



Pipeline Safety Division Investigation Report

Investigation regarding: **Jeremy Mccracken**

UPPAC Database Record ID: 1566

Investigator: John McLaughlin

Telephone: 317-237-3040

Report Date: 03/03/2012

Damage Date: 06/16/2010

Damage Address: 1162 S Unionville Rd

City: Paoli

County: Orange

The Parties

Excavator: **Jeremy Mccracken**

Contact: Norma Manship, Safety Director

Address: 1162 S Unionville Road, Paoli, In 47454

Telephone: 812-723-3495

Facility Owner: Indiana Natural Gas Corporation

Contact: Phillip Ross

Address: 1080 W Hospital Road, Paoli, IN 47454

Pipeline Facility

Facility Type: Natural Gas

Facility Function: Service/Drop

Investigation regarding: Jeremy Mccracken

UPPAC Database Record ID: 1566

Damage Impact

Product release: Yes

Ignition: No

Service Interruption: Yes

Number of Customers Affected: 3

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$200

Excavator Activities/Cause of damage information:

Excavator request locates: No Indiana 811 ticket Number:

Type of Equipment: Grader/Scraper

Type of work performed: Drainage

Synopsis: Damage to a natural gas service occurred a second time while grading a side ditch to improve drainage. Excavator is the homeowner's grandson.

Findings: Reported by Indiana Natural Gas Co.; excavator responded to initial request for information on or about 11/28/2011. Excavation occurred without a request for locates, apparently for the second time in six months at the same location. Indiana Natural Gas reports that they have relocated the service.

Conclusion: Excavation occurred without notice.

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

Jeremy Mccracken currently has 3 reports of damages in the record, between 12/15/2009 and 10/05/2010.

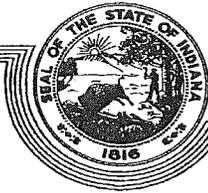
NO

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. Phillip Ross
Indiana Natural Gas Corporation
1080 W Hospital Road
Paoli, IN 47454

Subject: Investigation Request for Information

Date of Event: 6/16/2010

Event Location: 1162 S Unionville Rd, Paoli

Facility Owner: Indiana Natural Gas Corporation

Excavator: Jeremy Mccracken For Norma Manship

Other Party: N/A

Pipeline Division Case No. 1566

Dear Mr. Ross:

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,**

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INDIANA UTILITY
REGULATORY COMMISSION

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. 1566, 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@urc.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. 1566

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: JEREMY McCracken

Title (if any): GRANDSON OF OWNER

Address: NORMA MANSHIP - PROPERTY OWNER

City, State Zip: 1162 S UNIONVUE ROAD

Preferred Telephone: PAOLI, IN 47454

Cell Phone Number: 812-723-3495

Email Address:

Facility Information:

Business Name: INDIANA NATURAL GAS

Responsible Party Personal Name: PHIL ROSS

Title (if any): GM

Address: PO BOX 450

City, State, Zip: PAOLI, IN 47454

Preferred Telephone: 812-723-2151

Cell Phone Number:

Email Address: phil_r@indiananatural.com

Locator Service Information:

Business Name: NONE

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:

Title (if any)

Address:

City, State, Zip:

Preferred Telephone:

Cell Phone Number:

Email Address:

Utility Line Impact:

Location of Damage:

Address: 1162 S. UNIONVILLE ROAD

City, State Zip: PACON, IN 47454

Nearest Intersection: SR 37 N

Product Type (circle one):

Natural Gas

Liquid Pipeline

Unknown/Other

Facility Type (circle one):

Distribution

Gathering

Service/Drop

Transmission

Unknown/Other

Size (Diameter/etc.): 3/4"

Pressure (PSIG/Inches): 42

Interruption in Service: Yes / No

Number of Customers Affected: 3

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

Repair Cost (if known): \$ 186.93 paid 9/24/10

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

SIDE DITCH

Release of Product Yes / No

Ignition and/or Fire: Yes / No

Excavator Notify 811: Yes / No

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:

- 3/4" GAS LINE INSTALLED ADJACENT TO DITCH.
- McCRACKEN CLEANING DITCH OUT/MOVING DITCH TO MAKE DRIVE WIDER.
- 2ND TIME McCRACKEN CUT THIS SAME LINE IN THE SAME MANNER.
- ING HAS SINCE RELOCATED LINE AWAY FROM DITCH.
- SEE ATTACHED.

YOUR PIPELINE SAFETY DIVISION CASE NO. 1566

YOUR FULL NAME: Philip S Ross

FULL NAME OF BUSINESS/ENTITY (if applicable): INDIANA NATURAL GAS

YOUR BUSINESS TITLE (if applicable): GENERAL MANAGER

ADDRESS: PO Box 450

CITY: PAOLI STATE: IN ZIP CODE: 47454

YOUR TELEPHONE NUMBER: (812) 723 2151 SECOND NO. () -

YOUR EMAIL ADDRESS: phil@indiananatural.com

TODAY'S DATE: 11/21/11

YOUR SIGNATURE:  TITLE (if any) GM

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

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

Or scan document(s) and Email to:

PipelineDamageCase@urc.in.gov



DAMAGE INFORMATION REPORT – PIPELINE SAFETY DIVISION
State Form 54122 (R / 11-09)
INDIANA UTILITY REGULATORY COMMISSION

Submitted to IURC-Pipeline Safety on: 07-13-2010

Who is submitting this information?

Name of person providing this information: Phil Ross - Indiana Natural Gas Corp.

Business address (*number and street*): 1080 W Hospital Road

City, State, and Zip Code: Paoli, IN 47454

Telephone Number (*area code*): +1 (812) 723-2151

Fax Number (*area code*): +1 (812) 723-2188

Email address: phil_r@indiananatural.com

Excavator Information, if known

Full Name: Jeremy McCracken / Norma Manship

Business address (*number and address*): not a business - 1162 S. Unionville Road

City, State, and Zip Code: Paoli, IN 47454

Telephone number (*area code*): +1 (812) 723-3495

Fax number (*area code*): _____

Email address: _____

Excavation or Demolition Information

Type of excavation or demolition: Grading

Type of excavation or demolition equipment: Tractor

Type of work performed: Clearing a ditch

Date and Location of Damage

Date of damage: 06-16-2010

County: Orange

City/Subdivision/Location Name: Paoli, IN

Street address: 1162 S. Unionville Road

Nearest intersection: SR 37

Right of way where incident occurred: Public Private

Was there a release of product? Yes No

Was there any customer service interruption? Yes No

If yes, how many affected 3

Projected timeline for completion of re-lights after repairs are made. same-day

Were evacuations necessary as a result of release of gas or hazardous materials? Yes No

If yes, how many evacuated? 0

Was there an ignition of released gas or material? Yes No

If yes, was there:

Injuries, how many? none

Fatalities, how many? none

Property damage, Estimate \$ 200

Affected Facility Information

What type of facility operation was affected? Gas Distribution 3/4" service line.

What type of product was involved? Natural Gas

What was the depth of the damaged facility? 18-inches

Notification, Locating, Marking

Did excavator follow the law with respect to requesting a locate and commencing work? Yes No

Did excavator notify you in event of damage? Yes No

One Call ticket number, if known: none

Contract or company locator? none

If contracted, what was the name of the contracted locator? none

Were facility marks visible in the area of excavation or demolition? Yes No

Were facilities marked correctly? Yes No

Locating equipment type, if known: none

Type of marking used:

Paint Flags Other

If other, explain: _____

Was site marked by "White Lining"? Yes No

Were special instruction part of the locate order? Yes No

Were maps used during marking? Yes No

Did the pipeline operator provide a positive response? Yes No

Were pipeline company representatives on site at the time of excavation or demolition? Yes No

Description of Cause

Possible Cause: Mr. McCracken was digging out this ditch for Mrs. Manship and cut the service line. He said li

Additional Comments

Second time line has been hit. Instructed McCracken to have property owner contact us to arrange for relocation

Information Request

**Pipeline Safety Division
Indiana Utility Regulatory Commission**

Case No. 1566

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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: Jeremy Mc Cracken

Title (if any):

Address: P.O. Box 215

City, State Zip: Paoli, IN 47454

Preferred Telephone: 812-723-3514

Cell Phone Number:

Email Address:

Facility Information:

Business Name:

Responsible Party Personal Name: Norma Manship

Title (if any):

Address: P.O. Box 215

City, State, Zip: Paoli, IN 47454

Preferred Telephone: 812-723-3514

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:

Title (if any)

Address:

City, State, Zip:

Preferred Telephone:

Cell Phone Number:

Email Address:

Utility Line Impact:

Location of Damage:

Address: 1162 S. Unionville Rd.

City, State Zip: Paoli, IN 47454

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.): ~~1/2~~ 3/4 inch

Pressure (PSIG/Inches): _____

Interruption in Service: Yes/No No

Number of Customers Affected: 1

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

Repair Cost (if known): \$ 326.00 (Roughly)

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

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 Would Like
To Have Someone
From The Utility
Commision To Come
Survey The Site. Please?

Release of Product: Yes / No

Ignition and/or Fire: Yes / No

Excavator Notify 811: Yes / No

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: _____

Number of Inpatient Treated: _____

Number of Fatalities: _____

Fire Department Response: Yes / No

Police Department Response: Yes / No

Ambulance Response: Yes / No

Additional Information/Comments:
Additional Comments and Information Attached To Packet With photo's of ditch Before and After Cleanout after Rain Exposing gasoline

Additional Information/ Comments:

I was grading my Grandmother's (Norma Manship) driveway, as I have on countless occasions with a grader box attached to my tractor's 3-point hitch. There is a drainage ditch that is 1 foot parallel beside the driveway that has been there for 60 years. Said ditch fills up with gravel after hard rains. I set my grader box to skim some of the gravel back into the driveway.

I immediately called Indiana Natural Gas Co. and they responded very quickly. They spliced the ¾" line back together. This was the 2nd incident in that area (refer to case #1559). The first time I assumed they reburied the line so it wouldn't be exposed, so I carefully examined how they buried the line, which SHOCKED me! They took a big piece of rock from my culvert to hold down the line, then they kicked gravel from my Grandmother's driveway with their boots about an inch over the line, just enough so that you couldn't see it at the moment.

After this incident, I once again called Indiana Natural Gas Co. to see if they would put a work order in to move the line from my Grandmother's ditch, and again was refused.

Since then I only clean out the drainage ditch by hand, and since the gas line is only 1-2 inches deep, it is exposed every time I clean the drainage ditch.

I sincerely request someone from the Indiana utility Regulatory Commission to PLEASE come to survey the situation to get this resolved.

YOUR PIPELINE SAFETY DIVISION CASE NO. 1566
YOUR FULL NAME: Jeremy McCracken
FULL NAME OF BUSINESS/ENTITY (if applicable): N/A
YOUR BUSINESS TITLE (if applicable): _____
ADDRESS: P.O. Box 215
CITY: Paoli STATE: IN ZIP CODE: 47454
YOUR TELEPHONE NUMBER: (812) 723-3574 SECOND NO. () - _____
YOUR EMAIL ADDRESS: _____

TODAY'S DATE: 11-28-11
YOUR SIGNATURE:  TITLE (if any) _____

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

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

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

