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

Pipeline Safety Division Investigation Report

Investigation regarding: Sterling Contracting LLC

UPPAC Database Record ID: 4712

Report Date: 8/20/2013 Investigator: Howard Friend

Damage Date: 4/8/2013 Damage Address: 11166 W. State Road 10, Demotte, Jasper

The Parties

Excavator: **Sterling Contracting LLC**

Address: PO Box 31, Pierceton, In 46562

Facility Owner: **NIPSCO**

Pipeline Facility

Facility Type: Natural Gas Facility Function: Service/Drop

Type of Equipment: Trencher Type of Work Performed: Electric

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 Indiana 811 Ticket Number: Original Start Date:

Locate Instructions:

Follow-Up Locate Instructions (if applicable):

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

Findings: Reported by Carrie Ludwig (NIPSCo); excavator's response to initial notice was received on 8/6/2013. The excavator failed to provide notice of excavation prior to trenching.

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

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

150 West Market Street, Suite 600
Indianapolis, IN 46204

August 12, 2013

Via Electronic Transmission – PipelineDamageCase@urc.in.gov

Pipeline Safety Division – Case No. 4712
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 East
Indianapolis, Indiana 46204

RE: Investigation Request for Information; Pipeline Division Case No. 4712

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: 4/8/2013

Event Location: 11166 W. State Road 10

City: Indianapolis

Facility Owner: Nipsco

Excavator: Sterling Contracting Llc

Other Party: N/A

Pipeline Division Case No. 4712

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. 4712	
Date of Event	4/8/2013
Event Location	11166 W. State Road 10
Event City	Demotte
Facility Owner	Nipsco
Excavator	Sterling Contracting LLC
Date of IURC Information Request	July 12, 2013
THE PARTIES	
EXCAVATOR:	
BUSINESS NAME	Sterling Contracting LLC
RESPONSIBLE PARTY PERSONAL NAME	
TITLE (IF ANY)	
ADDRESS	PO Box 31
CITY/ STATE/ZIP	Pierceton / IN / 6562
PREFERRED TELEPHONE	574-594-2342
CELL PHONE TELEPHONE	
EMAIL ADDRESS	
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	11166 W. State Road 10
CITY/STATE/ZIP	DeMotte / 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.)	1 1/8"
PRESSURE (PSIG/INCHES)	Click here to enter text.
INTERRUPTION IN SERVICE (YES/NO)	No
NUMBER OF CUSTOMERS AFFECTED	0
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/Scrapper	
Hand Tools	
Milling Equipment	
Probing Device	

Trencher	X
Vacuum Equipment	
Unknown/Other	
TYPE OF WORK PERFORMED (Select One)	
Agriculture	
Cable TV	
Curb/Sidewalk	
Bldg. Construction	
Bldg. Demolition	
Drainage	
Driveway	
Electric	X
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)	No
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)	Yes
POLICE DEPARTMENT RESPONSE (YES/NO	Yes
AMBULANCE RESPONSE (YES/NO)	N/A
ADDITIONAL INFORMATION/COMMENTS	
No notification made to the one-call center. NIPSCO Emergency Repair Ticket Number: 1304081916.	

Fact Based Investigation Report

Notification ID 01820130408005
Damage Date 04/08/2013 00:00
Notified By ANESSIA BALIEY (Facility Owner)
Damage Address 11166 W STATE RD 10 X N COUNTY RD 1100 W (JASPER COUNTY) DEMONT , IN
District Northern Indiana
Notification Date 04/08/2013 13:00

Damaged Customer NIPSCO

Investigation Date From 04/08/2013 13:00:00 **To** 04/08/2013 13:25:00

Excavator Involved STERLING CONSTRUCTION
Type of Excavation STREET LIGHT

Orig. Locate Request 1304081916 **Start Date**
Type of Ticket **Locate Req. Info N/A** Yes

Damage Request # 1304081916 **Start Date**

Pictures Taken By ROBERT PUENT **Date** 04/08/2013 13:05
Photography Type Digital **Frame #** N/A

Investigator Emp. # 125915 **Investigator Name** ROBERT PUENT
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 # - **Locator Not Known** Yes

Investigation Findings
No Locate Req. By Contractor
Other Notes

Investigation Methods
Visual, Facility Exposed At Time Of Investigation

Investigator Statement/Causal Factors
PER ROBERT NO LOCATES CALLED
Names of Utility Representatives Contacted or on Site and Statement
N/A
Names of Excavator's Representatives Contacted or on Site and Statement
N/A
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 tolerence zone of marks? No
Extent of facility damage CUT

Replacement Footage	2'
Was contractor assistance required? If yes, who?	No N/A
What contractor equipment was used?	N/A
Is the facility shown on the utility records?	No
If yes, list record numbers	N/A

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

NIPSCO 00494 IUPPSa 04/08/2013 12:21:12 1304081916-00A EMER NEW GRID

EMERGENCY

Ticket : 1304081916 Date: 04/08/2013 Time: 12:16 Oper: LPORTER Chan:046

State: IN Cnty: JASPER Twp: KEENER
Cityname: DE MOTTE Inside: Y Near: N
Subdivision:

Address : 11166
Street : W IN RT 10
Cross 1 : N 1100 W Within 1/4 mile: Y
Location: LOCATE ENTIRE PROPERTY
:
Grids : 4108B8715A 4108B8715B 4108B8715C
Boundary: n 41.145570 s 41.144310 w -87.264889 e -87.255960

Work type : REPAIR GAS LINE
Done for : NIPSCO
Start date: 04/08/2013 Time: 12:18 Hours notice: 0/000 Priority: EMER
Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: Y
Duration : 1 DAY Depth: 6 FEET

Company : NIPSCO Type: MEMB
Co addr : 801 EAST 86TH AVENUE
City : MERRILLVILLE State: IN Zip: 46410
Caller : ANNISA BAILEY Phone: (800)322-2806
Contact : MARK SCHIESSLE - CELL Phone:
BestTime:
Mobile : (219)746-8237
Fax : (219)647-4764

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

Submitted date: 04/08/2013 Time: 12:16
Members: COMCN ID2009 ID2189 ID4601 NIPSCO SM

NORTHERN INDIANA PUBLIC SERVICE COMPANY
FACILITY DAMAGE REPORT

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

REPORTING OPERATING AREA CROWN POINT MAXIMO WO #

OPERATING AREA CONTACT M. SCHIESSLE JOB ORDER # 584004-3

TRACKING NUMBER 018-2013-0408-005 LOCATE REF #

Locate Performed By:

DATE AND TIME OF ACCIDENT 4/8/13 2013, 10:30 AM DATE OF REPORT 4/8/13

PLACE OF DAMAGE (INCLUDE CITY) 11166 ST. RD 10 DEMOTTE IN. 46310

DAMAGE WAS TO:

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

OTHER (DESCRIBE)

GAS: SERVICE (X) MAIN ( ) SIZE 1 1/2" MATERIAL: PLASTIC (X) STEEL ( ) METER ( ) REG STATION ( ) STUB ( )

OTHER (DESCRIBE)

DEPTH OF FACILITY (inches) 18-24 PRESSURE (PSI) 40 Lbs.

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

INTERRUPTION OF SERVICE: YES ( ) NO (X) NUMBER OF CUSTOMERS LOST:

DURATION OF INTERRUPTION: TIME REPORTED .75 TIME SHUT OFF 11:00 TIME RESTORED 12:00

DIAMETER/MEASUREMENT OF HOLE IN GAS FACILITY: SLICE

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

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

PARTY THAT CAUSED DAMAGES (NAME) STERLING CONTRACTING LLC (INDIANA)

PHONE 574 594 2342

ADDRESS OF PARTY (INCLUDE CITY)

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

WITNESS NAME AND ADRESS Bruce Cordray, Justin Payne

WITNESS REMARKS no locates

AGENCIES NOTIFIED / ONSITE: POLICE (X) AGENCY REPORT #

FIRE (X) AGENCY REPORT #

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

PHOTOS TAKEN: YES ( ) NO (X) TAKEN BY: (ATTACH PHOTOS TO REPORT)

MEDIA ON SITE YES ( ) NO (X)

WORK IN PROGRESS WHEN FACILITY DAMAGED – CHECK APPROPRIATE CHOICE BELOW

( ) AGRIGULTURE/FARMING	( ) CABLE TV	( ) CURB/SIDEWALK	( ) TELECOMMUNICATIONS
( ) BLDG CONSTRUCTION	( ) DEMOLITION	( ) DRAINAGE	( ) WATER
( ) DRIVEWAY	(X) ELECTRIC	( ) SURVEYING	( ) DRAINS/CULVERTS
( ) FENCING	( ) GRADING	( ) IRRIGATION	( ) MOWING
( ) LANDSCAPING	( ) PIPELINE	( ) MILLING	( ) OTHER
( ) POLE/SIGN POST	( ) ROAD WORK	( ) SEWER	

TYPE OF EQUPMENT USED – CHECK APPROPRIATE CHOICE BELOW

( ) AUGER	( ) HAND TOOLS	( ) BACKHOE/TRACKHOE
( ) MILLING EQUIPMENT	( ) PROBING DEVICE	( ) BORING / DRILLING
( ) EXPLOSIVES	(X) TRENCHER	( ) FARM EQUIPMENT
( ) VACCUUM EQUIPMENT	( ) GRADER	( ) OTHER

REASON DAMAGE OCCURRED– CHECK APPROPRIATE CHOICE BELOW

( ) AUTOMOTIVE ACCIDENT	( ) EXCAVATING BEFORE LOCATES DUE	( ) CARELESS MACHINE OPERATOR
(X) NO NOTIFICATION	( ) MARKS DISTURBED	( ) STUB ( ) OTHER

- **SEE REVERSE SIDE FOR COMMENTS AND DIAGRAM**

COMMENTS : NO VISIBLE LOCATE MARKS

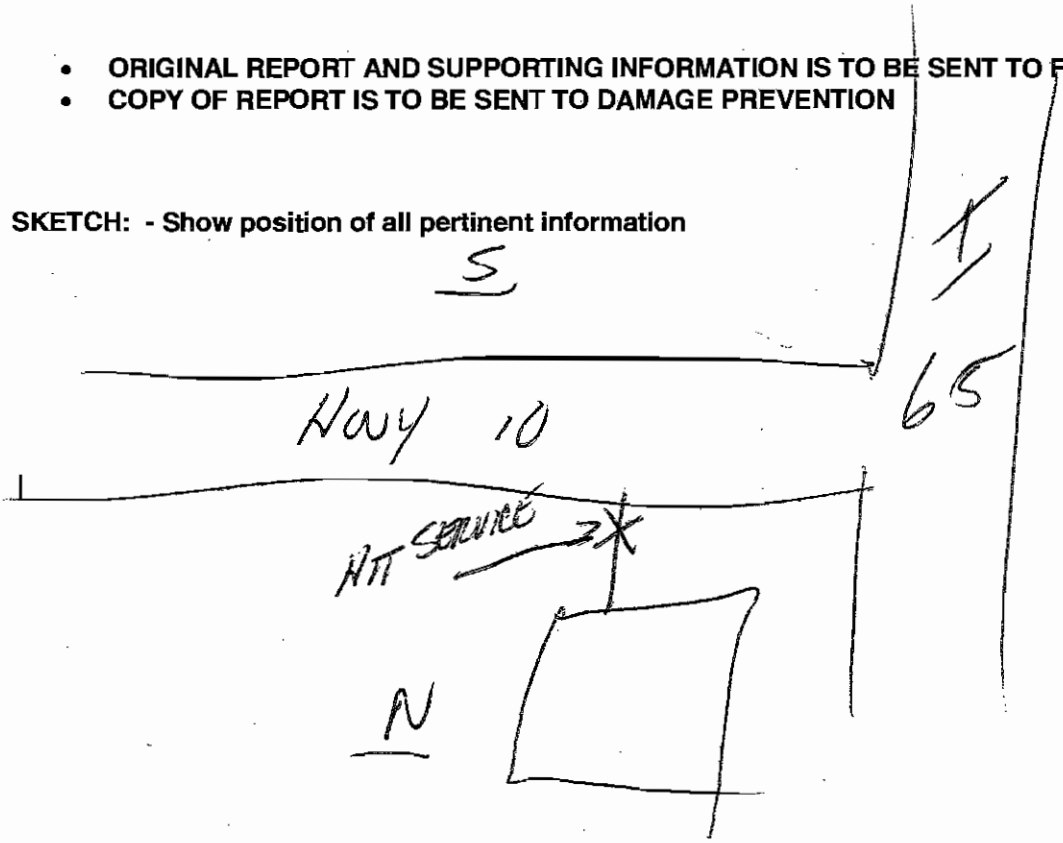
PERSON PREPARING REPORT BRUCE CORDRAY

FIELD SUPERVISOR [illegible]

FIELD MANAGER _____

- **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: _____

NORTHERN INDIANA PUBLIC SERVICE COMPANY
FACILITY DAMAGE REPORT

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

REPORTING OPERATING AREA Crown Point MAXIMO WO #

OPERATING AREA CONTACT 018 2013 0405009 JOB ORDER # 584003

TRACKING NUMBER LOCATE REF # No locates

Locate Performed By: USIC

DATE AND TIME OF ACCIDENT 4-5 2013, 1:30 PM DATE OF REPORT 4-5-13

PLACE OF DAMAGE (INCLUDE CITY) 762 Coach light Ln, Lowell 46356

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) ~30" PRESSURE (PSI) 40 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

DURATION OF INTERRUPTION: TIME REPORTED 1212 TIME SHUT OFF 1330 TIME RESTORED

DIAMETER/MEASUREMENT OF HOLE IN GAS FACILITY: 5/8"

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

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

PARTY THAT CAUSED DAMAGES (NAME) Mares Fence

ADDRESS OF PARTY (INCLUDE CITY) 49 E Main St Chicago Heights, IL 60411

WHO WAS IN CHARGE OF THE WORK SITE AT TIME OF DAMAGE Edwardo Mare

WITNESS NAME AND ADRESS Jim Bode, M. Schiessle, M. Coapstick

WITNESS REMARKS no locates on site

AGENCIES NOTIFIED / ONSITE: POLICE ( ) AGENCY REPORT #

FIRE (✓) AGENCY Lowell Township 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

( ) AGRIGULTURE/FARMING	( ) CABLE TV	( ) CURB/SIDEWALK	( ) TELECOMMUNICATIONS
( ) BLDG CONSTRUCTION	( ) DEMOLITION	( ) DRAINAGE	( ) WATER
( ) DRIVEWAY	( ) ELECTRIC	( ) SURVEYING	( ) DRAINS/CULVERTS
(✓) FENCING	( ) GRADING	( ) IRRIGATION	( ) MOWING
( ) LANDSCAPING	( ) PIPELINE	( ) MILLING	( ) OTHER
( ) POLE/SIGN POST	( ) ROAD WORK	( ) SEWER	

TYPE OF EQUPMENT USED – CHECK APPROPRIATE CHOICE BELOW

( ) AUGER	(✓) HAND TOOLS	( ) BACKHOE/TRACKHOE
( ) MILLING EQUIPMENT	( ) PROBING DEVICE	( ) BORING / DRILLING
( ) EXPLOSIVES	( ) TRENCHER	( ) FARM EQUIPMENT
( ) VACCUUM EQUIPMENT	( ) GRADER	( ) OTHER

REASON DAMAGE OCCURRED– CHECK APPROPRIATE CHOICE BELOW

( ) AUTOMOTIVE ACCIDENT	( ) EXCAVATING BEFORE LOCATES DUE	( ) CARELESS MACHINE OPERATOR	
(✓) NO NOTIFICATION	( ) MARKS DISTURBED	( ) STUB	( ) OTHER

- **SEE REVERSE SIDE FOR COMMENTS AND DIAGRAM**

COMMENTS : no visible locates on utilities

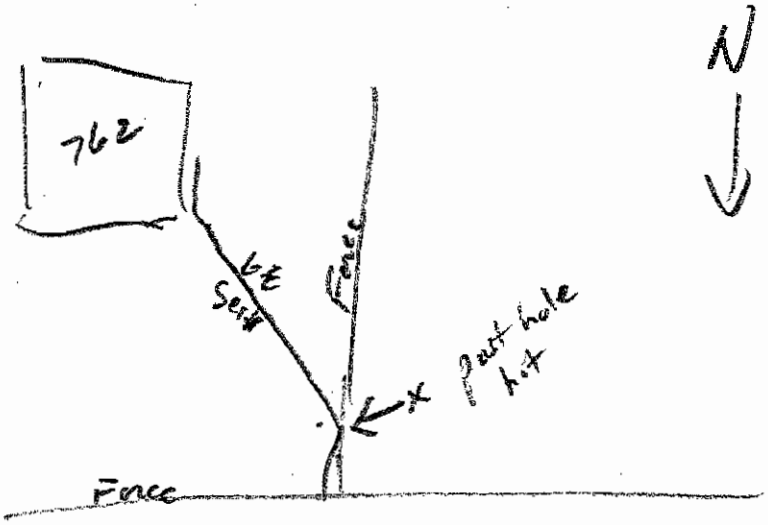
PERSON PREPARING REPORT Jon Rodz

FIELD SUPERVISOR Mark Schiessle

FIELD MANAGER _____

- **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 4/8/2013 12:41:19 PM

DAMAGE INFORMATION REPORT – PIPELINE SAFETY DIVISION

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

Submitted to IURC-Pipeline Safety on: Apr 23, 2013

Who is submitting this information?

Name of person providing this information: Carrie Ludwig (NIPSCo)

Business address *(number and street)*: 3511 East 15th Avenue

City, State, and ZIP code: Gary, IN 46403

Telephone number *(area code)*: (219)962-0422

Fax number *(area code)*: (219)962-0404

E-mail address: cludwig@nisource.com

Excavator Information, if known

Full name: Sterling Contracting LLC

Business address *(number and street)*: PO Box 31

City, State, and ZIP code: Pierceton, IN 46562

Telephone number *(area code)*: (574)594-2342

Fax number *(area code)*:

E-mail address:

Excavation or Demolition Information

Excavator type: Contractor

Excavation or demolition equipment: Trencher

Type of work performed: Electric

Date and Location of Damage

Date of damage (*month, day, year*): Apr 8, 2013

County: Jasper

City: DeMotte

Street address (*number and street, city, state, and ZIP code*):
11166 W. State Road 10

Nearest intersection: N 11100 W

Right of way where damage occurred: Unknown/Other

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? _____

Was there a customer service interruption? No

If yes, how many affected? _____

Time to restore service (*in hours*): 1

Enter number of injuries, if applicable and known: _____

Enter number of fatalities, if applicable and known: _____

Property damage, Estimate $_____

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? 18

Notification, Locating, Marking

Did excavator request locates prior to commencing work? No

Enter Indiana 811 ticket number, if known: _____

Was the locate request completed within two working days?

If locates were performed, were they done so by a contractor or pipeline employee? Unknown/Other

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

Were facility marks visible in the area of excavation? No

Were facilities marked correctly? Unknown/Other

Type of markings used:

If other, please specify: _____

Was site marked by "White Lining"?

Were special instructions part of the locate request?

Were maps used to complete the locate request?

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? No

Did the excavator notify 911 in the event of a release of product? Yes

Description of Cause

Select from the list the most accurate cause for the damage: --No notification made to the one-call center

Additional Comments

Emergency ticket# 1304081916.

STERLING CONTRACTING, LLC
Building with Sterling Quality
P.O. Box 31 • Pierceton, IN 46562 • Phone: 574.594.2342 • Fax: 574.594.2391

August 1, 2013

RECEIVED
AUG 06 2013
INDIANA UTILITY
REGULATORY COMMISSION

Indiana Utility Regulatory Commission
101 W Washington Street, Ste 1500E
Indianapolis, IN 46204-3407

RE: Notice of Preliminary Determination of Violation
Pipeline Safety Division Case No. 4712

To Whom It May Concern:

This letter is in response to the Determination of Violation letter we received dated 6/28/13. Please find enclosed the Information Request Form as well as our additional documentation from our company detailing the events that happened. We ask that you please take into consideration our history of calling in locates prior to digging on our jobs. Please note that we had a new operator as well as a new administrative assistant. Our administrative assistant did not have the necessary information for the locates and gave the 811 operator our field employee's phone number to get the rest of the information. Our field employee did not receive a phone call from the 811 operator, and assumed that our administrative assistant had relayed all the necessary information for the locates. We have further provided training to both our field employee as well as our administrative assistant and corrected this situation from future occurrences. It was our intention to call in locates prior to our field employee beginning any digging, and an attempt was made, however, it was due to a miscommunication that this procedure was not properly followed through with. We sincerely apologize for any inconvenience and have paid Nipsco for all damages incurred.

Sincerely,

Tiffany Makinson

Tiffany Makinson
Sterling Contracting, LLC

Enclosures

INFORMATION REQUEST
State Form 54909 (R / 3-13)
INDIANA UTILITY REGULATORY COMMISSION – PIPELINE SAFETY DIVISION

Case Number: 4712

Date of Damage *(month, day, year)*: 4/8/2013

Location of Damage:

Address (*number and street*): 11166 W. State Road 10

City, State and ZIP Code: Demotte, IN 46310

Nearest Intersection: State Rd 10 + 65 North
Jaspie County

Excavator Information:

Business Name: Sterling Contracting LLC

Responsible Party Personal Name: Todd Bricker was equipment operator on 4/8/2013

Title (*if any*): Jeremy + Tiffany Makinson owners of Sterling Contracting LLC

Address (*number and street*): PO Box 31 4640 State Rd 13 N

City, State and ZIP Code: Peircelton, In 46562 Leesburg, In 46538

Preferred Telephone Number (area code): 574-594-2342

Email Address: jeremy@sterlingcontractingllc.net or
tiffany@sterlingcontractingllc.net

Utility Information:

Utility Name: Nipsco

Contact Person: Unknown.

Title (*if any*):

Cause of Damage Information

Type of Equipment *(select one)*: Trencher

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

Repair Cost: $ $453.08

Did a leak result from damage: ☑ Yes ☐ No

Was there ignition: ☐ Yes ☑ No

Excavator Notify 911 due to leak: ☑ Yes ☐ No

Excavator Notify 811 upon damage: ☑ Yes ☐ No

Excavator Notify Utility upon Damage: ☑ Yes ☐ No

Locate Information

Excavator Request Locate: ☑ Yes ☐ No

Requested by Denise Carty office manager

Indiana 811 Locate Ticket Number: 1/11/13 Ticket# 130111062 4/10/13 Ticket# 130401295

Locate Marks Visible: ☐ Yes ☐ No

Locate Marks Correct: ☐ Yes ☐ No

Excavator "White Lined": ☐ Yes ☐ No

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

Utility Employees On-site during Excavation: ☐ Yes ☑ No

when Todd arrived on April 8, 2013 All markings looked as they ~~had~~ did before he assumed locates had been done.

See attached statement from Carol Jones concerning her attempt to get locates.

Incident Information:

Fire Department Response: ☑ Yes ☐ No

Police Department Response: ☑ Yes ☐ No

Ambulance Response: ☐ Yes ☐ No Todd can't ~~Cant~~ recall ambulance response

---

Additional Information / Comments

Attached Statement from Todd Bricker
Attached Documents of Locate Ticket numbers from Denise Carty.
Carol Jones Statement.

Printed Name: _____

Signature: _____ Date *(month, day, year)*: _____

**If submitting this form electronically, typing your name in the signature box will act as an electronic signature.*

Please return completed form to:

PipelineDamageCase@urc.in.gov

Or mail to:

Indiana Utility Regulatory Commission
Pipeline Safety Division - Case Number _____
101 West Washington Street, 1500E
Indianapolis, IN 46204

Or fax to:
317-233-2410

Account of 4/8/2013

Gaylor Electric called us back to demote job, that we had been doing the trenching for, for their conduits, on the outside of the building and in driveway, parking lot. Our office called in for locations of utilitys, just like we had the whole project earlier. Got there and met with Lu, Gaylor boss in charge of this project, who we had been working with this whole job. And discussed what needed to be done that day. Had a small trench out front that needed to be retrenched to a pole light base, that he was powering from, that had changed from the earlier trench that we had done, and had his conduit in. And had to retrench some other places allong the parking lot, since the excavator had hit his conduits and broke them. And they were going to start putting pavement down very soon so had to get them done very quick. Lu showed me, how he wanted to redo the trenches, and didnt see any issues any where, we talked about the gas line out by the road where it was marked, and was now hooked up to building, earlier the week before. And looked like the had ran it on the other side of the big trench we did earlier for the main powers to the building. didnt see any paint lines in driveway where we needed to retrench the one power to a pole light base. Started trenching made it 10 feet from pole base, and hit the plastic gas line, and put hole in it. Stoped and called the utility numbers, and 911 and office. Got all workers out of the area and waited til gas company came to shut off and fix. Where the gas line came from the road at, and where was marked before, was now farther west and where the shut off was, was behind a big pile of dirt and not painted to see, or find, so when they ran it to building, the went right thru the area that had conduits in from before, and when they came out to fix the leak, they then painted the gas value, orange on the other side of dirt pile.

DENISE CARTER NOTARY PUBLIC SEAL INDIANA

Subscribed & Sworn before me this day 7/26/13
Denise Carter my Commission exp 7/31/2018
Notary Public
Document Prepared by Todd Bricker

07-26-2013 Todd L. Lu

Denise

From: Denise [denise@sterlingcontractingllc.net]
Sent: Friday, January 11, 2013 10:20 AM
To: 'Jeremy Makinson'
Subject: Locates for Demotte

I called in Locates for demotte The ticket number is #1301110672

They said it would be marked by 10 am Tuesday 1-15-2013. (They need two full business days notice so that is the soonest they could promise)
Generally utility company gets there quicker than the deadline.

Thanks

Denise Carty
Sterling Contracting, LLC
Building with Sterling Quality
P.O. Box 31
Pierceton, IN 46562
Phone: 574.594.2342
Fax: 574.594.2391

Denise

From: Denise [denise@sterlingcontractingllc.net]
Sent: Friday, July 26, 2013 4:40 PM
To: 'Jeremy Makinson'
Cc: 'Tiffany Makinson'
Subject: Demotte Truck Stop

RE: TW Truck Stop at 11166 W. State Rd 10, Demotte, IN in Jasper County

According to my records I personally called Indiana 811 to do locates for the above location on the following dates.

Friday, January 11, 2013 Ticket # 1301110672

Wednesday April 10, 2013 Ticket # 1304101295

Denise Carty
Sterling Contracting, LLC
Building with Sterling Quality
P.O. Box 31
Pierceton, IN 46562
Phone: 574.594.2342
Fax: 574.594.2391

TA Truck Service Garage

As close as I can remember, Todd Bricker phoned me to call for locates at the job on April 8, 2013. I called 811 and the man I talked to asked me for information I didn't have like what county, township, connecting roads and where on the property we wanted locates marked. I gave him the state road that it was on and the town but that was all I knew. I gave the man Todd's phone number. He was familiar with Todd's name and he said he would call Todd and get the information from him. I called Todd back, told him he was going to get a call from the man at 811 and also told him the county and township so he could relay that info to him. It was somewhere around lunchtime. Sometime later Todd called and said he had hit a gas line. I called 811 and reported, then per their instruction, called 911.

Carol R Jones

Carol R. Jones

Sterling Cotnracting, LLC