

**SOUTH DAKOTA ONE CALL BOARD**

**OFFICE OF HEARING EXAMINERS  
PIERRE, SOUTH DAKOTA**

**OHE 20-01**

**In the matter of THE COMPLAINT  
FILED BY MONTANA DAKOTA  
UTILITIES CO., RAPID CITY, SD,  
AGAINST ASKLAND CONSTRUCTION,  
RAPID CITY, SD, FOR AN INCIDENT  
OCCURRING ON JUNE 2, 2020, AT  
3309 KERRY DR, RAPID CITY, SD.**

**PREHEARING ORDER**

The above-entitled matter came on for telephonic prehearing conference before Catherine Williamson, Chief Hearing Examiner, Office of Hearing Examiners on October 30, 2020, at 11 am CT / 10 am MT. Petitioner, Askland Construction Co., did not appear at the Prehearing Conference. Attorney Lindsey Riter-Rapp represented Montana Dakota Utilities. Also present were employees of the One-Call Board, Ms. Cody Gregg, and Mr. Larry Janes.

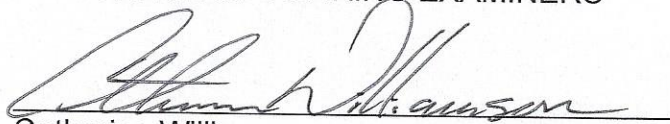
Pursuant to SDCL sec. 49-7A-27 and Ch. 1-26, it is hereby ordered:

1. The parties are instructed that they must send any documentary evidence to the opposing side, myself, and the One-Call Board at least 5 business days prior to the hearing – by November 11, 2020.
2. By November 11, 2020, parties must send a list of witnesses who will be testifying on your behalf at the hearing to opposing party and this office.
3. This hearing will be conducted by internet conference. An invitation to appear in a Zoom Hearing will be sent by e-mail to the parties by the hearing examiner. Parties may appear at the hearing over videostream or by telephone (if an internet camera is not available). If you have questions on how to connect to this meeting, please contact the Office of Hearing Examiners at (605) 773-6811. The parties are responsible for forwarding the e-mailed invitation to their witnesses.
4. The One-Call Board will be present at the Hearing and hear witnesses and take documentary evidence. The Board will then go into Executive Session where they will deliberate and make a determination on the issue.
5. Any vote(s) by the Board to change the initial determination or accept the previous determination will be made in open session, pursuant to South Dakota Open Meetings Laws. Findings of Fact, Conclusions of Law, and Order will be issued by the Board at the following meeting.

It is further Ordered that the parties shall be bound by this Order unless objection is made in writing to the and received by November 9, 2020. No changes will be allowed after that date except in the case of unforeseen exigencies.

Dated this 30<sup>th</sup> day of October, 2020.

SOUTH DAKOTA OFFICE OF HEARING EXAMINERS



Catherine Williamson  
Hearing Examiner  
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Pierre, SD 57501  
(605) 773-6811  
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**CERTIFICATE OF SERVICE**

I certify that on October 30, 2020, at Pierre, South Dakota, a true and correct copy of this Prehearing Order was mailed and e-mailed to each party listed below.



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