



January 10, 2025

Mr. John Lunde  
Watertown Municipal Utilities  
901 4th Ave. SW  
Watertown, South Dakota 57201

Mr. Dave Gerhold  
Gerhold Brothers  
45955 184th St  
Castlewood, South Dakota 57223

**Re: OC24-023 Watertown Municipal Utilities vs. Gerhold Brothers**

Under the authority granted by SDCL-49-7A-22, the Enforcement Panel of the South Dakota One Call Notification Board met on December 19, 2024 to determine whether there is probable cause to believe a One Call violation occurred in Complaint Docket OC24-023. The Enforcement Panel's findings are enclosed. You may request a hearing according to SDCL-49-7A-27, if you disagree with the Enforcement Panel findings.

**Failure to respond to this notice or request a hearing is considered acceptance of the Enforcement Panel Recommendation. In that case, the Recommendation will be Ordered by the South Dakota One Call Notification Board and your right to hearing is waived.**

**If you choose to request a hearing you must return the signed and dated form prior to the close of business on January 31, 2025. Please note all corporations or LLC's must be represented by counsel at the hearing.**

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

Be aware, any future violations of any One Call statute or rule may be subject to additional penalties up to \$10,000 for each subsequent violation that occurs within twelve months of the initial violation. If you have procedural questions relative to this complaint, please contact me at 605-863-0951 or by email at [codi@sd811.com](mailto:codi@sd811.com). Do Not Contact any members of the South Dakota One Call Notification Board to discuss this complaint since members may be involved in a hearing if one is requested.

*Codi M. Gregg*

Codi M. Gregg  
Executive Director  
South Dakota One Call

**REQUEST FOR A HEARING  
COMPLAINT OC24-023**

**I REJECT THE PANEL RESOLUTION TO COMPLAINT OC24-023 AND  
REQUEST A HEARING.**

\_\_\_\_\_  
Signature – Watertown Municipal Utilities

\_\_\_\_\_  
Date

**I REJECT THE PANEL RESOLUTION TO COMPLAINT OC24-023 AND  
REQUEST A HEARING.**

\_\_\_\_\_  
Signature – Gerhold Brothers

\_\_\_\_\_  
Date

**YOUR REQUEST FOR A HEARING MUST BE SENT TO ALL OTHER  
PARTIES INCLUDING:**

**SOUTH DAKOTA ONE CALL NOTIFICATION BOARD  
PO BOX 187  
RAPID CITY, SOUTH DAKOTA 57709**

**Failure to request a hearing will result in acceptance of the Enforcement Panel's  
Recommendation by the South Dakota One Call Board. The Board will then  
Order the Recommendation as the final disposition of this Complaint.**