

Complaint filed on behalf of or by:	Montana Dakota Utilities Co.
Contact Person:	Marcus Christensen
Phone	(605) 355-4035
Name or Company Name	Montana Dakota Utilities Co.
Street Address or PO Box	PO Box 1060 Rapid City, South Dakota 57709 United States
Email	marcus.christensen@mdu.com
Date	Jun 04, 2020
Name of excavator / facility operator:	Ryan Emery
Phone	(605) 791-0470
Name or Company Name	BTD ENTERPRISE
Street Address or PO Box	PO Box 2652 Rapid City, South Dakota 57709 United States
Email	BTD.OFFICE@BTDENTERPRISE.COM
Is this party aware of your allegations?	No
<p>ALL SPECIFIC STATUTES AND ADMINISTRATIVE RULES MUST BE STATED: 49-7A-8. Location of underground facilities--Marking.....Excavators shall maintain a minimum horizontal clearance of eighteen inches between a marked underground facility and the cutting edge of any mechanical equipment. If excavation is required within eighteen inches, horizontally, the excavator shall expose the facility with hand tools or noninvasive methods approved pursuant to rule and shall protect and support the facility prior to further excavation with mechanical equipment.</p>	
<p>Other information to support your position: The contractor had a locate ticket. There is gate to gain entry to the site and when the locator called and asked to gain entry the contractor he didn't need them to locate since he already knew where the gas line was. Regardless if you think you know where the utility is located it is always good practice to have marks updated and to always pot hole the utility.</p>	
Street Address / location of alleged violation:	3305 W South St
City	Rapid City
State	SD
Date of alleged violation:	May 21, 2020
Time of alleged violation:	04:00 PM
<p>Describe your allegation: Contractor was working on installing storm water drain system for the building and while digging to install the pipe they struck the gas service line.</p>	
Do you believe the alleged violation to be intentional?	No
Was a locate requested from SD One Call?	Yes

Locate ticket #:	2012707411
Start date on ticket:	May 08, 2020
Start time on ticket:	08:45 AM
Did the excavator wait until the start date / time on the ticket before commencing excavation?	Yes
Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?	No
Explain	No, the excavator hit the gas service line.
Were buried facilities exposed by hand or non-invasive equipment prior to excavation?	No
Were facilities marked?	Yes
Was the marking complete prior to the start time on the ticket?	Yes
Did the excavator pre-mark with white paint?	NA
Was the facility marked accurately (within 18 inches)?	Yes
Did the excavator use reasonable care to maintain locate marks for the life of project?	No
Type of facility involved:	3/4" Plastic Natural Gas Line
Operator of facility (if known):	Montana Dakota Utilities Co.
Operator address (Street or PO Box):	PO Box 1060 Rapid City, South Dakota 57709 United States
Operator Phone	(605) 355-3035
Depth of Cover (If unsure put N/A)	~24"
Pressure: (If none, write none)	30 psig
Voltage: (If none, write none)	none
# of cable pairs: (If none, write none)	none
Was the facility damaged?	Yes
If yes, provide detail and an estimate of damage:	One service line damaged, est \$600 for repair
Were damages on public right of way or private property?	Private

Was anyone injured as a result of facility damage? No

Were there fatalities? No

Was operator service affected? No

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? 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.