



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

## Pipeline Safety Division Investigation Report

### Investigation regarding: Vectren

UPPAC Database Record ID: 4531

Report Date: 8/13/2013

Investigator: Mike Orr

Damage Date: 3/1/2013 8:54:28 AM

Damage Address: 224 N Green St, Lincoln, Hendricks

### The Parties

Excavator: Vectren

Address: 1995 East Main Street, Danville, In 46122

Facility Owner: Vectren

### Pipeline Facility

Facility Type: Natural Gas

Facility Function: Service/Drop

Type of Equipment: Backhoe/Trackhoe

Type of Work Performed: Natural Gas

### Damage Impact

Product Release: Yes

Ignition: No

Service Interruption: False

Number of Customers Affected: 0

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$618

### Excavator Activities/Cause of Damage Information:

Excavator Request Locates: Yes  
2/21/2013

Indiana 811 Ticket Number: 1302180875

Original Start Date:

Locate Instructions: LOCATE ENTIRE PROPERTY

Follow-Up Locate Instructions (if applicable):

**Synopsis:** Excavator/operator struck and damaged an underground natural gas service while performing natural gas work.

**Findings:** Reported by Indiana 811; excavator/operator response to initial notice was received on 4/3/2013. The excavator/operator failed to maintain required clearance from the gas service with the backhoe.

**Conclusion:** There was a failure to use hand tools where required within the tolerance zone.

**Violation:** IC 8-1-26-20(a)(2) Failure to maintain two (2) feet clearance with mechanized equipment.



# DAMAGE INFORMATION REPORT – PIPELINE SAFETY DIVISION

State Form 54122 (R2 / 7-11)  
INDIANA UTILITY REGULATORY COMMISSION

INITIAL DOCUMENTS -  
OPERATOR *9* CONT.  
CASE #4931

Submitted to IURC-Pipeline Safety on: 04/03/2013

## Who is submitting this information?

Name of person providing this information: Darlene Kulhanek  
Business address (number and street): 1 Main Street  
City, State, and ZIP code: Evansville, IN 47711  
Telephone number (area code): 812-491-4227  
Fax number (area code): 812-491-4504  
E-mail address: dkulhanek@vectren.com

## Excavator Information, if known

Full name: Vectren  
Business address (number and street): 1 Main Street  
City, State, and ZIP code: Evansville, IN 47711  
Telephone number (area code): 812-837-9347  
Fax number (area code): 812-837-9345  
E-mail address: Unknown

## Excavation or Demolition Information

Excavator type: Utility  
Excavation or demolition equipment: Backhoe/Trackhoe  
Type of work performed: Natural Gas

---

**Date and Location of Damage**

Date of damage (*month, day, year*): 3-1-2013

County: DeLaHendricks

City: Brownsburg

Street address (*number and street, city, state, and ZIP code*):  
224 N Green Street, Brownsburg, IN

Nearest intersection: Unknown

Right of way where damage occurred: Dedicated Public Utility Easement

Was there a release of product? Yes

If yes, was there an ignition of product? No

Were evacuations necessary as a result of release? No

If yes, how many evacuated? 0

Was there a customer service interruption? No

If yes, how many affected? 0

Time to restore service (*in hours*): 0

Enter number of injuries, if applicable and known: 0

Enter number of fatalities, if applicable and known: 0

Property damage, Estimate \$ 617.59

---

**Affected Facility Information**

What type of pipeline was damaged? Natural Gas

What was the affected facility? Service/Drop

What was the depth of the facility, in inches? \_\_\_\_\_

---

**Notification, Locating, Marking**

Did excavator request locates prior to commencing work? Yes

Enter Indiana 811 ticket number, if known: 1302180875

Was the locate request completed within two working days? Yes

If locates were performed, were they done so by a contractor or pipeline employee? Contract Locator

If a contractor locator, enter the company name, if known: USIC

Were facility marks visible in the area of excavation? Yes

Were facilities marked correctly? Yes

Type of markings used: Paint and Flags

If other, please specify: \_\_\_\_\_

Was site marked by "White Lining"? No

Were special instructions part of the locate request? Unknown/Other

Were maps used to complete the locate request? Unknown/Other

Were pipeline company representatives on site during excavation? No

Did the excavator notify the operator in the event of this damage? Yes

Did the excavator notify Indiana 811 in the event of this damage? Yes

Did the excavator notify 911 in the event of a release of product? Unknown/Other

---

### **Description of Cause**

Select from the list the most accurate cause for the damage: --Failure to use hand tools where required

---

### **Additional Comments**

Hit service tee with backhoe. Not hand exposed.

Task No: 103,0510 Capital / O & M (circle one)

Police Report / MO #: \_\_\_\_\_

Date of Damage 3/1/13

Vectren Claims Camera:

Cost Center # 5953

# FACILITIES DAMAGE REPORT

Time Occurred 8:45 am / pm

Time Found 8:45 am / pm

Latitude 39.645029 Longitude: 86.397189

**VE02486**  
4

**DAMAGE SITE:**

Address 224 N Green St Lot # \_\_\_\_\_

**FACILITY TYPE:**

- Distribution  Propane
- Service  Storage
- Transmission: (include supplemental report)

County Hendricks City Brownsburg State IN Township \_\_\_\_\_

**FACILITIES DAMAGED:**

ORIFICE SIZE(S):	(1)	(2)	(3)
0.50 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5/8 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
0.75 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1.25 inch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other _____			

- Farm Tap
- Heater
- Main
- Meter (Residential)
- Meter (Industrial / Commercial)
- Odorizer
- Regulator Station
- Relief Valve
- Riser
- Service Line
- Valve
- Other \_\_\_\_\_

**VISUAL OBSERVATION AT DAMAGE SITE:**

- Visual Observation:  Above Ground  Below Ground
- Locate Applicable  Yes  No  N/S
- Facilities Properly Marked  Yes  No  N/S
- Marking Methods:  Conventional  Flags  None  Whiskers
- Offset  Paint  Stakes
- Locate Marking Faded:  Yes  No  N/S
- Wrong Address Requested  Yes  No  N/S

**Facilities Improperly Located:**

- Qualified Locator Could Not Have Accurately Located
- Inaccurate Maps / Cards
- Broken or No Tracer Wire (Plastic)
- Insulation Preventing Accurate Locate

**Locator Error:**

- Failure to Follow Policy
- Inappropriate Site Markings
- Incomplete Locate
- No Locates Performed
- Qualified Locator Could Have Accurately Located
- Wrong Address Located
- Marking Off By: \_\_\_\_\_ (Feet / Inches)

- Were Facility Marks Visible  Yes  No
- Was Area White Lined  Yes  No  Destroyed
- Positive Response  Yes  No  Destroyed
- Tolerance Zone Violated  Yes  No
- Part of Project  Yes  No
- Company Representative On-Site  Yes  No

Observation by (ID#): \_\_\_\_\_

Name of Locator: \_\_\_\_\_

**LOCATING ORGANIZATION:**

- Contract Locator
- Unknown / Other
- Utility Owner

**TYPE OF MATERIAL:**

- Cast Iron
- Plastic (HDPE)
- Plastic (MDPE)
- Steel
- Other \_\_\_\_\_

**DAMAGE TYPE:**

- Severed
- Not Cut
- Severed
- Size 1/6" x 1"

**PRESSURE:**

- 25 PSIG
- 40 PSIG
- 50 PSIG
- 55 PSIG
- 60 PSIG
- 6 WC (.2163)
- 7 WC (.252)
- Other \_\_\_\_\_

**PROTECTION IN PLACE:**

- Building  Fence  None
- Post  Rail  Vault  N/A
- Other \_\_\_\_\_

**DURATION OF ESCAPING GAS:**

Minutes: 34

**LEAK REPORT**

NUMBER: \_\_\_\_\_

EFV Activated  Yes  No  N/S

**FEED TYPE:**

- One-Way Feed
- Two-Way Feed

Number of Customers Affected: 0

Total Hours Service Was Off: 0

SERVICE ORDER NUMBER: \_\_\_\_\_

**DAMAGED BY:**

- Company Crew
- Contractor
- County
- Developer
- Farmer
- Municipality
- Property Owner/ Tenant
- Railroad
- State
- Unknown
- Utility
- Vehicle Accident
- Other \_\_\_\_\_

**TYPE OF CONSTRUCTION:**

- Agriculture
- Building Construction
- Building Demolition
- Cable TV
- Curbs / Sidewalk
- Drainage
- Driveway
- Electric
- Engineering / Surveying
- Fencing
- Grading
- Irrigation
- Landscaping
- Liquid Pipeline
- Milling
- Pole
- Natural Gas
- Public Transit Authority
- Railroad Maintenance
- Other \_\_\_\_\_

**NOTIFICATIONS AND OTHER DETAILS OF LOCATE:**

Locate Ticket: 1302180875

Date: \_\_\_\_\_ Time: \_\_\_\_\_ am / pm

**TYPE OF REQUEST:**

- Regular Request  Emergency Request
- Locate Company Notified
- Contact Name: \_\_\_\_\_
- Time Called: \_\_\_\_\_ am / pm
- Time Locator Arrived at the Site: \_\_\_\_\_ am / pm

Company Notified of Locate Near Critical Facilities  Yes  No  N/S

Copy of Mark Out Request Provided Within 2 Working Days  Yes  No  N/S

**ONE-CALL CENTER:**

- IUPPS
- OUPS
- Unknown

MAR 11 2013

282

4.677

Vectren Claim Number: \_\_\_\_\_

**TYPE OF EQUIPMENT:**

- Auger
- Backhoe / Track hoe
- Boring
- Drilling
- Explosives
- Farm Equipment
- Grader / Scraper
- Hand Tools
- Milling Equipment
- Plow
- Probing Device
- Trencher
- Vacuum Equipment
- Vehicle
- Other \_\_\_\_\_

**ROOT DAMAGING CAUSE:**

- Abandoned Facility
- Deteriorated Facility
- Facility Could Not be Found/ Located
- Facility Was Not Located / Marked
- Failure to Maintain Clearance
- Failure to Maintain Marks
- Failure to Support Exposed Facility
- Failure to Use Hand Tools Where Required
- Improper Backfilling
- Incorrect Records / Maps
- Marking or Location Not Sufficient
- No Notification Made to One-Call
- One-Call Notification Error
- Previous Damage
- Wrong Information Provided
- Other \_\_\_\_\_

**CONTRACTOR REPAIRS:**

- Contractor Working for Vectren Made Repairs at Own Expense  
 Yes  No  N/S
- Contractor Repaired Damage  
 Yes  No  N/S

*VECTREN made repair*

Name of Contractor: \_\_\_\_\_  
 # of Regular Hours; \_\_\_\_\_  
 # of Overtime Hours; \_\_\_\_\_  
 # of Regular Hours; \_\_\_\_\_  
 Crew Type: \_\_\_\_\_

**MATERIALS OR ROAD WORK:**

- Meter was replaced \_\_\_\_\_ (Stores Code)
- Regulator Was Replaced \_\_\_\_\_ (Stores Code)
- Temporary Asphalt Repair: \_\_\_\_\_ (sq. ft.)
- Permanent Asphalt Repair: \_\_\_\_\_ (sq. ft.)

Did Excavator Notify You

- Yes  No

Excavation Required

- Yes  No

Media at Site

- Yes  No

Was There Ignition of Gas?

- Yes  No

INVOICE:

- Yes  No  N/S

**RIGHT OF WAY:**

- Dedicated Utility Easement
- Federal Utility Easement
- Pipeline
- Power / Transmission Line
- Private - Business
- Private - Easement
- Private - Land Owner
- Public - County Road
- Public - Interstate Highway
- Public - Other
- Public - State Highway
- Public - City Street
- Unknown

**DAMAGING PARTY:**

Name: MONTY BLACK JR (Vectren)  
 Address: \_\_\_\_\_  
 City/ State/ Zip: \_\_\_\_\_  
 Phone: (765) 592-1763  
MONTY BLACK 3-1-13  
 Prepared / Investigated By: \_\_\_\_\_ Date: \_\_\_\_\_

**PARTY TO INVOICE:**

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City/ State/ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_  
Alexander 3/7/13  
 Reviewed by Field Supervisor: \_\_\_\_\_ Date: \_\_\_\_\_

*\* Vectren crew struck Service Tee while  
 uncairing for retirement. Vectren operator  
 Monty Black  
 VECTREN made repair*

NORMAL NOTICE

Ticket : 1302180875 Date: 02/18/2013 Time: 11:10 Oper: DMEYER Chan:034

State: IN Cnty: HENDRICKS Twp: LINCOLN  
 Cityname: BROWNSBURG Inside: Y Near: N  
 Subdivision:

Address : 224  
 Street : N GREEN ST  
 Cross 1 : PARK RD Within 1/4 mile: Y  
 Location: LOCATE ENTIRE PROPERTY  
 :  
 Grids : 3950A8623A 3950B8623A  
 Boundary: n 39.847400 s 39.843637 w -86.398660 e -86.396042

Work type : INSTALL NEW GAS SERVICE  
 Done for : VECTREN  
 Start date: 02/21/2013 Time: 07:00 Hours notice: 67/048 Priority: NORM  
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: N  
 Duration : 2 DAYS Depth: 6 FEET

Company : VECTREN Type: MEMB  
 Co addr : 1995 EAST MAIN STREET  
 City : DANVILLE State: IN Zip: 46122  
 Caller : LEE WERKING Phone: (317)563-2021  
 Contact : TODD HARRISON - CELL Phone:  
 BestTime:  
 Mobile : (317)563-2021  
 Email : THARRISON@VECTREN.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time  
 Will you be white-lining the dig site area? NO  
 :

Submitted date: 02/18/2013 Time: 11:10  
 Members: CV ID0002 ID2020 ID4471 ID5693 ID8061 ID9999 SBCIN SM

Member Name	Facility Types
AT&T - DISTRIBUTION	COMMUNICATIONS
BRIGHT HOUSE NETWORKS INDIANAPOLIS	CABLE TV
BROWNSBURG, TOWN OF	SEWER & WATER
COMCAST CABLEVISION - INDIANAPOLIS	CABLE TV
DUKE ENERGY / FORMERLY CINERGY	ELECTRIC
QWEST COMMUNICATIONS	FIBER OPTIC
SMITHVILLE TELEPHONE, BARTHOLOMEW COUNTY	TELEPHONE
VECTREN - DANVILLE	GAS

DAMAGE DAMAGE

Ticket : 1303010303 Date: 03/01/2013 Time: 08:50 Oper: DWILSON Chan:006

State: IN Cnty: HENDRICKS Twp: LINCOLN  
 Cityname: BROWNSBURG Inside: Y Near: N  
 Subdivision:

Address : 224  
 Street : N GREEN ST  
 Cross 1 : PARK RD Within 1/4 mile: Y  
 Location: LOCATE ENTIRE PROPERTY  
 :  
 Grids : 3950A8623A 3950B8623A  
 Boundary: n 39.847400 s 39.843637 w -86.398660 e -86.396042

Work type : INSTALL NEW GAS SERVICE  
 Done for : VECTREN  
 Start date: 03/01/2013 Time: 08:51 Hours notice: 0/000 Priority: EMER  
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: Y  
 Duration : 2 DAYS Depth: 6 FEET

Company : VECTREN Type: MEMB  
 Co addr : 1995 EAST MAIN STREET  
 City : DANVILLE State: IN Zip: 46122  
 Caller : MONTY BLACK Phone: (317)563-2021  
 Contact : TODD HARRISON - CELL Phone:  
 BestTime:  
 Mobile : (317)563-2021  
 Email : THARRISON@VECTREN.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time  
 VECTREN GAS LINE HAS BEEN DAMAGED--GAS IS BLOWING CAN SMELL AND HEAR IT--DAMAGED  
 ALONG THE STREET IN FRONT OF THE BUILDING--INCH AND A QUARTER STEEL LINE--DID  
 ADVISE TO CALL 911--VECTREN SUPERVISOR HAS BEEN NOTIFIED--CREW IS ON  
 SITE--PREVIOUS TICKET 1302180875--  
 Will you be white-lining the dig site area? NO  
 :

Submitted date: 03/01/2013 Time: 08:50  
 Members: CV ID0002 ID2020 ID4471 ID5693 ID8061 ID9999 SBCIN SM

Member Name	Facility Types
AT&T - DISTRIBUTION	COMMUNICATIONS
BRIGHT HOUSE NETWORKS INDIANAPOLIS	CABLE TV
BROWNSBURG, TOWN OF	SEWER & WATER
COMCAST CABLEVISION - INDIANAPOLIS	CABLE TV
DUKE ENERGY / FORMERLY CINERGY	ELECTRIC
QWEST COMMUNICATIONS	FIBER OPTIC
SMITHVILLE TELEPHONE, BARTHOLOMEW COUNTY	TELEPHONE
VECTREN - DANVILLE	GAS



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:43 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:43 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:53 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:59 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:23:23 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:23:48 AM

# Service Order Status

Tuesday, March 12, 2013

**Enter Service Order Number:**

5544068



Clear Form

Refresh Data

**Banner Instance:**  CS03PROD  CS01PROD  CS02PROD  
**Order Number:** N5544068  
**Order Type:** LEAK  
**Order Status:** Completed

**Customer:** 621275138 - SAVOR THYME CAFE LLC  
**Prem:** 5458040 - 224 N GREEN ST

**Technician:** 2142 - Hamstra, Charles

**Order Dates and Times**

**Need Date:** 3/1/2013 9:08:00 AM  
**Time Created:** 3/1/2013 9:04:25 AM  
**Time Dispatched:** 3/1/2013 9:04:25 AM  
**Time In Route:** 3/1/2013 9:05:05 AM  
**Time On-Site:** 3/1/2013 9:07:43 AM  
**Tech Complete:** 3/1/2013 9:34:57 AM  
**Time Closed:** 3/1/2013 9:34:00 AM

**Events Performed/Completion Code**

LKOT - CMP

**Meter Information**

**Current ReadStatus**  
**Old Meter:** 7057 Active  
**New Meter:**

**Completion Notes**

VECTREN CREW ONSITE, TEE BLEW OUT OF MAIN DURING CONSTRUCTION ACTIVITY, NO GAS I  
 N ANY BUILDINGS, LEAK SHUT DOWN BY CREW ONSITE, LEFT OK, READ , MCORDRAY/CHAMSTR  
 A

**Request Notes**

03/01/13 HIT LINE BLOWING PER BRITTANY W / IUPPS...ON SITE CONTACT IS TODD HARRISON W / VECTREN...TX  
 317-563-2021...CREW ON SITE...LOCATE REQUEST # 1302180875...DAMAGE ALONG STREET IN FRONT

**MDSI Event Dates and Times**

Event	Date/Time	User
AsnAssignmentManualAck_evt	3/1/2013 9:05:00 AM	Hamstra, Charles
AsnAssignmentEnRoute_evt	3/1/2013 9:05:05 AM	Hamstra, Charles
AsnAssignmentOnSite_evt	3/1/2013 9:07:43 AM	Hamstra, Charles
OrdOrderComplete_evt	3/1/2013 9:34:57 AM	Hamstra, Charles

NOTE:The Reporting database replicates in near real-time; it has been approximately 0 minute(s) since the last transaction replicated.



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

March 27, 2013

Monty Black  
Vectren  
1995 East Main Street  
Danville, In 46122

**Re: Notice of Preliminary Determination of Violation  
Pipeline Safety Division Case No. 4531**

**Date of Event:** 3/1/2013  
**Event Location:** 224 N Green St, Lincoln, Hendricks County  
**Excavator:** Vectren  
**Facility Owner:** Vectren

To Whom It May Concern:

On behalf of the Indiana Utility Regulatory Commission ("Commission"), I am writing to inform you that information has been filed with the Commission's Pipeline Safety Division regarding an alleged violation of Indiana Code chapter 8-1-26, the Indiana Damage to Underground Facilities Act ("the Act"). You are receiving this letter because you have been identified as the Respondent Excavator.

To ensure safety, the Indiana Underground Plant Protection Service (Indiana 811) and gas operators routinely provide reports to the Pipeline Safety Division when an operator's facility is damaged. The Division has received a report from one of these entities that on 3/1/2013, you or your business damaged a pipeline facility owned by Vectren and located at 224 N Green St, Lincoln, Hendricks County.

Based upon the information received, the Pipeline Safety Division is commencing an investigation into the event concerning you or your business to determine whether any statutory violations were committed regarding public safety, specifically the following:

- IC 8-1-26-16(g): Failure to provide notice of excavation.
- IC 8-1-26-16(h): Failure to perform required white lining.
- IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment.
- IC 8-1-26-18(f): Failure to properly locate facilities (operator violation)

The Division provides both you and Vectren with an opportunity to send in documentation explaining what occurred. This may include maps, photographs, narrative statements, and any other evidence you wish to provide. You have thirty (30) days from the date this letter is received to send in information, but an extension may be given for good cause shown. Please note that the Division's



## Summary of Procedures and Respondent's Rights

*Please note that the following is offered for informational purposes and does not constitute legal advice. Anyone involved in this process is entitled to individual legal representation and is encouraged to retain their own counsel in order to be fully apprised of their rights.*

### **What is the purpose of Indiana's Damage to Underground Facilities Act, IC 8-1-26?**

The purpose of this Act is to promote excavation and pipeline safety and to reduce imminent danger to life, health, property, or loss of service associated with unsafe digging practices.

### **Who reports possible violations?**

Any person or entity may report a violation of the Indiana Damage to Underground Facilities Act ("Act") to the Indiana Utility Regulatory Commission ("Commission") Pipeline Safety Division ("Division"), but most reports of violations are communicated regularly to the Pipeline Division from the Indiana Plant Underground Protection Service, commonly referred to as Indiana 811 Association Office. Pursuant to 170 IAC 5-5-2(b), violations shall be reported to the Pipeline Division within thirty (30) days of their occurrence.

### **What is the process for investigating alleged violations?**

The Division shall commence an investigation of each report by contacting the excavator and gas operator involved by sending a written request for information within sixty (60) days, per 170 IAC 5-5-3(a). The initial letter you received requesting information commenced the investigation in your case. If there was a contact person from your company listed on the letter, that is the name the Division was provided with from Indiana 811 (i.e. the person who called in the locate ticket or reported the line hit).

You have thirty (30) days to respond to the investigation with information that demonstrates that you called in a proper locate ticket and hand excavated within two (2) feet of the gas pipeline. You also have the opportunity to provide the names of anyone else who may have information in your case. A similar letter was provided to the gas operator. The Division will review the excavator and operator responses and from there provide their findings to the Underground Plant Protection Advisory Committee ("Advisory Committee") regarding whether you or the gas operator violated a provision of Indiana's Damage to Underground Facilities Act, IC 8-1-26. If the Division does not find a violation was committed, you will receive a letter stating that the case will be closed and the Division will not forward findings to the Advisory Committee.

The Advisory Committee meets monthly to review the Division's findings. If your case will go before the Advisory Committee, you will receive a letter noting the date, time, and location of the meeting and a copy of the Division's Investigation Report for your case. You will have an additional opportunity to provide documentation disputing the Division's findings.

If the Advisory Committee agrees with the Division's findings, they will assess a civil penalty. You will be notified of the penalty assessed and provided the opportunity to accept the penalty or request a public hearing to dispute it. If you accept the penalty or fail to properly request a public hearing, the Commission will consider the penalty and approve or disapprove the findings.

INDIANA UTILITY REGULATORY COMMISSION  
101 W WASHINGTON ST STE 1500  
INDIANAPOLIS, IN 46204-2764



Return Receipt (Electronic)

9214 8901 0661 5400 0013 7583 38

4531

DARLENE KULHANEK  
VECTREN  
1 N MAIN ST  
PO BOX 209  
EVANSVILLE, IN 47702-0209

109

.....  
CUT / FOLD HERE

.....  
6 X9 ENVELOPE  
CUT / FOLD HERE

.....  
CUT / FOLD HERE



# DAMAGE INFORMATION REPORT – PIPELINE SAFETY DIVISION

State Form 54122 (R2 / 7-11)  
INDIANA UTILITY REGULATORY COMMISSION

INITIAL DOCUMENTS -  
OPERATOR *9* CONT.  
CASE #4931

Submitted to IURC-Pipeline Safety on: 04/03/2013

## Who is submitting this information?

Name of person providing this information: Darlene Kulhanek  
Business address (number and street): 1 Main Street  
City, State, and ZIP code: Evansville, IN 47711  
Telephone number (area code): 812-491-4227  
Fax number (area code): 812-491-4504  
E-mail address: dkulhanek@vectren.com

## Excavator Information, if known

Full name: Vectren  
Business address (number and street): 1 Main Street  
City, State, and ZIP code: Evansville, IN 47711  
Telephone number (area code): 812-837-9347  
Fax number (area code): 812-837-9345  
E-mail address: Unknown

## Excavation or Demolition Information

Excavator type: Utility  
Excavation or demolition equipment: Backhoe/Trackhoe  
Type of work performed: Natural Gas

---

**Date and Location of Damage**

Date of damage (*month, day, year*): 3-1-2013

County: DeLaHendricks

City: Brownsburg

Street address (*number and street, city, state, and ZIP code*):  
224 N Green Street, Brownsburg, IN

Nearest intersection: Unknown

Right of way where damage occurred: Dedicated Public Utility Easement

Was there a release of product? Yes

If yes, was there an ignition of product? No

Were evacuations necessary as a result of release? No

If yes, how many evacuated? 0

Was there a customer service interruption? No

If yes, how many affected? 0

Time to restore service (*in hours*): 0

Enter number of injuries, if applicable and known: 0

Enter number of fatalities, if applicable and known: 0

Property damage, Estimate \$ 617.59

---

**Affected Facility Information**

What type of pipeline was damaged? Natural Gas

What was the affected facility? Service/Drop

What was the depth of the facility, in inches? \_\_\_\_\_

---

**Notification, Locating, Marking**

Did excavator request locates prior to commencing work? Yes

Enter Indiana 811 ticket number, if known: 1302180875

Was the locate request completed within two working days? Yes

If locates were performed, were they done so by a contractor or pipeline employee? Contract Locator

If a contractor locator, enter the company name, if known: USIC

Were facility marks visible in the area of excavation? Yes

Were facilities marked correctly? Yes

Type of markings used: Paint and Flags

If other, please specify: \_\_\_\_\_

Was site marked by "White Lining"? No

Were special instructions part of the locate request? Unknown/Other

Were maps used to complete the locate request? Unknown/Other

Were pipeline company representatives on site during excavation? No

Did the excavator notify the operator in the event of this damage? Yes

Did the excavator notify Indiana 811 in the event of this damage? Yes

Did the excavator notify 911 in the event of a release of product? Unknown/Other

---

### **Description of Cause**

Select from the list the most accurate cause for the damage: --Failure to use hand tools where required

---

### **Additional Comments**

Hit service tee with backhoe. Not hand exposed.

Task No: 103,0510 Capital / O & M (circle one)

Police Report / MO #: \_\_\_\_\_

Date of Damage 3/1/13

Vectren Claims Camera:

Cost Center # 5953

# FACILITIES DAMAGE REPORT

Time Occurred 8:45 am / pm

Time Found 8:45 am / pm

Latitude 39.645029 Longitude: -86.397189

**VE02486**  
4

## GAS

**DAMAGE SITE:**

Address 224 N Green St Lot # \_\_\_\_\_

**FACILITY TYPE:**

- Distribution  Propane
- Service  Storage
- Transmission: (include supplemental report)

County Hendricks City Brownsburg State IN Township \_\_\_\_\_

**FACILITIES DAMAGED:**

ORIFICE SIZE(S):	(1)	(2)	(3)
0.50 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5/8 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
0.75 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1.25 inch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other _____			

- Farm Tap
- Heater
- Main
- Meter (Residential)
- Meter (Industrial / Commercial)
- Odorizer
- Regulator Station
- Relief Valve
- Riser
- Service Line
- Valve
- Other \_\_\_\_\_

**VISUAL OBSERVATION AT DAMAGE SITE:**

- Visual Observation:  Above Ground  Below Ground
- Locate Applicable  Yes  No  N/S
- Facilities Properly Marked  Yes  No  N/S
- Marking Methods:  Conventional  Flags  None  Whiskers
- Offset  Paint  Stakes
- Locate Marking Faded:  Yes  No  N/S
- Wrong Address Requested  Yes  No  N/S

**Facilities Improperly Located:**

- Qualified Locator Could Not Have Accurately Located
- Inaccurate Maps / Cards
- Broken or No Tracer Wire (Plastic)
- Insulation Preventing Accurate Locate

**Locator Error:**

- Failure to Follow Policy
- Inappropriate Site Markings
- Incomplete Locate
- No Locates Performed
- Qualified Locator Could Have Accurately Located
- Wrong Address Located
- Marking Off By: \_\_\_\_\_ (Feet / Inches)

- Were Facility Marks Visible  Yes  No
- Was Area White Lined  Yes  No  Destroyed
- Positive Response  Yes  No  Destroyed
- Tolerance Zone Violated  Yes  No
- Part of Project  Yes  No
- Company Representative On-Site  Yes  No

Observation by (ID#): \_\_\_\_\_

Name of Locator: \_\_\_\_\_

**LOCATING ORGANIZATION:**

- Contract Locator
- Unknown / Other
- Utility Owner

**TYPE OF MATERIAL:**

**DAMAGE TYPE:**

**PRESSURE:**

- Cast Iron
- Plastic (HDPE)
- Plastic (MDPE)
- Steel
- Other \_\_\_\_\_

- Severed
- Not Cut
- Severed
- Size 1/2" x 1"

- 25 PSIG
- 40 PSIG
- 50 PSIG
- 55 PSIG
- 60 PSIG
- 6 WC (.2163)
- 7 WC (.252)
- Other \_\_\_\_\_

**PROTECTION IN PLACE:**

- Building  Fence  None
- Post  Rail  Vault  N/A
- Other \_\_\_\_\_

**DURATION OF ESCAPING GAS:**

Minutes: 34

**LEAK REPORT**

NUMBER: \_\_\_\_\_

EFV Activated  Yes  No  N/S

**FEED TYPE:**

- One-Way Feed
- Two-Way Feed

Number of Customers Affected: 0

Total Hours Service Was Off: 0

SERVICE ORDER NUMBER: \_\_\_\_\_

**DAMAGED BY:**

- Company Crew
- Contractor
- County
- Developer
- Farmer
- Municipality
- Property Owner/ Tenant
- Railroad
- State
- Unknown
- Utility
- Vehicle Accident
- Other \_\_\_\_\_

**TYPE OF CONSTRUCTION:**

- Agriculture
- Building Construction
- Building Demolition
- Cable TV
- Curbs / Sidewalk
- Drainage
- Driveway
- Electric
- Engineering / Surveying
- Fencing
- Grading
- Irrigation
- Landscaping
- Liquid Pipeline
- Milling
- Pole
- Natural Gas
- Public Transit Authority
- Railroad Maintenance
- Other \_\_\_\_\_

**NOTIFICATIONS AND OTHER DETAILS OF LOCATE:**

Locate Ticket: 1302180875

Date: \_\_\_\_\_ Time: \_\_\_\_\_ am / pm

**TYPE OF REQUEST:**

- Regular Request  Emergency Request
- Locate Company Notified
- Contact Name: \_\_\_\_\_
- Time Called: \_\_\_\_\_ am / pm
- Time Locator Arrived at the Site: \_\_\_\_\_ am / pm

Company Notified of Locate Near Critical Facilities  Yes  No  N/S

Copy of Mark Out Request Provided Within 2 Working Days  Yes  No  N/S

**ONE-CALL CENTER:**

- IUPPS
- OUPS
- Unknown

MAR 11 2013

Vectren Claim Number: \_\_\_\_\_

**TYPE OF EQUIPMENT:**

- Auger
- Backhoe / Track hoe
- Boring
- Drilling
- Explosives
- Farm Equipment
- Grader / Scraper
- Hand Tools
- Milling Equipment
- Plow
- Probing Device
- Trencher
- Vacuum Equipment
- Vehicle
- Other \_\_\_\_\_

**ROOT DAMAGING CAUSE:**

- Abandoned Facility
- Deteriorated Facility
- Facility Could Not be Found/ Located
- Facility Was Not Located / Marked
- Failure to Maintain Clearance
- Failure to Maintain Marks
- Failure to Support Exposed Facility
- Failure to Use Hand Tools Where Required
- Improper Backfilling
- Incorrect Records / Maps
- Marking or Location Not Sufficient
- No Notification Made to One-Call
- One-Call Notification Error
- Previous Damage
- Wrong Information Provided
- Other \_\_\_\_\_

**CONTRACTOR REPAIRS:**

- Contractor Working for Vectren Made Repairs at Own Expense  
 Yes  No  N/S
- Contractor Repaired Damage  
 Yes  No  N/S

*VECTREN made repair*

Name of Contractor: \_\_\_\_\_  
 # of Regular Hours; \_\_\_\_\_  
 # of Overtime Hours; \_\_\_\_\_  
 # of Regular Hours; \_\_\_\_\_  
 Crew Type: \_\_\_\_\_

**MATERIALS OR ROAD WORK:**

- Meter was replaced \_\_\_\_\_ (Stores Code)
- Regulator Was Replaced \_\_\_\_\_ (Stores Code)
- Temporary Asphalt Repair: \_\_\_\_\_ (sq. ft.)
- Permanent Asphalt Repair: \_\_\_\_\_ (sq. ft.)

Did Excavator Notify You

- Yes  No

Excavation Required

- Yes  No

Media at Site

- Yes  No

Was There Ignition of Gas?

- Yes  No

INVOICE:

- Yes  No  N/S

**RIGHT OF WAY:**

- Dedicated Utility Easement
- Federal Utility Easement
- Pipeline
- Power / Transmission Line
- Private - Business
- Private - Easement
- Private - Land Owner
- Public - County Road
- Public - Interstate Highway
- Public - Other
- Public - State Highway
- Public - City Street
- Unknown

**DAMAGING PARTY:**

Name: MONTY BLACK JR (Vectren)  
 Address: \_\_\_\_\_  
 City/ State/ Zip: \_\_\_\_\_  
 Phone: (765) 592-1763  
MONTY BLACK 3-1-13  
 Prepared / Investigated By: \_\_\_\_\_ Date: \_\_\_\_\_

**PARTY TO INVOICE:**

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City/ State/ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_  
Alexander 3/7/13  
 Reviewed by Field Supervisor: \_\_\_\_\_ Date: \_\_\_\_\_

*\* Vectren crew struck Service Tee while  
 uncairing for retirement. Vectren operator  
 Monty Black  
 VECTREN made repair*

NORMAL NOTICE

Ticket : 1302180875 Date: 02/18/2013 Time: 11:10 Oper: DMEYER Chan:034

State: IN Cnty: HENDRICKS Twp: LINCOLN  
 Cityname: BROWNSBURG Inside: Y Near: N  
 Subdivision:

Address : 224  
 Street : N GREEN ST  
 Cross 1 : PARK RD Within 1/4 mile: Y  
 Location: LOCATE ENTIRE PROPERTY  
 :  
 Grids : 3950A8623A 3950B8623A  
 Boundary: n 39.847400 s 39.843637 w -86.398660 e -86.396042

Work type : INSTALL NEW GAS SERVICE  
 Done for : VECTREN  
 Start date: 02/21/2013 Time: 07:00 Hours notice: 67/048 Priority: NORM  
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: N  
 Duration : 2 DAYS Depth: 6 FEET

Company : VECTREN Type: MEMB  
 Co addr : 1995 EAST MAIN STREET  
 City : DANVILLE State: IN Zip: 46122  
 Caller : LEE WERKING Phone: (317)563-2021  
 Contact : TODD HARRISON - CELL Phone:  
 BestTime:  
 Mobile : (317)563-2021  
 Email : THARRISON@VECTREN.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time  
 Will you be white-lining the dig site area? NO  
 :

Submitted date: 02/18/2013 Time: 11:10  
 Members: CV ID0002 ID2020 ID4471 ID5693 ID8061 ID9999 SBCIN SM

Member Name	Facility Types
AT&T - DISTRIBUTION	COMMUNICATIONS
BRIGHT HOUSE NETWORKS INDIANAPOLIS	CABLE TV
BROWNSBURG, TOWN OF	SEWER & WATER
COMCAST CABLEVISION - INDIANAPOLIS	CABLE TV
DUKE ENERGY / FORMERLY CINERGY	ELECTRIC
QWEST COMMUNICATIONS	FIBER OPTIC
SMITHVILLE TELEPHONE, BARTHOLOMEW COUNTY	TELEPHONE
VECTREN - DANVILLE	GAS

DAMAGE DAMAGE

Ticket : 1303010303 Date: 03/01/2013 Time: 08:50 Oper: DWILSON Chan:006

State: IN Cnty: HENDRICKS Twp: LINCOLN  
 Cityname: BROWNSBURG Inside: Y Near: N  
 Subdivision:

Address : 224  
 Street : N GREEN ST  
 Cross 1 : PARK RD Within 1/4 mile: Y  
 Location: LOCATE ENTIRE PROPERTY

:  
 Grids : 3950A8623A 3950B8623A  
 Boundary: n 39.847400 s 39.843637 w -86.398660 e -86.396042

Work type : INSTALL NEW GAS SERVICE  
 Done for : VECTREN  
 Start date: 03/01/2013 Time: 08:51 Hours notice: 0/000 Priority: EMER  
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: Y  
 Duration : 2 DAYS Depth: 6 FEET

Company : VECTREN Type: MEMB  
 Co addr : 1995 EAST MAIN STREET  
 City : DANVILLE State: IN Zip: 46122  
 Caller : MONTY BLACK Phone: (317)563-2021  
 Contact : TODD HARRISON - CELL Phone:  
 BestTime:  
 Mobile : (317)563-2021  
 Email : THARRISON@VECTREN.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time  
 VECTREN GAS LINE HAS BEEN DAMAGED--GAS IS BLOWING CAN SMELL AND HEAR IT--DAMAGED  
 ALONG THE STREET IN FRONT OF THE BUILDING--INCH AND A QUARTER STEEL LINE--DID  
 ADVISE TO CALL 911--VECTREN SUPERVISOR HAS BEEN NOTIFIED--CREW IS ON  
 SITE--PREVIOUS TICKET 1302180875--  
 Will you be white-lining the dig site area? NO  
 :

Submitted date: 03/01/2013 Time: 08:50  
 Members: CV ID0002 ID2020 ID4471 ID5693 ID8061 ID9999 SBCIN SM

Member Name	Facility Types
AT&T - DISTRIBUTION	COMMUNICATIONS
BRIGHT HOUSE NETWORKS INDIANAPOLIS	CABLE TV
BROWNSBURG, TOWN OF	SEWER & WATER
COMCAST CABLEVISION - INDIANAPOLIS	CABLE TV
DUKE ENERGY / FORMERLY CINERGY	ELECTRIC
QWEST COMMUNICATIONS	FIBER OPTIC
SMITHVILLE TELEPHONE, BARTHOLOMEW COUNTY	TELEPHONE
VECTREN - DANVILLE	GAS



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:43 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:43 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:53 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:19:59 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:23:23 AM



Property of United States Infrastructure Corporation  
Photo taken on 3/1/2013 9:23:48 AM

# Service Order Status

Tuesday, March 12, 2013

**Enter Service Order Number:**

5544068



Clear Form

Refresh Data

**Banner Instance:**  CS03PROD  CS01PROD  CS02PROD  
**Order Number:** N5544068  
**Order Type:** LEAK  
**Order Status:** Completed

**Customer:** 621275138 - SAVOR THYME CAFE LLC  
**Prem:** 5458040 - 224 N GREEN ST

**Technician:** 2142 - Hamstra, Charles

**Order Dates and Times**

**Need Date:** 3/1/2013 9:08:00 AM  
**Time Created:** 3/1/2013 9:04:25 AM  
**Time Dispatched:** 3/1/2013 9:04:25 AM  
**Time In Route:** 3/1/2013 9:05:05 AM  
**Time On-Site:** 3/1/2013 9:07:43 AM  
**Tech Complete:** 3/1/2013 9:34:57 AM  
**Time Closed:** 3/1/2013 9:34:00 AM

**Events Performed/Completion Code**

LKOT - CMP

**Meter Information**

**Current ReadStatus**  
**Old Meter:** 7057 Active  
**New Meter:**

**Completion Notes**

VECTREN CREW ONSITE, TEE BLEW OUT OF MAIN DURING CONSTRUCTION ACTIVITY, NO GAS I  
 N ANY BUILDINGS, LEAK SHUT DOWN BY CREW ONSITE, LEFT OK, READ , MCORDRAY/CHAMSTR  
 A

**Request Notes**

03/01/13 HIT LINE BLOWING PER BRITTANY W / IUPPS...ON SITE CONTACT IS TODD HARRISON W / VECTREN...TX  
 317-563-2021...CREW ON SITE...LOCATE REQUEST # 1302180875...DAMAGE ALONG STREET IN FRONT

**MDSI Event Dates and Times**

Event	Date/Time	User
AsnAssignmentManualAck_evt	3/1/2013 9:05:00 AM	Hamstra, Charles
AsnAssignmentEnRoute_evt	3/1/2013 9:05:05 AM	Hamstra, Charles
AsnAssignmentOnSite_evt	3/1/2013 9:07:43 AM	Hamstra, Charles
OrdOrderComplete_evt	3/1/2013 9:34:57 AM	Hamstra, Charles

NOTE:The Reporting database replicates in near real-time; it has been approximately 0 minute(s) since the last transaction replicated.



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

March 27, 2013

Monty Black  
Vectren  
1995 East Main Street  
Danville, In 46122

**Re: Notice of Preliminary Determination of Violation  
Pipeline Safety Division Case No. 4531**

**Date of Event:** 3/1/2013  
**Event Location:** 224 N Green St, Lincoln, Hendricks County  
**Excavator:** Vectren  
**Facility Owner:** Vectren

To Whom It May Concern:

On behalf of the Indiana Utility Regulatory Commission ("Commission"), I am writing to inform you that information has been filed with the Commission's Pipeline Safety Division regarding an alleged violation of Indiana Code chapter 8-1-26, the Indiana Damage to Underground Facilities Act ("the Act"). You are receiving this letter because you have been identified as the Respondent Excavator.

To ensure safety, the Indiana Underground Plant Protection Service (Indiana 811) and gas operators routinely provide reports to the Pipeline Safety Division when an operator's facility is damaged. The Division has received a report from one of these entities that on 3/1/2013, you or your business damaged a pipeline facility owned by Vectren and located at 224 N Green St, Lincoln, Hendricks County.

Based upon the information received, the Pipeline Safety Division is commencing an investigation into the event concerning you or your business to determine whether any statutory violations were committed regarding public safety, specifically the following:

- IC 8-1-26-16(g): Failure to provide notice of excavation.
- IC 8-1-26-16(h): Failure to perform required white lining.
- IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment.
- IC 8-1-26-18(f): Failure to properly locate facilities (operator violation)

The Division provides both you and Vectren with an opportunity to send in documentation explaining what occurred. This may include maps, photographs, narrative statements, and any other evidence you wish to provide. You have thirty (30) days from the date this letter is received to send in information, but an extension may be given for good cause shown. Please note that the Division's



## Summary of Procedures and Respondent's Rights

*Please note that the following is offered for informational purposes and does not constitute legal advice. Anyone involved in this process is entitled to individual legal representation and is encouraged to retain their own counsel in order to be fully apprised of their rights.*

### **What is the purpose of Indiana's Damage to Underground Facilities Act, IC 8-1-26?**

The purpose of this Act is to promote excavation and pipeline safety and to reduce imminent danger to life, health, property, or loss of service associated with unsafe digging practices.

### **Who reports possible violations?**

Any person or entity may report a violation of the Indiana Damage to Underground Facilities Act ("Act") to the Indiana Utility Regulatory Commission ("Commission") Pipeline Safety Division ("Division"), but most reports of violations are communicated regularly to the Pipeline Division from the Indiana Plant Underground Protection Service, commonly referred to as Indiana 811 Association Office. Pursuant to 170 IAC 5-5-2(b), violations shall be reported to the Pipeline Division within thirty (30) days of their occurrence.

### **What is the process for investigating alleged violations?**

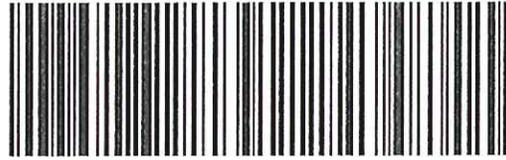
The Division shall commence an investigation of each report by contacting the excavator and gas operator involved by sending a written request for information within sixty (60) days, per 170 IAC 5-5-3(a). The initial letter you received requesting information commenced the investigation in your case. If there was a contact person from your company listed on the letter, that is the name the Division was provided with from Indiana 811 (i.e. the person who called in the locate ticket or reported the line hit).

You have thirty (30) days to respond to the investigation with information that demonstrates that you called in a proper locate ticket and hand excavated within two (2) feet of the gas pipeline. You also have the opportunity to provide the names of anyone else who may have information in your case. A similar letter was provided to the gas operator. The Division will review the excavator and operator responses and from there provide their findings to the Underground Plant Protection Advisory Committee ("Advisory Committee") regarding whether you or the gas operator violated a provision of Indiana's Damage to Underground Facilities Act, IC 8-1-26. If the Division does not find a violation was committed, you will receive a letter stating that the case will be closed and the Division will not forward findings to the Advisory Committee.

The Advisory Committee meets monthly to review the Division's findings. If your case will go before the Advisory Committee, you will receive a letter noting the date, time, and location of the meeting and a copy of the Division's Investigation Report for your case. You will have an additional opportunity to provide documentation disputing the Division's findings.

If the Advisory Committee agrees with the Division's findings, they will assess a civil penalty. You will be notified of the penalty assessed and provided the opportunity to accept the penalty or request a public hearing to dispute it. If you accept the penalty or fail to properly request a public hearing, the Commission will consider the penalty and approve or disapprove the findings.

INDIANA UTILITY REGULATORY COMMISSION  
101 W WASHINGTON ST STE 1500  
INDIANAPOLIS, IN 46204-2764



Return Receipt (Electronic)

9214 8901 0661 5400 0013 7583 38

4531

DARLENE KULHANEK  
VECTREN  
1 N MAIN ST  
PO BOX 209  
EVANSVILLE, IN 47702-0209

109

.....  
CUT / FOLD HERE

.....  
6 X9 ENVELOPE  
CUT / FOLD HERE

.....  
CUT / FOLD HERE