

Complaint filed on behalf of or by

American Engineering Testing, Inc.

Contact Person

Kristen Yates

Phone Number

(605) 388-0029

Name or Company Name

American Engineering Testing, Inc.

Street Address or PO Box

1745 Samco Road
Rapid City, SD 57702

Email

kyates@teamAET.com

Date

Dec 14, 2023

Name of excavator / facility operator

American Engineering Testing

Phone

(605) 388-0029

Name or Company Name

American Engineering Testing

Street Address or PO Box

1745 Samco Road
Rapid City, SD 57702

Email

kyates@teamAET.com

Is this party aware of your allegations?

Yes

The South Dakota One Call Board expects communication to occur between both parties before filing complaints. Please provide details of who you spoke with, including the date

At the receipt of invoice from West River Electric Association on 9-22-23 I called and spoke with Matt and disputed the charges. I explained the situation where the lines were not marked when our drill crew hit the line. He said he needed to get back to me after he spoke with Mike. Unanswered phone calls were exchanged over the next several weeks. A second invoice was received on December 12, 2023 with a late fee assessment. On 12-14-23 I called and spoke with Mike of WREA and again disputed the charge, and that the lines were not marked and they needed to charge their contracted locator. He denied this and said I

and time, and what was discussed.	needed to submit a complain via SD 811.
Statutory Violations	20:25:03:05.04. Operator responsibilities when marking underground facilities.
Other information to support your position	Operators contracted utility marking company did not mark the location of a high voltage line on the property. The ticket was marked as clear of utilities for WREA. As a result, our drill crew hit the unmarked line.
Street Address / location of alleged violation	Lot 3 at the intersection of Isaac Street and E Anamosa Street Rapid City, SD
Date of alleged violation	Sep 12, 2023
Time of alleged violation	04:00 PM
Describe your allegation	Operators contracted utility marking company did not mark the location of a high voltage line on the property. The ticket was marked as clear of utilities for WREA. As a result, our drill crew hit the unmarked line.
Do you believe the alleged violation to be intentional?	No
Why or why not?	Utility marking contractor made a mistake in assessing the site and situation.
Was a locate requested from SD One Call?	Yes
Locate ticket #	2324953459
Start Date on Ticket	Sep 06, 2023
Start time on ticket	11:48 AM
Did the excavator wait until the start date / time	Yes

on the ticket before commencing excavation?	
Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?	N/A
Explain	Line was not marked.
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?	Yes
Did the excavator pre-mark with white paint?	No
Was the facility marked accurately (within 18 inches)?	No
Did the excavator use reasonable care to maintain locate marks for the life of project?	N/A
Type of facility involved	West River Electric 3 phase power cable

Operator of facility (if known)	West River Electric Association
Operator address (Street or PO Box)	1200 W Fourth Avenue Wall, SD 57790
Operator Phone	(605) 279-2135
Depth of Cover (If unsure put N/A)	NA
Pressure (If none, write none)	NA
Voltage (If none, write none)	unknown
# of cable pairs (If none, write none)	1
Was the facility damaged?	Yes
If yes, provide detail and an estimate of damage.	Cable damaged. Invoiced \$28,763.37.
Were damages on public right of way or private property?	Public
Was anyone injured as a result of facility damage?	No
Were there fatalities?	No
Was operator service affected?	Yes
If yes, provide detail (how many customers for how long).	Unknown

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?

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. If submitting multiple files, please zip all files into one folder.

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