

COMPLAINT DOCKET NUMBER:	OC20-019
Reply filed on behalf of (company name):	Lind-Exco
Contact Person:	Tanner Brantley
Phone	(605) 431-7540
Name or Company Name:	Lind-Exco
Street Address or PO Box	1641 Deadwood Ave Rapid City, South Dakota 57702 United States
Email	tannerb@lindexco.com
Date	Apr 20, 2020
Were you previously aware of these allegations?	Yes
Provide detail including whom you spoke with:	I was on site when the line was hit and spoke with a rep from MDU, USIC, ELM, Rapid City inspector and our safety director at Lind-Exco
Do you believe the statutes listed (if any) by the complainant were violated?	No
Do you dispute the alleged violation of SD One Call statute or rule occurred?	No
Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?	No
Was a locate requested from SD One Call?	No
If no, please explain why no locate request was made:	There was no locate called because we were digging up a curb box that was previously installed and needed to be straightened, I was told what to do by another supervisor who I thought called in the locate
Did excavation begin before the start date / time on the ticket?	Yes
Was a minimum horizontal clearance of 18 inches maintained between a marked facility and mechanical equipment?	No
Were buried facilities exposed by hand or non-invasive equipment prior to excavation?	No
Were facilities marked?	No
Was the marking complete prior to the start time on the ticket?	No

Was the excavation site pre-marked with white paint? No

Was the facility marked accurately (within 18 inches)? No

Was there reasonable care to maintain locate marks for the life of project? No

Did the complainant correctly describe the type of facility involved? Yes

Provide detail:

Yes the complaint was accurate in describing where the line was hit

Did the complainant correctly describe the damages that resulted from the alleged violation? Yes

Provide detail:

Yes they had remarked that the line was almost cut in half and it was

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

Please provide a copy of the Damage Ticket

SDCL 49-7a-24 I'm sorry I don't have a copy of the ticket but I know the ticket number

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

Did the complainant correctly describe the damages that resulted from the alleged violation? Yes

Were damages on public right of way or private property? Public

Did complainant correctly describe how operator service was affected? Yes

Provide detail:

Yes it was accurate

Was anyone injured as a result of facility damage? No

Were there fatalities? No

Other information regarding injuries or damages:

I was told by another supervisor that day a list of things to do. So in my mind a just wanted to get there and get it all done and I thought a ticket had been called in. We knew the gas crossed the road there but we thought it was about 15 foot more to the west where it crossed.

Describe your plans and procedures to ensure compliance with SD One Call statutes and rules:

My plans going forward, no matter where I am told to go or what to do if I don't have a current locate ticket I

will stop all work until a ticket is called in. I have accepted responsibility 100% by not asking if the ticket was called in. In my mind I was just doing what I was told and wanted to do it in a timely safe manner.

Has a complaint been filed against you in the past for SD One Call violations? No

Attachment Information

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