

<b>Complaint filed on behalf of or by:</b>	Excavating Specialist
<b>Contact Person:</b>	Ryan Gustafson
<b>Phone</b>	(630) 945-7789
<b>Name or Company Name</b>	Excavating Specialist
<b>Street Address or PO Box</b>	PO Box 3239 Rapid City, South Dakota 57709 United States
<b>Email</b>	<a href="mailto:ryang@heavyconstructors.com">ryang@heavyconstructors.com</a>
<b>Date</b>	Jan 08, 2020
<b>Name of excavator / facility operator:</b>	Montana Dakota Utilities
<b>Phone</b>	(605) 342-0160
<b>Name or Company Name</b>	Montana Dakota Utilites
<b>Street Address or PO Box</b>	718 Steele Ave Rapid City, South Dakota 57701 United States
<b>Is this party aware of your allegations?</b>	No
<b>Provide detail including whom you spoke with:</b>	
Nobody as of now besides the people present for ELM locating when the gas line was being fixed as well as MDU employees who were fixing the hit line.	
<b>ALL SPECIFIC STATUTES AND ADMINISTRATIVE RULES MUST BE STATED:</b>	
49-7A-8	
<b>Street Address / location of alleged violation:</b>	3525 E Colorado Blvd
<b>City</b>	Spearfish
<b>State</b>	SD
<b>Date of alleged violation:</b>	Jan 08, 2020
<b>Time of alleged violation:</b>	12:00 PM
<b>Describe your allegation:</b>	
While trenching in a new communications duct at the address mentioned our operator hit a gas service line. This was along our flagged route MDU had another service line marked approximately 20-30 feet away but no marks in this immediate area. 911 and 811 contacted and called MDU FAST	
<b>Do you believe the alleged violation to be intentional?</b>	No
<b>Why or why not?</b>	
Service line that was hit was not located prior to digging. MDU was then able to locate it after the line was hit to dig it up to fix it.	
<b>Was a locate requested from SD One Call?</b>	Yes
<b>Locate ticket #:</b>	2000246204

<b>Start date on ticket:</b>	Jan 06, 2020
<b>Start time on ticket:</b>	08:15 AM
<b>Did the excavator wait until the start date / time on the ticket before commencing excavation?</b>	Yes
<b>Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?</b>	Yes
<b>Explain</b> Excavation where the gas line was hit was approximately 20-30 feet away from where other marks were located.	
<b>Were buried facilities exposed by hand or non-invasive equipment prior to excavation?</b>	NA
<b>Were facilities marked?</b>	No
<b>Was the marking complete prior to the start time on the ticket?</b>	Yes
<b>Did the excavator pre-mark with white paint?</b>	Yes
<b>Was the facility marked accurately (within 18 inches)?</b>	No
<b>Did the excavator use reasonable care to maintain locate marks for the life of project?</b>	Yes
<b>Type of facility involved:</b>	Gas 3/4" Plastic
<b>Operator of facility (if known):</b>	Montana Dakota Utilities
<b>Operator address (Street or PO Box):</b>	PO Box 1060 Rapid City, South Dakota 57701 United States
<b>Operator Phone</b>	(605) 355-3035
<b>Depth of Cover (If unsure put N/A)</b>	NA
<b>Pressure: (If none, write none)</b>	Not Sure
<b>Voltage: (If none, write none)</b>	NONE
<b># of cable pairs: (If none, write none)</b>	NONE
<b>Was the facility damaged?</b>	Yes
<b>If yes, provide detail and an estimate of damage:</b> Unmarked Line was cut. Unsure of cost to MDU. Downtime/Reroute for excavating specialist estimated between 700-1500 dollars. ELM locating then re located another gas main on the job with question marks so their will also be costs associated with trying to find a gas line in which they are unable to provide us the location of.	
<b>Were damages on public right of way or private property?</b>	Public

**Was anyone injured as a result of facility damage?** No

**Were there fatalities?** No

**Was operator service affected?** Yes

**Was the one-call notification center immediately notified of the damage, dislocation, or disturbance?** Yes

**Was the operator of the facility immediately notified of the damage, dislocation, or disturbance?** Yes

**Was there an escape of any flammable, toxic, or corrosive gas or liquid?** Yes and 911 was called

**Please provide a Fire Department or Emergency Services incident report, if available** Not Available

**Attachment Information**

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