

Formstack Submission For: [South Dakota One Call Reply Form](#)

Submitted at 11/22/23 10:42 AM

Complaint Docket Number:	oc23-13
Reply filed on behalf of (company name):	Eric Nelson
Contact Person:	Eric Nelson
Phone Number:	(605) 890-3162
Ext:	
Name or Company Name:	Eric Nelson
Street Address or PO Box:	PO Box 409 Edgemont, SD 57735-0409
Fax:	
Email:	eric@guideandgun.com
Date:	Nov 22, 2023
Were you previously aware of these allegations?:	Yes
Provide detail including whom you spoke with.:	Spoke with a representative with Magellan and he stated that I needed to call in 811 before the dig. I told him I didnt realize that since there was already a hole in the ground where I was digging that I would need to call in. I appoligized and told him that I would call it in right away.
Do you believe the statutes listed (if any) by the	Yes

complainant were violated?:

Why or why not?:

In talking to Magellan I understand that i should have called first.

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

No

If yes, what specifically do you dispute?:

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

No

If yes, please explain.:

Was a locate requested from SD One Call?:

No

Locate ticket #:

Start date on ticket:

Start time on ticket:

Copy of the locate ticket:

If no, please explain why no locate request was made.:

It was requested after I talked to Magellan
Ticket Number 2330489542

Did excavation begin before the start date / time on the ticket?:

Yes

Was a minimum horizontal clearance of 18 inches maintained between a marked facility and mechanical equipment? :

N/A

Were buried facilities exposed by hand or non-invasive equipment prior to excavation? :

N/A

Were facilities marked? :

N/A

Was the marking complete prior to the start time on the ticket?:

Not Sure

Was the excavation site pre-marked with white paint?:

N/A

Was the facility marked accurately (within 18 inches)?:

N/A

Was there reasonable care to maintain locate marks for the life of project?:

N/A

Did the complainant correctly describe the type of facility involved?:

Yes

Provide details:

Spoke with a representative with Magellan and he stated that I needed to call in 811 before the dig. I told him I didnt realize that since there was already a hole in the ground where I was digging that I would need to call in. I appoligized and told him that I would call it in right away.

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

Yes

Provide details:

No damages as the pipe is 80' away

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

No

File:

If No, why not?:

no damages

Was the operator of the facility immediately notified of the damage, dislocation, or disturbance?:

No

If No, why not?:

No Damages

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

No

If Yes, but if 911 was not called, or if you don't know, explain why.:

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

Yes

If no, provide details.:

Were damages on public right of way or private property?: Private

Did complainant correctly describe how operator service was affected?: Yes

Provide Details: NO damages

Was anyone injured as a result of facility damage?: No

If yes, provide details.:

Length of hospitalization:

Were there fatalities?: No

If yes, provide details.:

Other information regarding injuries or damages:

Describe your plans and procedures to ensure compliance with SD One Call statutes and rules.: I will be calling in to 811 regardless of what is in the area at all times and get a ticket.

Has a complaint been filed against you in the past for SD One Call violations?: No

If yes, when was it filed?:

Please provide any additional information to support your position.:

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