

COMPLAINT DOCKET NUMBER:	OC20-036
Reply filed on behalf of (company name):	Midwest Construction
Contact Person:	Lance Fravel
Phone	(605) 224-6345
Name or Company Name:	Midwest Construction
Street Address or PO Box	1000 N Garfield Ave. Pierre, South Dakota 57501 United States
Email	lance@zmidwest.com
Date	Jun 29, 2020
Were you previously aware of these allegations?	No
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?	Yes
If yes, please provide the ticket number and a copy of the locate ticket	2016840845
Locate ticket #	2016840845
Start date on ticket:	Jun 18, 2020
Start time on ticket:	05:30 PM
Did excavation begin before the start date / time on the ticket?	No
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?	Yes
Was the marking complete prior to the start time on the ticket?	Yes

Was the excavation site pre-marked with white paint?	No
Was the facility marked accurately (within 18 inches)?	Yes
Was there reasonable care to maintain locate marks for the life of project?	Yes
Did the complainant correctly describe the type of facility involved?	Yes
Provide detail: Yes, 3/4" gas service line	
Did the complainant correctly describe the damages that resulted from the alleged violation?	Yes
Provide detail: Hit MDU gas service line with bobcat bucket	
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 contacted by an Excavator
Did the complainant correctly describe the damages that resulted from the alleged violation?	Yes
Were damages on public right of way or private property?	Private
Did complainant correctly describe how operator service was affected?	Yes
Provide detail: Lost gas line service for about an hour. Building is under interior remodel so gas line was not being used at the time of the line break	
Was anyone injured as a result of facility damage?	No
Were there fatalities?	No
Describe your plans and procedures to ensure compliance with SD One Call statutes and rules: It is and always has been our goal to ensure the safety of our employees and public during construction activities. The excavator onsite is fully aware of the guidelines and procedures to safely excavate around utility lines but had a moment of fault. We have reviewed his knowledge and reiterated the proper procedures to ensure this issue will not happen again. We will conduct pre-excavation walkthroughs to ensure everyone is on the same page on what to expect and how to avoid damage and unexpected issues to underground facilities.	

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.
