



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: Eby Construction

UPPAC Database Record ID: 4684

Report Date: 8/19/2013

Investigator: Mike Orr

Damage Date: 5/2/2013 11:33:47 AM

Damage Address: 146 Ems W25 Ln, Tippecanoe, Kosciusko

The Parties

Excavator: **Eby Construction**

Address: 8326 Fritz Road, Fort Wayne, In 46818

Facility Owner: **NIPSCO**

Pipeline Facility

Facility Type: Natural Gas

Facility Function: Service/Drop

Type of Equipment: Hand Tools

Type of Work Performed: Drainage

Damage Impact

Product Release: Yes

Ignition: No

Service Interruption: True

Number of Customers Affected: 1

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$

Excavator Activities/Cause of Damage Information:

Excavator Request Locates: No
4/3/2013

Indiana 811 Ticket Number: 1304011191

Original Start Date:

Locate Instructions: LOCATE ENRTIRE ROAD SIDE OF PROPERTY

Follow-Up Locate Instructions (if applicable):

Synopsis: Excavator struck and damaged an underground natural gas service while performing drainage work.

Findings: Reported by Indiana 811; excavator did not respond to initial notice mailed 7/10/2013. Excavator failed to maintain a valid locate ticket.

Conclusion: There was a failure to provide notice of excavation.

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



150 West Market Street, Suite 600
Indianapolis, IN 46204

August 12, 2013

Via Electronic Transmission – PipelineDamageCase@urc.in.gov

Pipeline Safety Division – Case No. 4684
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 East
Indianapolis, Indiana 46204

RE: Investigation Request for Information; Pipeline Division Case No. 4684

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: 5/2/2013

Event Location: 146 Ems W25 Ln

City: Indianapolis

Facility Owner: Nipsco

Excavator: Eby Construction

Other Party: N/A

Pipeline Division Case No. 4684

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

IURC INFORMATION REQUEST	
Pipeline Safety Division Case No. 4684	
Date of Event	5/2/2013
Event Location	146 Ems W25 Ln
Event City	Tippecanoe
Facility Owner	Nipsco
Excavator	Eby Construction
Date of IURC Information Request	July 12, 2013
THE PARTIES	
EXCAVATOR:	
BUSINESS NAME	Eby Construction LLC
RESPONSIBLE PARTY PERSONAL NAME	
TITLE (IF ANY)	
ADDRESS	8326 Fritz Road
CITY/ STATE/ZIP	Fort Wayne / IN / 46818
PREFERRED TELEPHONE	260-489-4403
CELL PHONE TELEPHONE	260-437-2553
EMAIL ADDRESS	dougeby1@gmail.com
FACILITY INFORMATION - OWNER/OPERATOR OF UTILITY LINE:	
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	LSELKING@NISOURCE.COM
LOCATOR SERVICE INFORMATION	
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	morganthompson@usicinc.com
OTHER (WITNESS, POLICE, FIRE, OTHER) INFORMATION	
PERSONAL CONTACT	
BUSINESS/ORGANIZATION NAME	
TITLE (IF ANY)	

ADDRESS	
CITY/ STATE/ZIP	
PREFERRED TELEPHONE	
CELL PHONE TELEPHONE	
EMAIL ADDRESS	
UTILITY LINE IMPACT	
LOCATION OF DAMAGE	
ADDRESS	146 EMS W25 LN
CITY/STATE/ZIP	North Webster / IN /
NEAREST INTERSECTION	
PRODUCT TYPE (Select One)	
NATURAL GAS	X
LIQUID PIPELINE	
UNKNOWN/OTHER	
FACILITY TYPE (Select One)	
DISTRIBUTION	
GATHERING	
SERVICE/DROP	X
TRANSMISSION	
UNKNOWN/OTHER	
SIZE (DIAMETER/ETC.)	5/8"
PRESSURE (PSIG/INCHES)	Click here to enter text.
INTERRUPTION IN SERVICE (YES/NO)	Yes
NUMBER OF CUSTOMERS AFFECTED	1
EVACUATION (YES/NO)	No
IF YES, HOW MANY EVACUATED	
REPAIR COST (IF KNOWN) (\$)	
CAUSE OF DAMAGE INFORMATION:	
TYPE OF EQUIPMENT (Select One)	
Auger	
Backhoe/Trackhoe	
Boring/Drilling	
Directional Drilling	
Explosives	
Farm Equipment	
Grader/Scraper	
Hand Tools	X
Milling Equipment	
Probing Device	

Trencher	
Vacuum Equipment	
Unknown/Other	
TYPE OF WORK PERFORMED (Select One)	
Agriculture	
Cable TV	
Curb/Sidewalk	
Bldg. Construction	
Bldg. Demolition	
Drainage	
Driveway	X
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)	Yes
IGNITION AND/OR FIRE (YES/NO)	No
EXCAVATOR NOTIFY 811 (YES/NO)	Yes - 1305021710
LOCATE INFORMATION:	
EXCAVATOR REQUEST LOCATE (YES/NO)	No

INDIANA 811 LOCATE TICKET NUMBER	N/A
LOCATE MARKS VISIBLE (YES/NO)	No
LOCATE MARKS CORRECT (YES/NO)	
EXCAVATOR "WHITE LINED" (YES/NO)	No
MAPS USED TO MARK FACILITIES (YES/NO)	No
OPERATOR EMPLOYEES ON-SITE DURING EXCAVATION (YES/NO)	No
INCIDENT IMPACT INFORMATION	
NUMBER OF OUTPATIENT TREATED	0
NUMBER OF INPATIENT TREATED	0
NUMBER OF FATALITIES	0
FIRE DEPARTMENT RESPONSE (YES/NO)	N/A
POLICE DEPARTMENT RESPONSE (YES/NO)	N/A
AMBULANCE RESPONSE (YES/NO)	N/A
ADDITIONAL INFORMATION/COMMENTS	
No notification made to the one-call center.	

Fact Based Investigation Report

Notification ID 01820130502005
Damage Date 05/02/2013 11:33
Notified By DOUG EBY ()
Damage Address 146 EMS W25 LN
NORTH WEBSTER, IN
District Northern Indiana
Notification Date 05/02/2013 11:35

Damaged Customer NIPSCO

Investigation Date From 05/02/2013 11:50:00 **To** 05/02/2013 12:25:00

Excavator Involved eby
Type of Excavation drive

Orig. Locate Request 1304011191 **Start Date** 04/03/2013 10:00
Type of Ticket Routine **Locate Req. Info** N/A

Damage Request # 1305021710 **Start Date** 05/02/2013 11:55

Pictures Taken By tom pasko **Date** 05/02/2013 12:25
Photography Type Digital **Frame #**

Investigator Emp. # 121650 **Investigator Name** tom pasko
Based on your investigation, is further investigation needed? No

Fact Based Investigation Customer Information

Facility Description Low Profile **Facility ID** Gas Service

Locator Name & EMP # Pasko Tom - 121650 **Locator Not Known**

Investigation Findings

Facility Marked Accurately
Relocate Needed

Other Notes

Investigation Methods

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

Investigator Statement/Causal Factors

no marks at all at time of damage,ticket IS 30 days old. Post locate photos show gas was marked on locate 1305021710

Names of Utility Representatives Contacted or on Site and Statement

need new locate,no marks left. will bill eby

Names of Excavator's Representatives Contacted or on Site and Statement

na

Other individuals on site

na

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?	Yes
Extent of facility damage	cut pl service
Replacement Footage	1'
Was contractor assistance required? If yes, who?	No
What contractor equipment was used?	
Is the facility shown on the utility records?	No
If yes, list record numbers	

Facility: Transmission Lines; Folder: N/A; Assigned To: N/A

NIPSCO 00554 IUPPSa 05/02/2013 11:33:52 1305021710-00A EMER DAMG STRT

DAMAGE SEE REMARKS

Ticket : 1305021710 Date: 05/02/2013 Time: 11:31 Oper: ALOUIE Chan:032

State: IN Cnty: KOSCIUSKO Twp: TIPPECANOE
Cityname: NORTH WEBSTER Inside: Y Near: N
Subdivision:

Address : 146
Street : EMS W25 LN
Cross 1 : E BACKWATER RD Within 1/4 mile: Y
Location: LOCATE ENRTIRE ROAD SIDE OF PROPERTY
:
Grids : 4118A8540C 4119D8540B 4119D8540C
Boundary: n 41.320194 s 41.315778 w -85.676189 e -85.672033

Work type : BASEMENT
Done for : DAN DAVEN
Start date: 05/02/2013 Time: 11:31 Hours notice: 0/000 Priority: EMER
Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: Y
Duration : 1 WEEK Depth: 8 FEET

Company : EBY CONSTRUCTION Type: CONT
Co addr : 8326 FRITZ ROAD
City : FORT WAYNE State: IN Zip: 46818
Caller : DOUG EBY Phone: (260)489-4403
Contact : DOUG EBY CELL Phone:
BestTime:
Mobile : (260)437-2553
Fax : (260)490-4045
Email : DOUGEBY1@GMAIL.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time
A NIPSCO GAS LINE HAS BEEN DAMAGED---THE GAS LINE IS BLOWING AND IT CAN BE HEARD
AND SMELT---LINE IS MAKING A HISSING SOUND---THE LINE WAS DAMAGED 5 FEET FROM
THE ROAD ON THE PROPERTY---THE LINE WAS A YELLOW PLASTIC LINE---ADVISED CALLER
TO CALL 911---CALLER HAS ALREADY CALLED NIPSCO---PREVIOUS TICKET NUMBER
1304011191
Will you be white-lining the dig site area? NO
:

Submitted date: 05/02/2013 Time: 11:31
Members: ID2034 ID2182 ID5857 ID7634 NIPSCO SM

NORTHERN INDIANA PUBLIC SERVICE COMPANY FACILITY DAMAGE REPORT

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

REPORTING OPERATING AREA 11-GOSHEN MAXIMO WO# 745584
OPERATING AREA CONTACT _____ JOB ORDER # 546561
TRACKING NUMBER 018 2013 0502 005 LOCATE REF # _____
Locate Performed By: USIC

DATE AND TIME OF ACCIDENT 05-02 2013 11:28AM DATE OF REPORT 05-02-2013
PLACE OF DAMAGE (INCLUDE CITY) 146 EMS W25 LN - NORTH WEBSTER

DAMAGE WAS TO:

ELECTRIC - POLE / TRANSFORMER: # _____ SIZE _____ YEAR INSTALLED _____ BROKEN YES () NO ()

OTHER (DESCRIBE) _____

GAS: SERVICE MAIN () SIZE 5/8" MATERIAL: PLASTIC STEEL () METER () REG STATION () STUB ()
OTHER (DESCRIBE) _____

DEPTH OF FACILITY (inches) 10" PRESSURE (PSI) 50 Lbs.

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

INTERRUPTION OF SERVICE: YES NO () NUMBER OF CUSTOMERS LOST: 1 - RELIT

DURATION OF INTERRUPTION: TIME REPORTED 11:28AM TIME RESTORED 13:00PM

DIAMETER/MEASUREMENT OF HOLE IN GAS FACILITY: 1/16"

LOCATE MARKS ON SITE: YES () DISTANCE BETWEEN FACILITY AND LOCATE MARKS _____ NO

HOW LOCATED: PAINT () FLAGS () BOTH () WHITE LINED ()

PARTY THAT CAUSED DAMAGES (NAME) EBY CONSTRUCTION, L.L.C.

ADDRESS OF PARTY (INCLUDE CITY) _____

WHO WAS IN CHARGE OF THE WORK SITE AT TIME OF DAMAGE DOUG EBY PHONE (260) 489-4403
CELL (260) 437-2553

WITNESS NAME AND ADDRESS _____

WITNESS REMARKS _____

AGENCIES NOTIFIED / ONSITE: POLICE () AGENCY N/A REPORT # _____

FIRE () AGENCY N/A REPORT # _____

OTHER () N/A Any Injuries? () YES # _____ NO

PHOTOS TAKEN: YES NO () TAKEN BY: TOM PASKO - USIC (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 checked="" 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 type="checkbox"/> ROAD WORK | <input type="checkbox"/> SEWER | |

TYPE OF EQUIPMENT USED - CHECK APPROPRIATE CHOICE BELOW

- | | | |
|--|--|--|
| <input type="checkbox"/> AUGER | <input checked="" type="checkbox"/> HAND TOOLS | <input 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 type="checkbox"/> STUB <input checked="" type="checkbox"/> OTHER <u>LOCATES EXPIRED</u> |

• SEE REVERSE SIDE FOR COMMENTS AND DIAGRAM

SIN #110601 Rev. 5-12

COMMENTS :

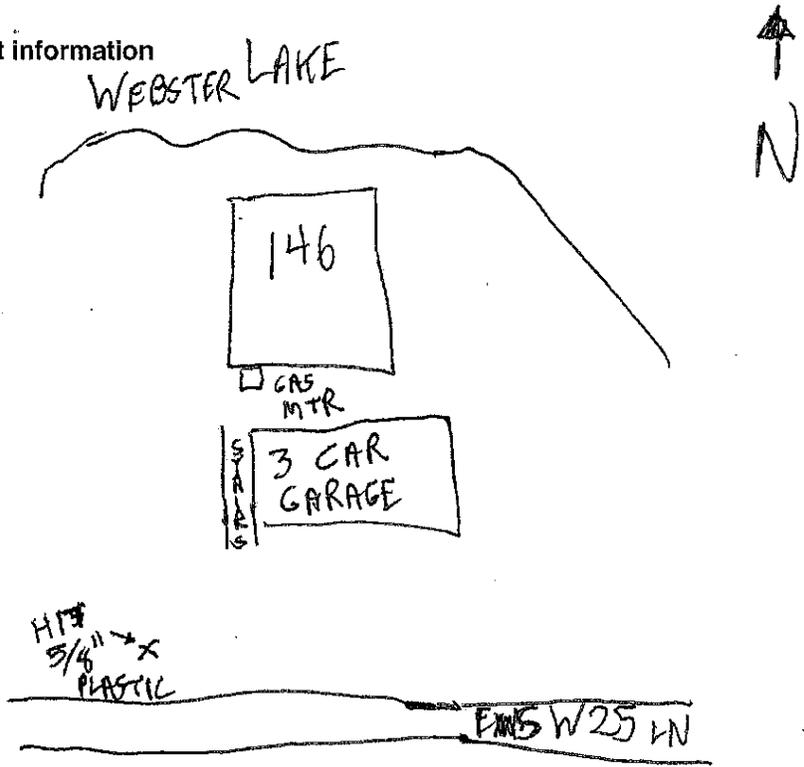
PERSON PREPARING REPORT DARRELL FARRINGTON

FIELD SUPERVISOR JOE COLE

FIELD MANAGER Randy Dnn

- 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: _____



Property of United States Infrastructure Corporation
Photo taken on 5/2/2013 12:11:22 PM