

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:

OC20-061

Reply filed on behalf of (company name):

Underground Solutions Inc

Contact Person:

Ryan DeWitte

Phone

(605) 261-9912

Name or Company Name:

Underground Solutions Inc

Street Address or PO Box

27077 Sundowner Ave
Sioux Falls, South Dakota 57106
United States

Fax

6054988087

Email

ryand@usiburial.com

Date

Sep 16, 2020

Were you previously aware of these allegations?

Yes

Provide detail including whom you spoke with:

We were aware of the damage at the time of occurrence and follow all rules and guidelines by law.

Do you believe the statutes listed (if any) by the complainant were violated?

No

Why or why not?

I do not dispute that the gas was cut by us. At the time of burial the flags for the gas had been pulled by someone. This gas line goes to a meter that is no readily visible. The guys thought they had everything accounted for however did not see the paint on the ground due to the grass being very brown and with safety glasses on could not see it.

The first phone call made was to 911 and the fire trucks were the first on the scene. They had a water hose all ready prior to anyone else getting there if something happened. The second call was made to 811 to report the damage. All post cut protocol was followed. We had a manager on sight within 10 min of the damage.

Do you dispute the alleged violation of SD One Call statute or rule occurred?

Yes

If yes, what specifically do you dispute?

The fact that they stated 911 was not called please see answer above.

Do you dispute the complainant's statements regarding the intentional or unintentional nature of the alleged violation?

Yes

If yes, please explain:

See answer above

Was a locate requested from SD One Call?

Yes

If yes, please provide the ticket number and a copy of the locate ticket

2023285254

Locate ticket #

2023285254

Start date on ticket:

Aug 21, 2020

Start time on ticket:

02:30 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?

Yes

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:
White flags used not paint. Detail explained in above answer.

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

Provide detail:
Gas service damaged

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

Please provide a copy of the Damage Ticket
2024090774

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:
Details above

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:

All statutes were followed with obvious exception of the gas line being cut. Our plan that has already been put into effect will be to make sure the crew removes safety glasses prior to digging in order to inspect the grounds. Those coupled with the dry grass caused things to be missed.

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.