, or mail to: Public Service Commission

1 DM-26-307 Filed 09/03/2026 Pages: 18 600 E. Boulevard Ave. Dept 408

North Dakota One-Call Complaint

Bismarck, ND 58505-0480

Montana-Dakota Utilities Co.

Melissa Hansen

Bauske, Shelly A.

From: nd@occinc.com
Sent: Friday, August 21, 2026 9:24 AM
To: Hansen, Melissa
Subject: Ticket-26102315

**** 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: 26102315 **LORQ ROUTINE**
Original Call Date: 08/10/26 01:21 pm
Work to Begin Date: 08/13/26 12:01 am
Expiration Date: 09/03/26 12:01 am
Caller Information
Company Name: BEK CONSULTING
Contact Name: BRIAR VOGEL **Phone:** (701)690-0468
Alt. Contact: STEVE VOGEL CALL FIRST **Alt. Phone:** (701)690-1445
Caller Address: 913 38TH AVE. 38TH AVE E. P.O BOX 1010 **Caller ID:** 21252
DICKINSON, ND 58601
Email Address: bekconsulting@yahoo.com

Dig Site Information

Type of Work: INSTALL WATER MAIN & SERVICES
Work Being Done For: WAWSA
White Lining/Site Identification: OTHER

Depth: 9FT **Explosives:** N **Tunneling/Boring:** Y

Dig Site Location

County: WILLIAMS **Place:** WHEELLOCK TWP
City Limits: N
Address:
Street: MAIN ST

Intersecting Street: 61ST ST NW

Location of Work:

MARKING INSTRUCTIONS: MARK 25 FT EITHER SIDE OF THE STAKED ROUTE - PINK STAKES. MARK FOLLOWING THE ROUTE E FOR 44 FT, THEN WNW 11 FT, THEN E 16 FT. GOOGLE DRIVING DIRECTIONS: FROM THE INTERSECTION OF MAIN ST AND 61ST ST NW, HEAD SOUTH ON MAIN ST FOR 187 FT. TURN LEFT FOR 29 FT HEAD S FOR 1 FT TO THE BEGINNING OF THE ROUTE.

Remarks:

Caller Twp:	156N	Rng:	98W	Sect-Qtr:	35-NW		
Map Twp:	156N	Rng:	98W	Sect-Qtr:	35-NW		
Map Coord NW Lat:	48.2985530	Lon:	-103.2538277	SE Lat:	48.2983918	Lon:	-103.2534022

MEMBERS:

District	Company Name	Status
CENEX10C	CENEX PIPELINE-N.D.	Clear/No conflict (Please call Nathan Washek (701)240-6493 if scope of work changes)
MDU12	MONTANA-DAKOTA UTILITIES	Marked
NWCOMM02	NORTHWEST COMMUNICATIONS COOP	Clear/No conflict
WMSRW01	NORTHWEST RURAL WATER DIST	Marked



















NORTHWEST BURL
WATER DISTRICT
701-774-8666



WESTERN ILLINOIS
WATER DISTRICT
717-74-6616









