

<b>COMPLAINT DOCKET NUMBER:</b>	OC20-001
<b>Reply filed on behalf of (company name):</b>	Concrete Professionals
<b>Contact Person:</b>	Brad Ficken
<b>Phone</b>	(605) 431-9465
<b>Name or Company Name:</b>	Concrete professionals
<b>Street Address or PO Box</b>	6406 timberline rd w rapid city, South Dakota 57702 United States
<b>Email</b>	<a href="mailto:bficken04@gmail.com">bficken04@gmail.com</a>
<b>Date</b>	Jan 24, 2020
<b>Were you previously aware of these allegations?</b>	Yes
<b>Provide detail including whom you spoke with:</b>	was informed by my employee when it happened. received letter in mail
<b>Do you believe the statutes listed (if any) by the complainant were violated?</b>	No
<b>Do you dispute the alleged violation of SD One Call statute or rule occurred?</b>	No
<b>Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?</b>	No
<b>Was a locate requested from SD One Call?</b>	No
<b>Did excavation begin before the start date / time on the ticket?</b>	Yes
<b>Was a minimum horizontal clearance of 18 inches maintained between a marked facility and mechanical equipment?</b>	No
<b>Were buried facilities exposed by hand or non-invasive equipment prior to excavation?</b>	No
<b>Were facilities marked?</b>	Yes
<b>Was the marking complete prior to the start time on the ticket?</b>	Yes
<b>Was the excavation site pre-marked with white paint?</b>	No
<b>Was the facility marked accurately (within 18 inches)?</b>	Yes

<b>Was there reasonable care to maintain locate marks for the life of project?</b>	Yes
<b>Did the complainant correctly describe the type of facility involved?</b>	Yes
<b>Provide detail:</b> NA	
<b>Did the complainant correctly describe the damages that resulted from the alleged violation?</b>	Yes
<b>Provide detail:</b> NA	
<b>Was the one-call notification center immediately notified of the damage, dislocation, or disturbance?</b>	Yes
<b>Please provide a copy of the Damage Ticket</b> 1935845604	
<b>Was the operator of the facility immediately notified of the damage, dislocation, or disturbance?</b>	Yes
<b>Was there an escape of any flammable, toxic, or corrosive gas or liquid?</b>	No
<b>Did the complainant correctly describe the damages that resulted from the alleged violation?</b>	Yes
<b>Were damages on public right of way or private property?</b>	Private
<b>Did complainant correctly describe how operator service was affected?</b>	Yes
<b>Provide detail:</b> na	
<b>Was anyone injured as a result of facility damage?</b>	No
<b>Were there fatalities?</b>	No
<b>Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:</b> continue to do what we have been doing	
<b>Has a complaint been filed against you in the past for SD One Call violations?</b>	Yes, I don't recall the date
<b>Please provide any additional information to support your position:</b> It was a mistake on my behalf of not getting locates called in on time. I was traveling for the holidays and told my employee i would get them called in. I was planning calling them in during my layover but we had 3 flight delays and lost baggage and i never had time. There was fresh locates on the property from days previous from the excavator who dug the utility ditches. My employee thought they were ours. He was aware of the gas line	

where he was drilling but from view looked like he was a minimum of 3ft away from where the line entered the home. He was unaware that the line turned right away and ran through where he was working. My employees know not to break ground until locates are marked and cleared. We talk about it all the time and check. we call in 40-60 locates a year and have not had a complaint or damaged a line for many years. We have done many jobs since this complaint and locates have been called in, and have had no problems

**Attachment Information**

File names should not include symbols. Example:( \$, &, \*, % ) etc.