



Pipeline Safety Division Investigation Report

Investigation regarding: **Jack Cazee**

UPPAC Database Record ID: 1509

Investigator: John McLaughlin

Report Date: 03/03/2012

Damage Date: 07/18/2009

Damage Address: Cr 800 N

City: Jasonville

County: Greene

The Parties

Excavator: **Jack Cazee**

Contact: Jack Cazee, Homeowner

Address: County Road 800 N, Jasonville, In 47438

Telephone: 812-665-9543

Facility Owner: Midwest Natural Gas Corporation

Contact: Arthur Campbell

Address: 107 SE Third Street, Washington, IN 47501-0520

Pipeline Facility

Facility Type: Natural Gas

Facility Function: Service/Drop

Investigation regarding: Jack Cazee

UPPAC Database Record ID: 1509

Damage Impact

Product release: Yes

Ignition: No

Service Interruption: False

Number of Customers Affected: 0

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$137

Excavator Activities/Cause of damage information:

Excavator request locates: No Indiana 811 ticket Number:

Type of Equipment: Hand Tools

Type of work performed: Water

Synopsis: Damage to a natural gas service occurred when homeowner was attempting to expose a water line leak.

Findings: Reported by Midwest Natural Gas; homeowner's response to initial notice received on 11/21/2011. Homeowner was removing tree roots with a shovel when damage to the gas service occurred. Homeowner submits that there was no knowledge of the service by him or by Midwest, however, past rulings by the Committee support our determination that the homeowner violated IC 8-1-26 by not calling 811 to request that any underground utilities on his property be located and marked.

Conclusion: There was failure to request that locates be performed prior to excavating the water line.

Violation: IC 8-1-26-16(g): Failure to provide notice of excavation.

Jack Cazee currently has no other reports of damages in the record.

NO

LOCATE

TICKET

PROVIDED

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
101 W. WASHINGTON STREET, SUITE 1500E
INDIANAPOLIS, INDIANA 46204-3407

<http://www.in.gov/iurc>
Office: (317) 232-2701
Facsimile: (317) 232-6758

November 2, 2011

Mr. Arthur Campbell
Midwest Natural Gas Corporation
107 SE Third Street
Washington, IN 47501-0520

Subject: Investigation Request for Information

Date of Event: 7/18/2009

Event Location: Cr 800 N. Jasonville

Facility Owner: Midwest Natural Gas Corporation

Excavator: Jack Cazeo

Other Party: N/A

Pipeline Division Case No. 1509

Dear Mr. Campbell:

Pursuant to Indiana Code 8-1-26, the *Indiana Damage to Underground Facilities Act*, the Pipeline Safety Division of the Indiana Utility Regulatory Commission ("Pipeline Division") is required to investigate reported incidents of alleged statutory violations involving underground pipeline safety. The purpose of this statute is to promote excavation and pipeline safety and to reduce the imminent danger to life, health, property, or loss of service associated with unsafe digging practices. Please note that the investigation does not entail determining criminal liability or a civil determination of fault or damages; however, it does determine whether any statutory violations were committed regarding public safety.

The Pipeline Division received information regarding potential statutory violations regarding the date and location referenced above. You were identified as a person or entity that might have information that would assist the Pipeline Division in its investigation. Therefore, we have contacted you in order to receive the full account of information in order to make a fair determination related to the circumstances of this incident.

We have asked all involved parties, entities and witnesses to provide *written* information within *30 days* in order to meet legal deadlines to conclude our investigation. **Please consider this letter as a formal request to receive any and all information and evidence (including a narrative, documentation,**

maps, photographs or any other written information) you can access regarding anything you may know about the incident referenced above.

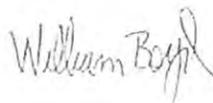
Please promptly provide your information to: Pipeline Safety Division – Case No. 1509, Indiana Utility Regulatory Commission, 101 West Washington Street, # 1500E, Indianapolis, IN 46204. Also, please include the Investigation Number referenced above on your materials. In the alternative, if you would prefer to scan the materials and send them electronically, please send the documents to: *PipelineDamageCase@irc.in.gov*.

Although you are not a formal party in this investigation, please treat this request for information seriously, because the potential civil penalties for violations include: a potential civil fine up to \$10,000.00; mandatory education and training for employees regarding pipeline safety; a required development plan to avoid future violations; or a warning letter for certain homeowner/tenants who are first time offenders. Consequently, your input will assist the Pipeline Division with its determination and may have a substantial impact on the case.

After the investigation is completed, the Pipeline Division will prepare an Investigation Report with findings and forward it to the Underground Plant Protection Advisory Committee (“Advisory Committee”). This is a statutory committee, comprised of excavators, facility operators, investor and municipal utilities, the 811 Association and facility locate marking companies, whose role is to evaluate the Pipeline Division’s findings and make a recommendation for a civil penalty. In the event there is disagreement regarding the Advisory Committee’s recommendation to the Commission, parties are entitled to request a hearing before the full Commission. If there is a violation, the Indiana Utility Regulatory Commission (“Commission”) will impose the penalty. Any fines imposed are statutorily required to be spent funding the Commission’s training and educational programming to promote excavation and pipeline safety.

Thank you for your *prompt* assistance in providing written information to the Pipeline Division regarding the previously referenced incident. Any information received after the deadlines will not be considered in the investigation, will be unavailable to the Advisory Committee and will result in a lack of full information being made available; hence, your participation is vital to serving the interests of justice and enhancing the public’s safety. In an effort to assist you, please find an enclosure entitled “Information Request.” Should you have procedural or legal questions regarding the Underground Plant Protection Advisory Committee or the Indiana Utility Regulatory Commission, please contact David L. Welch, Assistant General Counsel, at (317) 234-4715. Should you have questions regarding the pipeline damage identified above, or our investigation, please contact me at (317) 232-2718. Thank you for your assistance.

Sincerely,



William Boyd
Director, Pipeline Safety Division

Enclosure: Information Request

INFORMATION REQUEST

Pipeline Safety Division Indiana Utility Regulatory Commission

Case No. 1509

The Pipeline Safety Division of the Indiana Utility Regulatory Commission requests any and all information you can provide regarding the following criteria:

The Parties:

Excavator Information:

Business Name: _____
Responsible Party Personal Name: Jack Cazee
Title (if any): _____
Address: RR 1 Box 176
City, State, Zip: Jasonville, IN 47438
Preferred Telephone: _____
Cell Phone Number: 812-665-9543
Email Address: _____

Facility Information:

Business Name: Midwest Natural Gas Corp.
Responsible Party Personal Name: Ted A. Williams
Title (if any): Bloomfield Regional Manager
Address: PO Box 66
City, State, Zip: Bloomfield, IN 47424
Preferred Telephone: 812-384-4150
Cell Phone Number: 812-259-9236
Email Address: twilliams@midnatgas.com

Locator Service Information:

Business Name: Midwest Natural Gas Corp.
Responsible Party Personal Name: _____
Title (if any): _____
Address: Bloomfield Regional Manager
City, State, Zip: PO Box 66
Preferred Telephone: Bloomfield, IN 47424
Cell Phone Number: 812-384-4150
Email Address: _____

Other (Witness, Police, Fire, Other) Information:

Personal Contact: _____
Business/Organization Name: _____
Title (if any) _____
Address: _____
City, State, Zip: _____
Preferred Telephone: _____
Secondary Telephone: _____
Email Address: _____

Utility Line Impact:

Location of Damage:

Address: RR 1 Box 176
City, State, Zip: Jasonville, IN 47438
Nearest Intersection: County Road 800N & Hwy 59N

Product Type (circle one):

- Natural Gas
- Liquid Pipeline
- Unknown/Other

Facility Type (Circle One):

- Distribution
- Gathering
- Service/Drop
- Transmission
- Unknown/ Other

Size (Diameter/etc.): 5/8"

Pressure (PSIG/Inches): 50 PSI

Interruption in Service: Yes No **Number of Customers Affected:** 0

Evacuation: Yes No **If yes, How Many Evacuated?** _____

Repair Cost (if know): \$ \$137.11

Cause of Damage Information:

Type of Equipment (circle one):

- Auger
- Backhoe/Trackhoe
- Boring/Drilling
- Directional Drilling
- Explosives
- Farm Equipment
- Grader/Scraper
- Hand Tools
- Milling Equipment
- Probing Device
- Trencher
- Vacuum Equipment
- Unknown/Other

Type of work performed (circle one):

- Agriculture
- Cable TV
- Curb/Sidewalk
- Bldg. Construction
- Bldg. Demolition
- Drainage
- Driveway
- Electric
- Engineering/Surveying
- Fencing
- Grading
- Irrigation
- Landscaping
- Liquid Pipeline
- Milling
- Natural Gas
- Pole
- Public Transit Authority
- Railroad Maintenance
- Road Work
- Sewer (Sanitary/Storm)
- Site Development
- Steam
- Storm Drain/Culvert
- Street Light
- Telecommunications
- Traffic Signal
- Traffic Sign
- Water
- Waterway Improvement
- Unknown/Other

YOUR PIPELINE SAFETY DIVISION CASE NO. 1509
YOUR FULL NAME: Ted Aaron Williams
FULL NAME OF BUSINESS/ENTITY (if applicable): Midwest Natural Gas Corp.
YOUR BUSINESS TITLE (if applicable): Bloomfield Regional Manager
ADDRESS: Po Box 66 2244 West State Road 54
CITY: Bloomfield STATE: IN ZIP CODE: 47424
YOUR TELEPHONE NUMBER: (812) 384-4150 SECOND NO. (812) 259-9236
YOUR EMAIL ADDRESS: twilliams@midnatgas.com

TODAY'S DATE: 11/28/2011

YOUR SIGNATURE *Ted A Williams* TITLE Bloomfield Regional Manager

Please return your Narrative Statement and Answers to the above questions to:

Pipeline Safety Division-Case No. 1509
Indiana Utility Regulatory Commission
101 West Washington Street, #1500E
Indianapolis, IN 46204

Or scan document(s) and Email to:
PipelineDamageCase@urc.in.gov

Information Request

Pipeline Safety Division
Indiana Utility Regulatory Commission

Case No. 1509

RECEIVED

NOV 21 2011

INDIANA UTILITY
REGULATORY COMMISSION

The Pipeline Safety Division of the Indiana Utility Regulatory Commission requests any and all information you can provide regarding the following criteria:

The Parties:

Excavator Information:

Business Name:

Responsible Party Personal Name: JACK S. CAZEE

Title (if any): Homeowner

Address: 13408 W. 800 N.

City, State Zip: JASONVILLE IN 47438

Preferred Telephone: 1-812-665-9543

Cell Phone Number: 798-0220

Email Address:

Facility Information:

Business Name:

Responsible Party Personal Name:

Title (if any):

Address:

City, State, Zip:

Preferred Telephone:

Cell Phone Number:

Email Address:

Locator Service Information:

Business Name:

Responsible Party Personal Name:

Title (if any):

Address:

City, State Zip:

Preferred Telephone:

Cell Phone Number:

Email Address:

Other (Witness, Police, Fire, Other) Information:

Personal Contact:

Business/Organization Name: Wright Township Vol. Fire department

Title (if any)

Address:

City, State, Zip: Midland IN 47438

Preferred Telephone:

Cell Phone Number:

Email Address:

Utility Line Impact:

Location of Damage:

Address:

City, State Zip:

Nearest Intersection:

Product Type (circle one):

Natural Gas

Liquid Pipeline

Unknown/Other

Facility Type (circle one):

Distribution

Gathering

Service/Drop

Transmission

Unknown/Other

Size (Diameter/etc.): n/a

Pressure (PSIG/Inches): n/a

Interruption in Service: Yes No Number of Customers Affected: 0

Evacuation: Yes / No If yes, How Many Evacuated? _____

Repair Cost (if known): \$ _____

Cause of Damage Information:

Type of Equipment (circle one):

Auger
Backhoe/Trackhoe
Boring /Drilling
Directional Drilling
Explosives
Farm Equipment
Grader/Scraper
Hand Tools
Milling Equipment
Probing Device
Trencher
Vacuum Equipment
Unknown/Other

Type of Work Performed (circle one):

Agriculture
Cable TV
Curb/Sidewalk
Bldg. Construction
Bldg. Demolition
Drainage
Driveway
Electric
Engineering/Surveying
Fencing
Grading
Irrigation
Landscaping
Liquid Pipeline
Milling
Natural Gas
Pole
Public Transit Authority
Railroad Maintenance
Road Work
Sewer (Sanitary/Storm)
Site Development
Steam
Storm Drain/Culvert
Street Light
Telecommunications
Traffic Signal
Traffic Sign
Water
Waterway Improvement
Unknown/Other

Release of Product: Yes / No

Ignition and/or Fire: Yes / No

Excavator Notify 811: Yes / No Gas Company (Emerg. no) could not be reached so I called 911 + They got in touch

Locate Information:

Excavator Request Locate: Yes / No

Indiana 811 Locate Ticket Number: _____

Locate Marks Visible: Yes / No

Locate Marks Correct: Yes/No

Excavator "White Lined": Yes / No

Maps Used to Mark Facilities: Yes / No

Was Locate Provided within Two (2) Working Days: Yes / No

Operator Employees On-site during Excavation: Yes / No

Incident Impact Information:

Number of Outpatient Treated: 0

Number of Inpatient Treated: 0

Number of Fatalities: 0

Fire Department Response: Yes / No

Police Department Response: Yes / No

Ambulance Response: Yes / No

Additional Information/Comments:

I was simply attempting to repair a water leak as I had to do 2 years prior this was more than 20ft. away. The leak was next to a large tree so there were lots of roots. Chopping through those with a shovel about 8" deep I struck a gas line. I had no idea I even had natural gas on my property. I bought my place in 2001 and it's always been set up for L.P. Gas. The gas company also had no idea. The guys only found my place after the Fire Trucks blocked the road. They said I wasn't even on their maps. I had them remove the lines so there should never be a problem anymore.

YOUR PIPELINE SAFETY DIVISION CASE NO. 1509

YOUR FULL NAME: JACK S. CAZEE

FULL NAME OF BUSINESS/ENTITY (if applicable): _____

YOUR BUSINESS TITLE (if applicable): _____

ADDRESS: 13408 W. 800 N

CITY: JASPERVILLE STATE: IN ZIP CODE: 47438

YOUR TELEPHONE NUMBER: (812) 665 - 9543 SECOND NO. () 798 0220

YOUR EMAIL ADDRESS: _____

TODAY'S DATE: 11/18/11

YOUR SIGNATURE:  TITLE (if any) _____

Please return your Narrative Statement and Answers to the above questions to:

**Pipeline Safety Division – Case No. 1509
Indiana Utility Regulatory Commission
101 West Washington Street, # 1500E
Indianapolis, IN 46204**

Or scan document(s) and Email to:

PipelineDamageCase@urc.in.gov