

South Dakota One Call Notification Board
PO Box 187
Rapid City, SD 57709

IMPORTANT: This form is provided only as assistance in preparing responses to South Dakota One Call Complaints. Although it is not required, we encourage you to use this form. Please be as thorough as possible to assist the Enforcement Panel in making its determination.

COMPLAINT DOCKET NUMBER:	oc20-052
Reply filed on behalf of (company name):	Legacy enterprises
Contact Person:	Robert Albonico
Phone	(605) 641-2532
Name or Company Name:	Legacy enterprises
Street Address or PO Box	3525 e colorado blvd #3 spearfish, South Dakota 57783 United States
Email	ralbonico@yahoo.com
Date	Sep 08, 2020
Were you previously aware of these allegations?	No
Do you believe the statutes listed (if any) by the complainant were violated?	No
Why or why not?	Not aware of any statue violations
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 a mix up on our office paperwork that had the address of the hit mixed with another property. so when calling in the locate the other property was marked not the site that work was being performed

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? 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:

While digging up a sewer line the operator hit a 1/2 inch gas service line

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

Provide detail:

cut gas service line

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

Please provide a copy of the Damage Ticket

Locate Message

Jul 30 at 2:50 PM

PrintRaw message

locates@sd811.com <locates@sd811.com>

To: ralbonico@yahoo.com <ralbonico@yahoo.com>

To update or view a map of the dig location click here to go to the South Dakota 811 Portal Site.

South Dakota 811 Locate Request

Ticket Number: 2021271437 Old Ticket:

Source: Voice Date: 7/30/2020 3:50:04 PM

Type: Damage Update By: 8/18/2020 4:45:00 PM

Seq Num: 1 Expires On: 8/20/2020 4:45:00 PM

Company Information

Excavator: LEGACY ENTERPRISES Type: Resident

Address: 20014 Ridgefield Loop Contact: Robert Albonico

City, St, Zip: Spearfish, SD 57783 Contact Phone: (605) 641-2532

Phone: (605) 641-2532 Alt Phone: (605) 641-2532

Fax: Caller: Robert Albonico

Caller Email: ralbonico@yahoo.com Caller Phone: (605) 641-2532

Contact Email: ralbonico@yahoo.com

Work Information

State: SD Work Date: 7/30/2020 4:45:00 PM

County: LAWRENCE Done For: LEGACY ENTERPRISES

Place: LEAD Duration: 1 DAY

Address: 21268 RUBYS WAY Explosives:: No

Intersection: RIDGEWOOD TRL R.O.W.: No

Nature of Work: DIG UP- CUT GAS LINE Tunnel/Bore: No

Meet Requested: No Meet Date/Time:

TRSQ: Depth: 3 FT

Driving Directions

Remarks

DIG UP - CUT GAS LINE - CREW IS ON SITE - DAMAGED W/EXCAVATOR - DAMAGED BY LEGACY ENTERPRISES - CUSTOMERS W/SERVICE FACILITY MARKINGS - UNKNOWN NO GAS BLOWING OR LEAKING Utilities must respond within 2 hours M-F and within 4 hours after working hours.

Members

Code Name Manually Added

BH3 Black Hills Power and Light Company False

MT4 Montana-Dakota Utilities Company False

UW1 CTLQL-CenturyLink False

Work Location Bounding Box

Latitude: 44.318018 Longitude: -103.794379

Second Latitude: 44.318951 Second Longitude: -103.792609

In the future you can submit your tickets quick and easy online at the South Dakota 811 Portal Site.

Know what's below and also remember to be careful around overhead power lines.

Was the operator of the facility immediately notified Yes

**of the damage, dislocation,
or disturbance?**

**Was there an escape of any
flammable, toxic, or
corrosive gas or liquid?**

No

**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:

Had to repair service line

**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:**

Maintain valid tickets on all properties under construction

**Has a complaint been filed
against you in the past for
SD One Call violations?**

Yes, I don't recall the date

Attachment Information

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