

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

IMPORTANT: This form is provided only as assistance in preparing your South Dakota One Call Complaint. 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. You may include additional information as necessary.

<b>Complaint filed on behalf of or by:</b>	Montana Dakota Utilities
<b>Contact Person:</b>	Marcus Christensen
<b>Phone</b>	(605) 355-4035
<b>Name or Company Name</b>	Montana Dakota Utilities
<b>Street Address or PO Box</b>	PO Box 1060 Rapid City, South Dakota 57709 United States
<b>Email</b>	<a href="mailto:marcus.christensen@mdu.com">marcus.christensen@mdu.com</a>
<b>Date</b>	Dec 03, 2020
<b>Name of excavator / facility operator:</b>	Garrett Solseth
<b>Phone</b>	(605) 484-4880
<b>Name or Company Name</b>	Solseth Excavating
<b>Street Address or PO Box</b>	4505 Grays Dr Rapid City, South Dakota 57702 United States
<b>Email</b>	<a href="mailto:solsethexcavating@hotmail.com">solsethexcavating@hotmail.com</a>
<b>Is this party aware of your allegations?</b>	No

**ALL SPECIFIC STATUTES AND ADMINISTRATIVE RULES MUST BE STATED:**  
49-7A-5. Notification of proposed excavation.

No excavator may begin any excavation without first notifying the one-call notification center of the proposed excavation. The excavator shall give notice by telephone or by other methods approved by the board pursuant to rules promulgated pursuant to chapter 1-26 to the one-call notification center at least forty-eight hours prior to the commencement of the excavation, excluding Saturdays, Sundays, and legal holidays of the state. The board may promulgate rules to reduce the forty-eight-hour interval for emergency or subsequent inquiries to the original locate request and may lengthen the forty-eight-hour interval for nonexcavation requests.

**Other information to support your position:**

Contractor was installing a new septic system when they hit the 1/2 inch gas service line. Gas was not blowing. Contractor did pinch the gas line off to stop the flow of gas. 811 was called, but the call center told the

contractor since the utility company was already onsite they were not going to submit the damage claim. This is the reason for no damage ticket or emergency locate ticket being provided.

<b>Street Address / location of alleged violation:</b>	5808 Eastside Dr
<b>City</b>	Blackhawk
<b>State</b>	SD
<b>Date of alleged violation:</b>	Nov 30, 2020
<b>Time of alleged violation:</b>	04:30 PM
<b>Describe your allegation:</b>	Contractor was digging without a valid locate ticket when the damage occurred.
<b>Do you believe the alleged violation to be intentional?</b>	No
<b>Was a locate requested from SD One Call?</b>	No
<b>Did the excavator wait until the start date / time on the ticket before commencing excavation?</b>	No
<b>Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?</b>	No
<b>Were buried facilities exposed by hand or non-invasive equipment prior to excavation?</b>	NA
<b>Were facilities marked?</b>	NA
<b>Was the marking complete prior to the start time on the ticket?</b>	NA
<b>Did the excavator pre-mark with white paint?</b>	NA
<b>Was the facility marked accurately (within 18 inches)?</b>	NA

<b>Did the excavator use reasonable care to maintain locate marks for the life of project?</b>	NA
<b>Type of facility involved:</b>	1/2" (P) Gas Line
<b>Operator of facility (if known):</b>	Montana Dakota Utilities
<b>Operator address (Street or PO Box):</b>	PO Box 1060 Rapid City, South Dakota 57709 United States
<b>Operator Phone</b>	(605) 355-4035
<b>Depth of Cover (If unsure put N/A)</b>	~18"-24"
<b>Pressure: (If none, write none)</b>	50psig
<b>Voltage: (If none, write none)</b>	none
<b># of cable pairs: (If none, write none)</b>	none
<b>Was the facility damaged?</b>	Yes
<b>If yes, provide detail and an estimate of damage:</b>	1/2" Gas Service line \$600-\$700
<b>Were damages on public right of way or private property?</b>	Private
<b>Was anyone injured as a result of facility damage?</b>	No
<b>Were there fatalities?</b>	No
<b>Was operator service affected?</b>	Yes
<b>If yes, provide detail (how many customers for how long):</b>	1 customer 1 hour
<b>Was the one-call notification center immediately notified of the</b>	Yes

**damage, dislocation, or disturbance?**

**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.