



## Pipeline Safety Division Investigation Report

### Investigation regarding: Niblock Excavating

UPPAC Database Record ID: 3398

Investigator: Mike Orr

Report Date: 1/5/2013

Damage Date: 7/23/2012 1:45:48 PM

Damage Address: Lusher Ave

City: Elkhart

County: Elkhart

### The Parties

Excavator: **Niblock Excavating**

Contact: John Bowen, Safety Director

Address: Po Box 211, Bristol, In 46507

Telephone: (574)848-4437

Facility Owner: NIPSCO

Contact: Kit Earle

Address: 101 West Ohio Street, Indianapolis, IN 46204

### Pipeline Facility

Facility Type: Natural Gas

Facility Function: Service/Drop

## **Investigation regarding: Niblock Excavating**

UPPAC Database Record ID: 3398

### **Damage Impact**

Product release: Yes

Ignition: No

Service Interruption: False

Number of Customers Affected: 0

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$

### **Excavator Activities/Cause of damage information:**

Excavator request locates: Yes    Indiana 811 ticket Number: 1207101315

Type of Equipment: Grader/Scraper

Type of work performed: Grading

**Synopsis:** Damage to a natural gas service stub occurred during a grading procedure.

**Findings:** Reported by Indiana 811; excavator's response to initial notice was received on 8/22/2012. Thw excavator had a valid locate request prior to beginning the work; however, the gas operator failed to locate the service stub; and after IURC notice 9/28/2012 with response time expired, the determination remains an OPERATOR VIOLATION.

**Conclusion:** There was a failure to locate the gas facility.

**Violation: IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.**



## INFORMATION REQUEST

State Form 54909 (2-12)

INDIANA UTILITY REGULATORY COMMISSION – PIPELINE SAFETY DIVISION

Case Number: 3398 \_\_\_\_\_

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

*Upon completion of answers select email button for submission.*

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### The Parties

#### Excavator Information:

Business Name: Niblock Excavting Inc. \_\_\_\_\_

Responsible Party Personal Name: John Bowen \_\_\_\_\_

Title (if any): Safety Director \_\_\_\_\_

Address (number and street): PO Box 211 \_\_\_\_\_

City, State and ZIP Code: Bristol Indiana 46507 \_\_\_\_\_

Preferred Telephone Number (area code): 574.848.4437 \_\_\_\_\_

Cellular Telephone Number (area code): n/a \_\_\_\_\_

Email Address: jbowen@niblockexc.com \_\_\_\_\_

#### Facility Information:

Business Name: City of Elkhart \_\_\_\_\_

Responsible Party Personal Name: Jason Abel \_\_\_\_\_

Title (if any): Engineer \_\_\_\_\_

Address (number and street): 1201 S Nappanee Street \_\_\_\_\_

City, State and ZIP Code: Elkhart Indiana 46516

Preferred Telephone Number (area code): 574.293.2572

Cellular Telephone Number (area code): n/a

Email Address: n/a

**Locator Service Information:**

Business Name: HolMoly

Responsible Party Personal Name: \_\_\_\_\_

Title (*if any*): \_\_\_\_\_

Address (*number and street*): \_\_\_\_\_

City, State and ZIP Code: \_\_\_\_\_

Preferred Telephone Number (area code): 800.382.5544

Cellular Telephone Number (area code): \_\_\_\_\_

Email Address: \_\_\_\_\_

**Cause of Damage Information**

Type of Equipment (*select one*): Grader/Scrapper

Type of Work Performed (*select one*): Grading

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

Personal Contact: Benjamin Parish

Business/Organization Name: Niblock Excavating Inc.

Title (*if any*): Foreman

Address (*number and street*): PO Box 211

City, State and ZIP Code: Bristol Indiana 46507

Preferred Telephone Number (area code): 574.848.4437

Cellular Telephone Number (area code): n/a

Email Address: n/a

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### Utility Line Impact

#### Location of Damage:

Address (*number and street*): Intersection of Lusher Avenue and Hawthorne Street

City, State and ZIP Code: Elkhart Indiana 46514

Nearest Intersection: see above

Product Type (*select one*): Natural Gas

Facility Type (*select one*): Service/Drop

Size (Diameter/etc.): 2"

Pressure (PSIG/Inches): unknown

Interruption in Service:  Yes  No Number of Customers Affected:                     

Evacuation:  Yes  No If yes, How Many Evacuated?                     

Repair Cost (if known): \$                     

Release of Product:  Yes  No

Ignition and/or Fire:  Yes  No

Excavator Notify 811:  Yes  No

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### Locate Information

Excavator Request Locate:  Yes  No

Indiana 811 Locate Ticket Number: 1207101315-1207101373-12071013

- 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: n/a

Number of Inpatient Treated: n/a

Number of Fatalities: n/a

Fire Department Response:  Yes  No

Police Department Response:  Yes  No

Ambulance Response:  Yes  No

**Additional Information / Comments**

On Site Foreman's Statement, Benjamin Parish:  
 I was dozing on East Hawthorne prepping for curb when I hit this gas line. Steve Claffelter from NIPSCO came out to shut off the gas. He verified that this was retired lateral line and that they do not get located very often. Another (NIPSCO) crew came out and lowered the broken stub so it is below curb grade. Pictures were taken.

(Pictures are attached for your review)

**NARRATIVE STATEMENT**

Your Pipeline Safety Division Case Number: 3398

Your Full Name: John Bowen

Full Name of Business / Entity (if applicable): Niblock Excavating Inc.

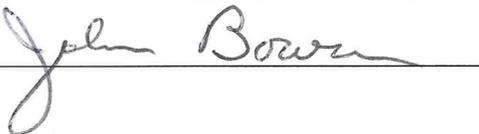
Your Business Title (if applicable): Safety Director

Address (number and street): PO Box 211

City: Bristol State: IN ZIP Code: 46507

Your E-mail Address: jbowen@niblockexc.com

Today's Date (month, day, year): August 22, 2012

Your Signature:  Title (if any) Safety Director

Please return your Narrative Statement to:

**Pipeline Safety Division – Case Number 3398**  
**Indiana Utility Regulatory Commission**  
**101 West Washington Street, 1500E**  
**Indianapolis, IN 46204**

Or scan the statement and Email to:

[PipelineDamageCase@urc.in.gov](mailto:PipelineDamageCase@urc.in.gov)

Utility Hit Report

# 9

Date: July 23, 2012

Time: 12:30

Job #and Location: Lusher & Hawthorne Intersection

What was Hit?  Gas  Phone  Cable  Electric  Other

Name & Address of Company/Resident

Lusher & Hawthorne East intersection

Phone Number:

Was this Marked? Yes  No

Was it MisMarked? Yes  No

Describe: 2 gas mains and services were marked

Pictures Taken? Yes  No

Name of Witness: Ben Parish

Foreman on Site: Ben Parish

Utility Locate Number: \_\_\_\_\_ Date \_\_\_\_\_

Reporting Individual: Ben Parish

Please Print Name

Use the back side of this form for specific information and a drawing of the site if necessary.

Lusher - 1201101315<sup>h</sup> Exp. 7-30-12

Lusher - 1207140166 Exp. 8-3-12

Hawthorne - 1201101388<sup>x</sup> Exp. 7-30-12

Hawthorne - 1207140163 Exp. 8-3-12

Utility Called for repair: yes

Work Order Number \_\_\_\_\_

Date & Time Called July 23, 2012 12:40

Reporting Individual \_\_\_\_\_

Copies to:

KCrouch  JBowen  Hit File  On site Foreman   
Insurance  self

I was dozing on East Hawthorne prepping for curb, when I hit this gas line. Steve Cladfelter from NipSCO came out to shut off the gas. He verified that this was a retired lateral line and that they do not get located very often. Another crew came out + lowered the broken stub, so it is below curb grade. Pictures were taken and are on my phone.









101 West Ohio Street, Suite 1707  
Indianapolis, IN 46204

September 14, 2012

*Via Electronic Transmission – [PipelineDamageCase@urc.in.gov](mailto:PipelineDamageCase@urc.in.gov)*

Pipeline Safety Division – Case No. 3398  
Indiana Utility Regulatory Commission  
101 West Washington Street, Suite 1500 East  
Indianapolis, Indiana 46204

RE: Investigation Request for Information; Pipeline Division Case No. 3398

To Whom It May Concern:

Attached please find Northern Indiana Public Service Company's ("NIPSCO") written information, and supporting documentation, relating to the following event:

Date of Event: 7/23/2012

Event Location: Lusher Ave, Elkhart

Facility Owner: Northern Indiana Public Service Company

Excavator: Niblock Excavating

Other Party: N/A

Pipeline Division Case No. 3398

NIPSCO has reviewed its recovery and damage prevention files for this matter and has provided answers, when known, to the list of questions set forth in the Information Request. To the extent available, NIPSCO is also providing a copy of the Damage Information Report – Pipeline Safety Division previously submitted by NIPSCO to IURC Pipeline Safety as well as additional documentation relating to this Event Location.

Upon completion of the investigation, NIPSCO requests that it be provided with a copy of the Pipeline Division's Investigation Report with findings that will be forwarded to the Underground Plant Protection Advisory Committee. If there are any additional questions, please contact the undersigned.

Very truly yours,

Christopher C. (Kit) Earle  
NiSource Corporate Services - Legal  
Phone: 317-684-4904  
Fax: 317-684-4918  
Email: [cearle@nisource.com](mailto:cearle@nisource.com)

<b>IURC INFORMATION REQUEST</b>	
<b>Pipeline Safety Division Case No. 3398</b>	
Date of Event	7/23/2012
Event Location	Lusher Ave, Elkhart
Facility Owner	Northern Indiana Public Service Company
Excavator	Niblock Excavating
Date of IURC Information Request	8/16/2012
<b>THE PARTIES</b>	
<b>EXCAVATOR:</b>	
BUSINESS NAME	Niblock Excavating
RESPONSIBLE PARTY PERSONAL NAME	
TITLE (IF ANY)	
ADDRESS	PO Box 211
CITY/ STATE/ZIP	Bristol, IN 46507
PREFERRED TELEPHONE	574 848 4437
CELL PHONE TELEPHONE	
EMAIL ADDRESS	<a href="mailto:jcrawford@niblockexc.com">jcrawford@niblockexc.com</a>
<b>FACILITY INFORMATION - OWNER/OPERATOR OF UTILITY LINE:</b>	
BUSINESS NAME	NORTHERN INDIANA PUBLIC SERVICE COMPANY
RESPONSIBLE PARTY PERSONAL NAME	LUKE SELKING
TITLE	
ADDRESS	1501 HALE AVENUE
CITY/STATE/ZIP	FORT WAYNE, IN 46802
PREFERRED TELEPHONE	260/439-1290
SECONDARY TELEPHONE	
EMAIL ADDRESS	<a href="mailto:LSELKING@NISOURCE.COM">LSELKING@NISOURCE.COM</a>
<b>LOCATOR SERVICE INFORMATION</b>	
BUSINESS NAME	USIC
RESPONSIBLE PARTY PERSONAL NAME	Morgan Thompson
TITLE (IF ANY)	Claims Coordinator
ADDRESS	9045 N. River Rd. Suite 300
CITY/ STATE/ZIP	Indianapolis, IN 46240
PREFERRED TELEPHONE	1-317-538-7301
CELL PHONE TELEPHONE	Same
EMAIL ADDRESS	<a href="mailto:morganthompson@usicinc.com">morganthompson@usicinc.com</a>
<b>OTHER (WITNESS, POLICE, FIRE, OTHER) INFORMATION</b>	
PERSONAL CONTACT	
BUSINESS/ORGANIZATION NAME	
TITLE (IF ANY)	

ADDRESS	
CITY/ STATE/ZIP	
PREFERRED TELEPHONE	
CELL PHONE TELEPHONE	
EMAIL ADDRESS	
<b>UTILITY LINE IMPACT</b>	
<b>LOCATION OF DAMAGE</b>	
ADDRESS	Lusher & Hawthorn
CITY/STATE/ZIP	Elkhart, IN
NEAREST INTERSECTION	Hawthorn
<b>PRODUCT TYPE (Select One)</b>	
NATURAL GAS	X
LIQUID PIPELINE	
UNKNOWN/OTHER	
<b>FACILITY TYPE (Select One)</b>	
DISTRIBUTION	
GATHERING	
SERVICE/DROP	X
TRANSMISSION	
UNKNOWN/OTHER	
SIZE (DIAMETER/ETC.)	1 ¼"
PRESSURE (PSIG/INCHES)	
INTERRUPTION IN SERVICE (YES/NO)	No
NUMBER OF CUSTOMERS AFFECTED	0
EVACUATION (YES/NO)	No
IF YES, HOW MANY EVACUATED	0
REPAIR COST (IF KNOWN) (\$)	
<b>CAUSE OF DAMAGE INFORMATION:</b>	
<b>TYPE OF EQUIPMENT (Select One)</b>	
Auger	
Backhoe/Trackhoe	X
Boring/Drilling	
Directional Drilling	
Explosives	
Farm Equipment	
Grader/Scraper	
Hand Tools	
Milling Equipment	
Probing Device	

Trencher	
Vacuum Equipment	
Unknown/Other	
<b>TYPE OF WORK PERFORMED (Select One)</b>	
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	X
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)	Yes
IGNITION AND/OR FIRE (YES/NO)	No
EXCAVATOR NOTIFY 811 (YES/NO)	Yes 1207232367
<b>LOCATE INFORMATION:</b>	
EXCAVATOR REQUEST LOCATE (YES/NO)	Yes

INDIANA 811 LOCATE TICKET NUMBER	1207101315
LOCATE MARKS VISIBLE (YES/NO)	Yes
LOCATE MARKS CORRECT (YES/NO)	Yes
EXCAVATOR "WHITE LINED" (YES/NO)	Yes
MAPS USED TO MARK FACILITIES (YES/NO)	Yes
OPERATOR EMPLOYEES ON-SITE DURING EXCAVATION (YES/NO)	No
<b>INCIDENT IMPACT INFORMATION</b>	
NUMBER OF OUTPATIENT TREATED	0
NUMBER OF INPATIENT TREATED	0
NUMBER OF FATALITIES	
FIRE DEPARTMENT RESPONSE (YES/NO)	
POLICE DEPARTMENT RESPONSE (YES/NO)	
AMBULANCE RESPONSE (YES/NO)	
<b>ADDITIONAL INFORMATION/COMMENTS</b>	
<p>Failure to use hand tools where required  Nipsco emergency repair ticket #: 1207232303</p>	

# Fact Based Investigation Report

01820120723012

Northern IN

7/23/2012 1:35:00 PM

7/23/2012 1:40:06 PM

Joel Facility Owner

Corner of Lusher & Hawthorne Dr

Elkhart

**ST: IN ZIP:**

**NOTIFICATION ID:**

**DISTRICT:**

**DAMAGE DATE:**

**NOTIFICATION DATE:**

**NOTIFIED BY:**

**DAMAGE ADDRESS:**

**CITY:**

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NIPSCO

**DAMAGED CUSTOMER:**

07/23/2012

**INVESTIGATION DATE:**

14:25:00

**FROM:**

14:40:00

**TO:**

---

NIBLOCK

**EXCAVATOR INVOLVED:**

Water Main

**TYPE OF EXCAVATION:**

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1207140165

**ORIG. LOCATE REQ.:**

**START DATE/TIME:**

**TYPE OF TICKET:**

**LOCATE REQ. INFO N/A:**

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M57765712

**DIG UP/DAMAGE REQ.:**

**START DATE/TIME:**

---

Dan Miley

**PICTURES TAKEN BY:**

7/23/2012 2:30:00 PM

**DATE/TIME:**

Digital

**PHOTOGRAPHY TYPE:**

**FRAME #:**

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113448

**INVESTIGATOR EMP#:**

Dan Miley

**INVESTIGATOR NAME:**

**BASED ON YOUR INVESTIGATION, IS FURTHER INVESTIGATION NEEDED?**

No

# Fact Based Investigation Customer Information

01820120723012

NIPSCO

(optional)

NOTIFICATION ID:

SELECT A CUSTOMER:

CUSTOMER #:

LOWPROF

stub

Miley Dan - 113448

FACILITY DESCRIPTION:

FACILITY ID:

LOCATOR NAME & EMP #:

LOCATOR NOT KNOWN:

**CHECK ALL THAT APPLY TO INVESTIGATION:**

Other

**Other:** Drip Pot Stub

**CHECK ALL THAT APPLY TO METHOD OF INVESTIGATION (at least one must be checked):**

Visual, Facility Exposed At Time Of Investigation,  
Investigation Results Verified By Utility Representative

**INVESTIGATOR STATEMENT/CAUSAL FACTORS:**

Contractor hit the stem of a drip pot on the low pressure main. Nipsco just capped the stub.

**NAMES OF UTILITY REPRESENTATIVES CONTACTED OR ON SITE AND STATEMENT:**

Gary Didge "just a drip"

**NAMES OF EXCAVATOR'S REPRESENTATIVES CONTACTED OR ON SITE AND STATEMENT:**

n/a

**LIST ANY OTHER INDIVIDUALS ON SITE:**

n/a

**WERE ANY MARKINGS VISIBLE ON THE DAMAGE SITE UPON ARRIVAL?**

No

**WERE ANY OTHER INDICATORS OF FACILITY PRESENT IN THE AREA?**

Yes

**WAS THE EXCAVATION WITHIN THE TOLERANCE ZONE OF MARKS?**

No

**EXTENT OF FACILITY DAMAGE**

Cut top off stub

**REPLACEMENT FOOTAGE**

capped

**WAS CONTRACTOR ASSISTANCE REQUIRED? IF YES, WHO?**

No

**WHAT CONTRACTOR EQUIPMENT WAS USED?**

n/a

**IS THE FACILITY SHOWN ON THE UTILITY RECORDS?**

No

**IF YES, PLEASE LIST RECORD #(S)**

NIPSCO 00706 IUPPSa 07/23/2012 13:45:59 1207232367-00A EMER DAMG GRID

DAMAGE DAMAGE

Case 3398

Ticket : 1207232367 Date: 07/23/2012 Time: 13:42 Oper: STURNER Chan:022

State: IN Cnty: ELKHART Twp: CONCORD  
Cityname: ELKHART Inside: Y Near: N  
Subdivision:

Address :

Street : LUSHER AVE

Cross 1 : HAWTHORNE DR E Within 1/4 mile: Y

Location: START 200 FEET EAST OF HAWTHORNE - LOCATE R/O/W TO R/O/W ON LUSHER AVE  
FOR 750 FEET WEST

:

Grids : 4139A8557A 4140D8557A 4139A8558D 4140D8558D 4139A8558C

Grids : 4140D8558C

Boundary: n 41.667198 s 41.665970 w -85.972282 e -85.965843

Work type : REMOVE/REPLACE STREET/STORM SEWER/WATER

Done for : CITY OF ELKHART

Start date: 07/23/2012 Time: 13:42 Hours notice: 0/0 Priority: EMER

Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: Y

Duration : 1 MONTH Depth: 15 FEET

Company : NIBLOCK EXCAVATING Type: CONT

Co addr : PO BOX 211

City : BRISTOL State: IN Zip: 46507

Caller : JULIE CRAWFORD Phone: (574)848-4437

Contact : RON YODER CELL Phone:

BestTime:

Mobile : (574)320-6063

Fax : (574)848-4575

Email : JCRAWFORD@NIBLOCKEXC.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time  
PER JULIE: NIPSCO A GAS LINE HAS BEEN HIT EAST OF LUSHER AVE AND HAWTHORNE BLVD  
E -UNKNOWN IF GAS LINE IS BLOWING - HIT IN FRONT OF 145 HAWTHORNE BLVD-- HAS  
CALLED NIPSCO -- UNKNOWN SIZE AND COLOR OF LINE -- CREW IS ONSITE -- HAS CALLED  
911- PREVIOUS TICKET 1207101315

Will you be white-lining the dig site area? YES

:

Submitted date: 07/23/2012 Time: 13:42

Members: AEPIN COMCN ID0598 ID7150 ID8000 NIPSCO SM

# NORTHERN INDIANA PUBLIC SERVICE COMPANY FACILITY DAMAGE REPORT

\*\* COMPLETE FORM FOR ALL DAMAGES TO NIPSCO FACILITIES \*\*

REPORTING OPERATING AREA SBOND MAXIMO WO # \_\_\_\_\_  
 OPERATING AREA CONTACT TIM ARMSTRONG JOB ORDER # \_\_\_\_\_  
 TRACKING NUMBER \_\_\_\_\_ LOCATE REF # \_\_\_\_\_  
 Locate Performed By: \_\_\_\_\_

DATE AND TIME OF ACCIDENT 7/23/12 2012 M DATE OF REPORT 7/23/12  
 PLACE OF DAMAGE (INCLUDE CITY) INTERSECT LUSHER & HAWTHORNE

**DAMAGE WAS TO:**  
**ELECTRIC** - POLE / TRANSFORMER: # \_\_\_\_\_ SIZE \_\_\_\_\_ YEAR INSTALLED \_\_\_\_\_ BROKEN YES ( ) NO ( )

OTHER (DESCRIBE) \_\_\_\_\_

**GAS:** ~~SEWER~~ SIZE 1 1/4" MATERIAL: PLASTIC ( ) STEEL (  ) METER ( ) REG STATION ( ) STUB (  )  
 OTHER (DESCRIBE) DRIP CAP OFF RETIRED L.P. LATERAL

DEPTH OF FACILITY (Inches) 6" PRESSURE (PSI) 6" Lbs. \_\_\_\_\_

RELEASE OF GAS: YES (  ) NO ( ) IGNITION OF GAS: YES ( ) NO (  ) EVACUATION REQUIRED: YES ( ) # \_\_\_\_\_ NO (  )

INTERRUPTION OF SERVICE: YES ( ) NO (  ) NUMBER OF CUSTOMERS LOST: \_\_\_\_\_

DURATION OF INTERRUPTION: TIME REPORTED N/A TIME SHUT OFF N/A TIME RESTORED \_\_\_\_\_

DIAMETER/MEASUREMENT OF HOLE IN GAS FACILITY: 1"

LOCATE MARKS ON SITE: YES (  ) DISTANCE BETWEEN FACILITY AND LOCATE MARKS Directly over NO ( )  
 HOW LOCATED: PAINT (  ) FLAGS ( ) BOTH ( ) WHITE LINED ( )

PARTY THAT CAUSED DAMAGES (NAME) NIBLOCK CONSTRUCTION 579-848-4437

ADDRESS OF PARTY (INCLUDE CITY) BRISTOL, IN

WHO WAS IN CHARGE OF THE WORK SITE AT TIME OF DAMAGE BEN

WITNESS NAME AND ADDRESS NONE

WITNESS REMARKS NONE

AGENCIES NOTIFIED / ONSITE: POLICE ( ) AGENCY \_\_\_\_\_ REPORT # \_\_\_\_\_

FIRE ( ) AGENCY \_\_\_\_\_ REPORT # \_\_\_\_\_

OTHER ( ) \_\_\_\_\_ Any Injuries? ( ) YES # \_\_\_\_\_ ( ) NO

PHOTOS TAKEN: YES ( ) NO (  ) TAKEN BY: \_\_\_\_\_ (ATTACH PHOTOS TO REPORT)  
 MEDIA ON SITE YES ( ) NO (  )

- WORK IN PROGRESS WHEN FACILITY DAMAGED** - CHECK APPROPRIATE CHOICE BELOW
- |  |   |  |   |
|--|---|--|---|
| <input type="checkbox"/> AGRICULTURE/FARMING | <input type="checkbox"/> CABLE TV             | <input type="checkbox"/> CURB/SIDEWALK | <input type="checkbox"/> TELECOMMUNICATIONS |
| <input type="checkbox"/> BLDG CONSTRUCTION   | <input type="checkbox"/> DEMOLITION           | <input type="checkbox"/> DRAINAGE      | <input type="checkbox"/> WATER              |
| <input type="checkbox"/> DRIVEWAY            | <input type="checkbox"/> ELECTRIC             | <input type="checkbox"/> SURVEYING     | <input type="checkbox"/> DRAINS/CULVERTS    |
| <input type="checkbox"/> FENCING             | <input type="checkbox"/> GRADING              | <input type="checkbox"/> IRRIGATION    | <input type="checkbox"/> MOWING             |
| <input type="checkbox"/> LANDSCAPING         | <input type="checkbox"/> PIPELINE             | <input type="checkbox"/> MILLING       | <input type="checkbox"/> OTHER _____        |
| <input type="checkbox"/> POLE/SIGN POST      | <input checked="" type="checkbox"/> ROAD WORK | <input type="checkbox"/> SEWER         |   |

- TYPE OF EQUIPMENT USED** - CHECK APPROPRIATE CHOICE BELOW
- |  |   |  |
|--|---|--|
| <input type="checkbox"/> AUGER             | <input type="checkbox"/> HAND TOOLS     | <input checked="" type="checkbox"/> BACKHOE/TRACKHOE |
| <input type="checkbox"/> MILLING EQUIPMENT | <input type="checkbox"/> PROBING DEVICE | <input type="checkbox"/> BORING / DRILLING           |
| <input type="checkbox"/> EXPLOSIVES        | <input type="checkbox"/> TRENCHER       | <input type="checkbox"/> FARM EQUIPMENT              |
| <input type="checkbox"/> VACCUUM EQUIPMENT | <input type="checkbox"/> GRADER         | <input type="checkbox"/> OTHER _____                 |

- REASON DAMAGE OCCURRED** - CHECK APPROPRIATE CHOICE BELOW
- |  |  |  |
|--|--|--|
| <input type="checkbox"/> AUTOMOTIVE ACCIDENT | <input type="checkbox"/> EXCAVATING BEFORE LOCATES DUE | <input type="checkbox"/> CARELESS MACHINE OPERATOR |
| <input type="checkbox"/> NO NOTIFICATION     | <input type="checkbox"/> MARKS DISTURBED               | <input checked="" type="checkbox"/> STUB           |
|  |  | <input type="checkbox"/> OTHER _____               |

COMMENTS: DRIP CAP WAS JUST BELOW GRADE  
LOCATES WERE GOOD

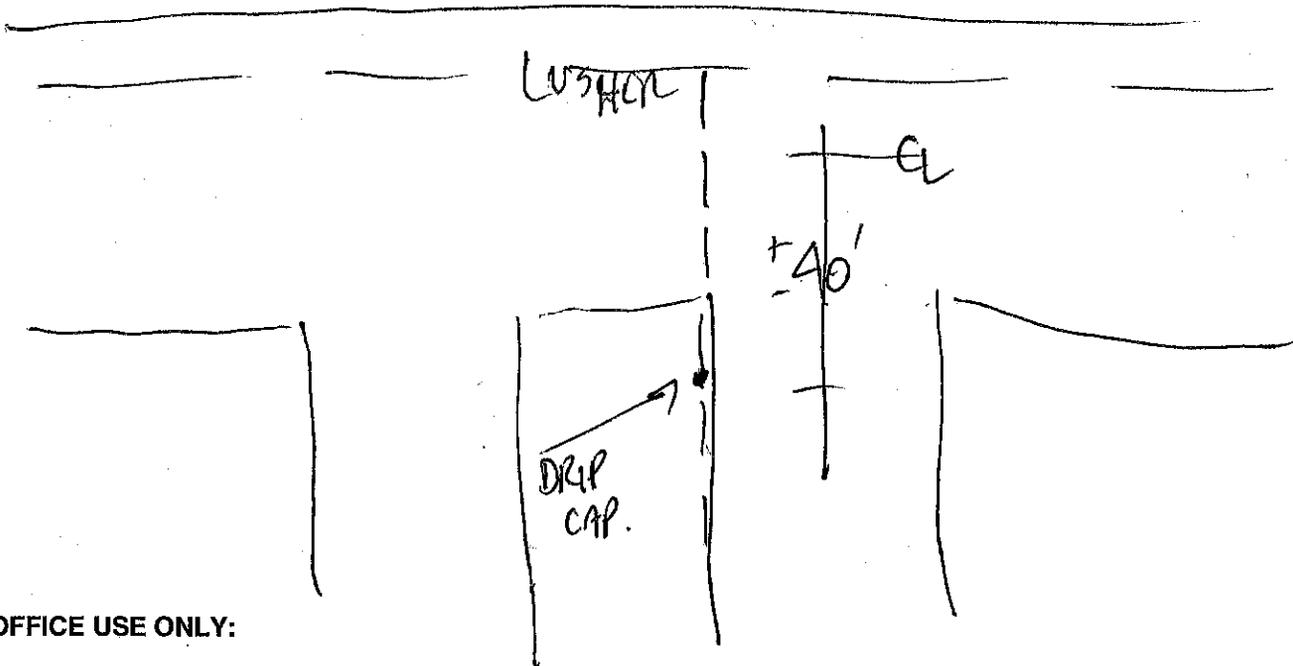
PERSON PREPARING REPORT S CUDDEITEN

FIELD SUPERVISOR James King

FIELD MANAGER RICK GRAY Rahay

- ORIGINAL REPORT AND SUPPORTING INFORMATION IS TO BE SENT TO FACILITY DAMAGE RECOVERY
- COPY OF REPORT IS TO BE SENT TO DAMAGE PREVENTION

SKETCH: - Show position of all pertinent information



FOR OFFICE USE ONLY:

- |   |     |    |
|---|-----|----|
| • DID EXCAVATION OCCUR BEFORE LOCATES WERE DUE  | YES | NO |
| • NO IN 811 LOCATE CALLED IN                    | YES | NO |
| • DAMAGE CAUSED FROM EXCAVATION WITHIN 24" ZONE | YES | NO |
| • EXPIRED LOCATE                                | YES | NO |
| • WAS WHITE LINING INDICATED ON LOCATE REQUEST  | YES | NO |

COMPLETED BY: \_\_\_\_\_ DATE: \_\_\_\_\_



101 West Ohio Street, Suite 1707  
Indianapolis, IN 46204

October 11, 2012

[Via Electronic Transmission – PipelineDamageCase@urc.in.gov](mailto:PipelineDamageCase@urc.in.gov)

Pipeline Safety Division – Case No. 3398  
Indiana Utility Regulatory Commission  
101 West Washington Street, Suite 1500 East  
Indianapolis, Indiana 46204

RE: Notification of Possible Violations; Pipeline Division Case No. 3398  
Date of Event: 7/23/12  
Event Location: Luster Ave, Elkhart, IN  
Excavator: Niblock Excavating  
Other Party: N/A

To Whom It May Concern:

This letter responds to the Indiana Utility Regulatory Commission, Division of Pipeline Safety, Notification of Possible Violations for Case No. 3398 (as detailed above) identifying potential violations of Indiana law dated September 18, 2012. NIPSCO has not identified any additional information related to this incident not already provided in its August 24, 2012 response.

NIPSCO denies committing any violation of Ind. Code § 8-1-26 with respect to Case No. 3398. The facility damaged was within the scope of accurate locate marks and occurred because the excavator failed to hand dig in compliance with Ind. Code § 8-1-26-20.

If there are any additional questions, please contact the undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read "Christopher C. Earle".

Christopher C. (Kit) Earle  
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