



Pipeline Safety Division Investigation Report

Investigation regarding: Fox Contractors

UPPAC Database Record ID: 528

Investigator: Howard Friend

Report Date: 5/18/2012

Damage Date: 6/28/2011 10:28:08 AM

Damage Address: 6th St

City: Monticello

County: White

The Parties

Excavator: **Fox Contractors**

Contact: Mark Spears

Address: 5430 West Ferguson Road, Fort Wayne, In 46809

Telephone: 260-747-7461

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: Fox Contractors

UPPAC Database Record ID: 528

Damage Impact

Product release: Yes

Ignition: No

Service Interruption: True

Number of Customers Affected: 1

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$98

Excavator Activities/Cause of damage information:

Excavator request locates: Yes Indiana 811 ticket Number: 1106223295

Type of Equipment: Trencher

Type of work performed: Drainage

Synopsis: A 1 1/8" natural gas service was damaged during excavation to install a subsurface drain.

Findings: Reported by Indiana 811; excavator's response to initial notice was received on 2/13/2012. The excavator had a valid locate request and as reported by the operator had accurate locate markings.

Conclusion: Due to the fact the operator reported accurate locate marks and the excavator agreed to pay for the repair, the excavator failed to maintain clearance with mechanized equipment.

Violation: IC 8-1-26-20(b): Failure to plan excavation to avoid damage or interference with underground facilities; Failure to maintain two (2) feet clearance with mechanized equipment.

Fox Contractors currently has 17 reports of damages in the record, between 2/22/2010 9:43:28 AM and 3/15/2012 9:31:36 AM.

NO

LOCATE

TICKET

PROVIDED



101 West Ohio Street
Suite 1707
Indianapolis, IN 46204

April 10, 2012

Via Electronic Transmission – PipelineDamageCase@urc.in.gov

Pipeline Safety Division – Case No. 528
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 East
Indianapolis, Indiana 46204

RE: Investigation Request for Information; Pipeline Division Case No. 528

To Whom It May Concern:

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

Date of Event: 6/28/2011
Event Location: 6th St, Monticello
Facility Owner: NIPSCO
Excavator: Fox Contractors
Other Party: N/A
Pipeline Division Case No. 528

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.

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. 528**

Date of Event	6/28/2011
Event Location	6th St, Monticello
Facility Owner	Northern Indiana Public Service Company
Excavator	Fox Contractors
Date of IURC Information Request	1/30/2012

THE PARTIES**EXCAVATOR:**

BUSINESS NAME	Fox Contractors
RESPONSIBLE PARTY PERSONAL NAME	Jason Brown
TITLE (IF ANY)	
ADDRESS	5430 W. Ferguson Road
CITY/ STATE/ZIP	Fort Wayne, IN 46809
PREFERRED TELEPHONE	260-747-7461
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 Locating Service
RESPONSIBLE PARTY PERSONAL NAME	Morgan Thompson
TITLE (IF ANY)	Claims Coordinator
ADDRESS	9045 North River Road, 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	6th Street
CITY/STATE/ZIP	Monticello, IN
NEAREST INTERSECTION	Northwestern
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" plastic
PRESSURE (PSIG/INCHES)	
INTERRUPTION IN SERVICE (YES/NO)	Y
NUMBER OF CUSTOMERS AFFECTED	
EVACUATION (YES/NO)	
IF YES, HOW MANY EVACUATED	

REPAIR COST (IF KNOWN) (\$) \$98.05

CAUSE OF DAMAGE INFORMATION:

TYPE OF EQUIPMENT (Select One)

- Auger
- Backhoe/Trackhoe
- Boring/Drilling
- Directional Drilling
- Explosives
- Farm Equipment
- Grader/Scraper
- Hand Tools
- Milling Equipment
- Probing Device
- Trancher
- Vacuum Equipment
- Unknown/Other

X

TYPE OF WORK PERFORMED (Select One)

- Agriculture
- Cable TV
- Curb/Sidewalk
- Bldg. Construction
- Bldg. Demolition
- Drainage
- Driveway
- Electric
- Engineering/Surveying
- Fencing
- Grading
- Irrigation
- Landscaping
- Liquid Pipeline
- Milling
- Natural Gas
- Pole
- Public Transit Authority
- Railroad Maintenance

Road Work	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)	Y
IGNITION AND/OR FIRE (YES/NO)	N
EXCAVATOR NOTIFY 811 (YES/NO)	Y
LOCATE INFORMATION:	
EXCAVATOR REQUEST LOCATE (YES/NO)	Y
INDIANA 811 LOCATE TICKET NUMBER	1106223295
LOCATE MARKS VISIBLE (YES/NO)	Y
LOCATE MARKS CORRECT (YES/NO)	Y
EXCAVATOR "WHITE LINED" (YES/NO)	N
MAPS USED TO MARK FACILITIES (YES/NO)	Y
OPERATOR EMPLOYEES ON-SITE DURING EXCAVATION (YES/NO)	N
INCIDENT IMPACT INFORMATION	
NUMBER OF OUTPATIENT TREATED	0
NUMBER OF INPATIENT TREATED	0
NUMBER OF FACILITIES	0
FIRE DEPARTMENT RESPONSE (YES/NO)	911 was notified
FPOLICE DEPARTMENT RESPONSE (YES/NO)	911 was notified
AMBULANCE RESPONSE (YES/NO)	911 was notified
ADDITIONAL INFORMATION/COMMENTS	
Facility was struck with mechanized equipment. Payment has been received.	

528

NIPSCO 00383 IUPPSa 06/28/2011 10:28:11 1106281349-00A EMER DAMG GRID

DAMAGE

Ticket : 1106281349 Date: 06/28/2011 Time: 10:23 Oper: DMCLAUGHLIN Chan:028

State: IN Cnty: WHITE Twp: UNION
Cityname: MONTICELLO Inside: Y Near: N
Subdivision:

Address :
Street : 6TH ST
Cross 1 : FISHER ST Within 1/4 mile: Y
Location: LOCATE STARTING 1500 FEET NORTH OF THE INTERSECTION OF FISHER ST AND
6TH ST GOING NORTH ON 6TH ST 1500 FEET FROM CENTERLINE TO EAST RIGHT OF WAY
:
Grids : 4045C8646C 4045B8646C 4045A8646C 4045C8646B 4045B8646B
Grids : 4045A8646B
Boundary: n 40.764877 s 40.755371 w -86.775940 e -86.774460

Work type : UNDERDRAIN INSTALL
Done for : INDOT
Start date: 06/28/2011 Time: 10:23 Hours notice: 0/0 Priority: EMER
Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: Y
Duration : 3 WEEKS Depth: 3 FEET

Company : FOX CONTRACTORS Type: CONT
Co addr : 5430 WEST FERGUSON RD
City : FORT WAYNE State: IN Zip: 46809
Caller : KEVIN DAY Phone: (260)747-7461
Contact : DICK BROWN Phone:
BestTime:
Mobile : (260)410-2776
Fax : (260)747-7717

Remarks : All tickets are taken and processed on Eastern Daylight Time
PER KEVIN DAY - NIPSCO GAS LINE WAS CUT - GAS IS BLOWING - FIRE-NIPSCO HAS BEEN
NOTIFIED - THEY WERE DIGGING ON THE EDGE OF THE NEW PAVEMENT TOWARDS THE EAST
RIGHT OF WAY - THE SIZE OF THE LINE WAS A SERVICE LINE THE CALLER THINKS NOT
SURE - CREW IS ON SITE - PREVS TICKET NUMBER 1106223295
Will you be white-lining the dig site area? NO
:

Submitted date: 06/28/2011 Time: 10:23
Members: ID2034 ID5443 ID5533 ID8338 NIPSCO ID5857 SM

NIPSCO 01129 IUPPSa 06/22/2011 18:08:32 1106223295-00A NORM NEW GRID

NORMAL NOTICE

52B

Ticket : 1106223295 Date: 06/22/2011 Time: 17:58 Oper: KEVIN.DAY Chan:000

State: IN Cnty: WHITE Twp: UNION
Cityname: MONTICELLO Inside: Y Near: N
Subdivision:

Address :

Street : 6TH ST

Cross 1 : FISHER ST Within 1/4 mile: Y

Location: LOCATE STARTING 1500 FEET NORTH OF THE INTERSECTION OF FISHER ST AND
6TH ST GOING NORTH ON 6TH ST 1500 FEET FROM CENTERLINE TO EAST RIGHT OF WAY

:

Grids : 4045C8646C 4045B8646C 4045A8646C 4045C8646B 4045B8646B

Grids : 4045A8646B

Boundary: n 40.764877 s 40.755371 w -86.775940 e -86.774460

Work type : UNDERDRAIN INSTALL

Done for : INDOT

Start date: 06/27/2011 Time: 07:00 Hours notice: 109/61 Priority: NORM

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

Duration : 3 WEEKS Depth: 3 FEET

Company : FOX CONTRACTORS Type: CONT

Co addr : 5430 WEST FERGUSON RD

City : FORT WAYNE State: IN Zip: 46809

Caller : KEVIN DAY Phone: (260)747-7461

Contact : DICK BROWN Phone:

BestTime:

Mobile : (260)410-2776

Fax : (260)747-7717

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

:

Submitted date: 06/22/2011 Time: 17:58

Members: ID2034 ID5443 ID5533 ID8338 NIPSCO ID5857 SM

Fact Based Investigation Report

NOTIFICATION ID: 01820110628005 **DISTRICT:** Northern IN **DAMAGE DATE:** 6/28/2011 10:23:00 AM **NOTIFICATION DATE:** 6/28/2011 10:32:02 AM **NOTIFIED BY:** KEVIN DAY One Call Center **DAMAGE ADDRESS:** 6TH ST MONTICELLO **CITY:** UNION **ST:** IN **ZIP:**

DAMAGED CUSTOMER: NIPSCO

INVESTIGATION DATE: 06/28/2011 **FROM:** 10:40:00 **TO:** 11:15:00

EXCAVATOR INVOLVED: FOX CONTRACTORS **TYPE OF EXCAVATION:** underdrain

ORIG. LOCATE REQ.: 1106223295 **START DATE/TIME:** 6/27/2011 7:00:00 AM **TYPE OF TICKET:** Routine **LOCATE REQ. INFO N/A:**

DIG UP/DAMAGE REQ.: 1106281349 **START DATE/TIME:** 6/28/2011 10:25:00 AM

PICTURES TAKEN BY: TimBednarz **DATE/TIME:** 6/28/2011 10:50:00 AM **PHOTOGRAPHY TYPE:** Digital **FRAME #:**

INVESTIGATOR EMP#: 116288 **INVESTIGATOR NAME:** TimBednarz **BASED ON YOUR INVESTIGATION, IS FURTHER INVESTIGATION NEEDED?** No

Fact Based Investigation Customer Information

NOTIFICATION ID: 01820110628005 **SELECT A CUSTOMER:** NIPSCO **CUSTOMER #:** (optional)

FACILITY DESCRIPTION: LOWPROF **FACILITY ID:** service - 1 1/8" **LOCATOR NAME & EMP #:** Bednarz Tim - 116288 **LOCATOR NOT KNOWN:**

CHECK ALL THAT APPLY TO INVESTIGATION: Facility Marked Accurately, Relocate Needed **Other:**

CHECK ALL THAT APPLY TO METHOD OF INVESTIGATION (at least one must be checked): Visual, Facility Exposed At Time Of Investigation

INVESTIGATOR STATEMENT/CAUSAL FACTORS:

There-were-paint-marks-on-the-road-and-some-in-wredes-parking-lot-all-other-marks-were-destroyed.On-the-road-words-saying-gas-electric-27".Don't-think-contractor-

exposed-utilities-before-crossing **NAMES OF UTILITY REPRESENTATIVES CONTACTED OR ON SITE AND STATEMENT:**

Dave-Prather-and-gas-crew **NAMES OF EXCAVATOR'S REPRESENTATIVES CONTACTED OR ON SITE AND STATEMENT:**

None **LIST ANY OTHER INDIVIDUALS ON SITE:**
None

WERE ANY MARKINGS VISIBLE ON THE DAMAGE SITE UPON ARRIVAL? Yes
WERE ANY OTHER INDICATORS OF FACILITY PRESENT IN THE AREA? No **WAS**
THE EXCAVATION WITHIN THE TOLERANCE ZONE OF MARKS? Yes **EXTENT OF**
FACILITY DAMAGE cut-thru **REPLACEMENT FOOTAGE** 3ft. **WAS CONTRACTOR**
ASSISTANCE REQUIRED? IF YES, WHO? No **WHAT CONTRACTOR**
EQUIPMENT WAS USED? IS THE FACILITY SHOWN ON THE UTILITY RECORDS?
No **IF YES, PLEASE LIST RECORD #(S)**

-

Fox Contractors Corp.

5430 Ferguson Rd.
Fort Wayne, IN 46809
260-747-7461
Fax 260-747-7461

RECEIVED

FEB 13 2012

INDIANA UTILITY REGULATORY COMMISSION

February 10, 2012

Pipeline Safety Division – Case No. 528
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 E
Indianapolis, IN 46204

Attn: William Boyd

Re: Pipeline Safety Division Case No. 528

Dear William Boyd,

Fox Contractors Corp did provide notice of excavation. We contacted Indiana 811 for locates on June 22, 2011. On June 28, 2011 while excavating a trench we hit a NIPSCO gas line that was not located. The locate ticket numbers are 1106223298, 1106223295, and 1106223293. The locate request was made 6 days before we hit the unmarked gas line. Enclosed are copies of the three locate tickets.

Sincerely,



Mark Spears, P. E.
Safety Director
Fox Contractors Corp.
5430 Ferguson Rd.
Fort Wayne, IN 46809
mspears@foxcontractors.com
260-747-7461
cell 260-410-1050

enclosure:3

NORMAL NOTICE

Ticket : 1106223293 Date: 06/22/2011 Time: 05:56 Oper: KEVIN.DAY Chan:000

State: IN Cnty: WHITE Twp: UNION
 Cityname: MONTICELLO Inside: Y Near: N
 Subdivision:

Address :
 Street : 6TH ST
 Cross 1 : FISHER ST Within 1/4 mile: Y
 Location: LOCATE STARTING AT THE INTERSECTION OF FISHER ST AND 6TH ST GOING
 NORTH ON 6TH ST 1500 FEET FROM CENTERLINE TO EAST RIGHT OF WAY
 :
 Grids : 4045C8646C 4045B8646C 4045C8646B 4045B8646B

Work type : UNDERDRAIN INSTALL
 Done for : INDOT
 Start date: 06/24/2011 Time: 18:00 Hours notice: 60/48 Priority: NORM
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: N
 Duration : 3 WEEKS Depth: 3 FEET

Company : FOX CONTRACTORS Type: CONT
 Co addr : 5430 WEST FERGUSON RD
 City : FORT WAYNE State: IN Zip: 46809
 Caller : KEVIN DAY Phone: (260)747-7461
 Contact : DICK BROWN Phone:
 BestTime:
 Mobile : (260)410-2776
 Fax : (260)747-7717

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

Submitted date: 06/22/2011 Time: 05:56
 Members: ID2034 ID5443 ID5533 ID8338 NIPSCO ID5857 SM

Member Name	Facility Types
CENTURYLINK	TELEPHONE
COMCAST - MONTICELLO	CABLE TV
MONTICELLO, CITY OF	
NIPSCO	GAS & ELECTRIC
PULASKI WHITE RURAL TELEPHONE	

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NORMAL NOTICE

Ticket : 1106223298 Date: 06/22/2011 Time: 06:00 Oper: KEVIN.DAY Chan:000

State: IN Cnty: WHITE Twp: UNION
 Cityname: MONTICELLO Inside: Y Near: N
 Subdivision:

Address :

Street : 6TH ST
 Cross 1 : FISHER ST Within 1/4 mile: Y
 Location: LOCATE STARTING 3000 FEET NORTH OF THE INTERSECTION OF FISHER ST AND
 6TH ST GOING NORTH ON 6TH ST 1500 FEET FROM CENTERLINE TO EAST RIGHT OF WAY TO
 RICKY RD

:
 Grids : 4045B8646C 4045A8646C 4046D8646C 4045B8646B 4045A8646B
 Grids : 4046D8646B

Work type : UNDERDRAIN INSTALL

Done for : INDOT

Start date: 06/27/2011 Time: 07:00 Hours notice: 121/48 Priority: NORM

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

Duration : 3 WEEKS Depth: 3 FEET

Company : FOX CONTRACTORS Type: CONT

Co addr : 5430 WEST FERGUSON RD

City : FORT WAYNE State: IN Zip: 46809

Caller : KEVIN DAY Phone: (260)747-7461

Contact : DICK BROWN Phone:

BestTime:

Mobile : (260)410-2776

Fax : (260)747-7717

Remarks : All tickets are taken and processed on Eastern Daylight Time

Will you be white-lining the dig site area? NO

:

Submitted date: 06/22/2011 Time: 06:00

Members: ID2034 ID5443 ID5533 ID8338 NIPSCO ID5857 SM

Member Name	Facility Types
CENTURYLINK	TELEPHONE
COMCAST - MONTICELLO	CABLE TV
MONTICELLO, CITY OF	
NIPSCO	GAS & ELECTRIC
PULASKI WHITE RURAL TELEPHONE	

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NORMAL NOTICE

Ticket : 1106223295 Date: 06/22/2011 Time: 05:58 Oper: KEVIN.DAY Chan:000

State: IN Cnty: WHITE Twp: UNION
 Cityname: MONTICELLO Inside: Y Near: N
 Subdivision:

Address :

Street : 6TH ST

Cross 1 : FISHER ST Within 1/4 mile: Y

Location: LOCATE STARTING 1500 FEET NORTH OF THE INTERSECTION OF FISHER ST AND
 6TH ST GOING NORTH ON 6TH ST 1500 FEET FROM CENTERLINE TO EAST RIGHT OF WAY

Grids : 4045C8646C 4045B8646C 4045A8646C 4045C8646B 4045B8646B
 Grids : 4045A8646B

Work type : UNDERDRAIN INSTALL

Done for : INDOT

Start date: 06/27/2011 Time: 07:00 Hours notice: 121/61 Priority: NORM

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

Duration : 3 WEEKS Depth: 3 FEET

Company : FOX CONTRACTORS Type: CONT

Co addr : 5430 WEST FERGUSON RD

City : FORT WAYNE State: IN Zip: 46809

Caller : KEVIN DAY Phone: (260)747-7461

Contact : DICK BROWN Phone:

BestTime:

Mobile : (260)410-2776

Fax : (260)747-7717

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

Submitted date: 06/22/2011 Time: 05:58

Members: ID2034 ID5443 ID5533 ID8338 NIPSCO ID5857 SM

Member Name	Facility Types
CENTURYLINK	TELEPHONE
COMCAST - MONTICELLO	CABLE TV
MONTICELLO, CITY OF	
NIPSCO	GAS & ELECTRIC
PULASKI WHITE RURAL TELEPHONE	

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