

<b>Complaint filed on behalf of or by:</b>	Magellan Midstream Partners
<b>Contact Person:</b>	Mary Matthews
<b>Phone</b>	(918) 574-7349
<b>Name or Company Name</b>	Magellan Midstream Partners
<b>Street Address or PO Box</b>	One Williams Center, MD OTC-9 Tulsa, Oklahoma 74172 United States
<b>Fax</b>	918-574-7249
<b>Email</b>	<a href="mailto:mary.matthews@magellanlp.com">mary.matthews@magellanlp.com</a>
<b>Date</b>	May 11, 2020
<b>Name of excavator / facility operator:</b>	Dennis Johnson
<b>Phone</b>	(605) 343-1540
<b>Name or Company Name</b>	DBJ Drilling, LLC
<b>Street Address or PO Box</b>	2000 Skyline Ranch Road Rapid City, South Dakota 57701 United States
<b>Is this party aware of your allegations?</b>	Yes

**Provide detail including whom you spoke with:**

Magellan's Damage Prevention Operator spoke to Brett Johnson of DBJ Drilling on April 1, 2020 at the site. Brett stated that he did not have a current ticket but was using knowledge from a prior year one call ticket location.

**ALL SPECIFIC STATUTES AND ADMINISTRATIVE RULES MUST BE STATED:**

9-7A-1. (4) "Excavation," any operation in which earth, rock, or other material in or below the ground is moved or otherwise displaced by means of tools, equipment, or explosives, and includes grading, trenching, digging, ditching, drilling, augering, tunneling, scraping, and cable or pipe plowing or driving, except:

49-7A-5. Notification of proposed excavation. No excavator may begin any excavation without first notifying the one-call notification center of the proposed excavation. The excavator shall give notice by telephone or by other methods approved by the board pursuant to rules promulgated pursuant to chapter 1-26 to the one-call notification center at least forty-eight hours prior to the commencement of the excavation, excluding Saturdays, Sundays, and legal holidays of the state. The board may promulgate rules to reduce the forty-eight-hour interval for emergency or subsequent inquiries to the original locate request and may lengthen the forty-eight-hour interval for nonexcavation requests.

<b>Street Address / location of alleged violation:</b>	14184 Dry Creek Road
<b>City</b>	Fairburn
<b>State</b>	SD
<b>Date of alleged violation:</b>	Apr 01, 2020
<b>Time of alleged violation:</b>	11:28 AM

**Describe your allegation:**

On April 1, 2020, Magellan's Damage Prevention Operator (DPO) was made aware of excavation activities on the right-of-way of the Rapid City Lateral pipeline. The DPO arrived on site to discover a drilling rig setup very close to the pipeline. After review of the circumstances, it was determined that a request for the location of

underground facilities was not submitted to the South Dakota One-Call system prior to beginning work. Failure to submit this locate request was a violation of state statute 9-7A-1.

<b>Do you believe the alleged violation to be intentional?</b>	Yes
<b>Why or why not?</b>	Brett Johnson stated that he had made a one call ticket for the site location in a prior year, so he was aware of the state statutes to call before digging.
<b>Was a locate requested from SD One Call?</b>	No
<b>Did the excavator wait until the start date / time on the ticket before commencing excavation?</b>	No
<b>Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?</b>	NA
<b>Were buried facilities exposed by hand or non-invasive equipment prior to excavation?</b>	NA
<b>Were facilities marked?</b>	NA
<b>Was the marking complete prior to the start time on the ticket?</b>	NA
<b>Did the excavator pre-mark with white paint?</b>	NA
<b>Was the facility marked accurately (within 18 inches)?</b>	NA
<b>Did the excavator use reasonable care to maintain locate marks for the life of project?</b>	NA
<b>Type of facility involved:</b>	pipeline
<b>Operator of facility (if known):</b>	Magellan Midstream Partners
<b>Operator address (Street or PO Box):</b>	One Williams Center, MD OTC-9 Tulsa, Oklahoma 74172 United States
<b>Operator Phone</b>	(918) 574-7349
<b>Depth of Cover (If unsure put N/A)</b>	4080 inches
<b>Pressure: (If none, write none)</b>	none
<b>Voltage: (If none, write none)</b>	none
<b># of cable pairs: (If none, write none)</b>	none
<b>Was the facility damaged?</b>	No
<b>Were damages on public right of way or private property?</b>	NA

**Was anyone injured as a result of facility damage?** NA

**Were there fatalities?** No

**Was operator service affected?** No

**Was the one-call notification center immediately notified of the damage, dislocation, or disturbance?** No

**If No, why not?**

No one call notification made and there was no damage

**Was the operator of the facility immediately notified of the damage, dislocation, or disturbance?** No

**If No, why not?**

No one call notification made and there was no damage

**Was there an escape of any flammable, toxic, or corrosive gas or liquid?** No

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

**Attachment Information**

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