



Pipeline Safety Division Investigation Report

Investigation regarding: Nipsco

UPPAC Database Record ID: 3332

Investigator: Rich Medcalf

Report Date: 8/27/2012

Damage Date: 6/5/2012

Damage Address: 6585 N 575 W

City: Winamac

County: Pulaski

The Parties

Excavator: **Nipsco**

Contact: Richie Morgan

Address: 724 Homan Dr, Plymouth, In 46563

Telephone: 574 935 8173

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: Nipsco

UPPAC Database Record ID: 3332

Damage Impact

Product release: Yes

Ignition: No

Service Interruption: False

Number of Customers Affected: 0

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$

Excavator Activities/Cause of damage information:

Excavator request locates: Yes Indiana 811 ticket Number: 1205290835

Type of Equipment: Trencher

Type of work performed: Electric

Synopsis: A 1 1/8" natural gas service was damaged during excavation for electric installation.

Findings: Reported by Carrie Ludwig (NIPSCO); excavator did not respond to initial notice mailed July 13, 2012. Excavator provided a proper notice to Indiana 811 prior to excavation. Operator's documentation states excavator failed to maintain the required (2) feet clearance with excavation, resulting in damage to the operator's natural gas pipe.

Conclusion: Excavator failed to maintain the required 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.



DAMAGE INFORMATION REPORT – PIPELINE SAFETY DIVISION

State Form 54122 (R2 / 7-11)

INDIANA UTILITY REGULATORY COMMISSION

Submitted to IURC-Pipeline Safety on: Jul 6, 2012

Who is submitting this information?

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

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

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: Nipsco

Business address (*number and street*): 724 Homan Dr

City, State, and ZIP code: Plymouth, IN 46563

Telephone number (*area code*): 574 935 8173

Fax number (*area code*): 574 935 8172

E-mail address: MCOFFEY@NISOURCE.COM

Excavation or Demolition Information

Excavator type: Utility

Excavation or demolition equipment: Trencher

Type of work performed: Electric

Date and Location of Damage

Date of damage (*month, day, year*): Jun 5, 2012

County: Pulaski

City: Winamac

Street address (*number and street, city, state, and ZIP code*):
6585 N 575 W

Nearest intersection: 650 N

Right of way where damage occurred: Private - Land Owner

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*): _____

Enter number of injuries, if applicable and known: 0

Enter number of fatalities, if applicable and known: 0

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? 12

Notification, Locating, Marking

Did excavator request locates prior to commencing work? Yes

Enter Indiana 811 ticket number, if known: 1205290835

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? Yes

Were pipeline company representatives on site during excavation? Yes

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? Unknown/Other

Description of Cause

Select from the list the most accurate cause for the damage: --Failure to maintain clearance

Additional Comments



101 West Ohio Street, Suite 1707
Indianapolis, IN 46204

August 13, 2012

Via Electronic Transmission – PipelineDamageCase@urc.in.gov

Pipeline Safety Division – Case No. 3332
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 East
Indianapolis, Indiana 46204

RE: Investigation Request for Information and Notice of Preliminary Determination of Violation; Pipeline Division Case No. 3332

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: 6/5/2012

Event Location: 6585 N 575 W, Winamac

Facility Owner: Northern Indiana Public Service Company

Excavator: Northern Indiana Public Service Company

Other Party: N/A

Pipeline Division Case No. 3332

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. 3332	
Date of Event	6/5/2012
Event Location	6585 N 575 W, Winamac
Facility Owner	Northern Indiana Public Service Company
Excavator	Northern Indiana Public Service Company
Date of IURC Information Request	7/13/2012
THE PARTIES	
EXCAVATOR:	
BUSINESS NAME	Northern Indiana Public Service Company
RESPONSIBLE PARTY PERSONAL NAME	
TITLE (IF ANY)	
ADDRESS	
CITY/ STATE/ZIP	
PREFERRED TELEPHONE	
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	6585 N 575 W
CITY/STATE/ZIP	Winamac, IN
NEAREST INTERSECTION	650 N
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)	35
INTERRUPTION IN SERVICE (YES/NO)	N
NUMBER OF CUSTOMERS AFFECTED	0
EVACUATION (YES/NO)	N
IF YES, HOW MANY EVACUATED	0
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	
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)	Y
IGNITION AND/OR FIRE (YES/NO)	N
EXCAVATOR NOTIFY 811 (YES/NO)	N
LOCATE INFORMATION:	
EXCAVATOR REQUEST LOCATE (YES/NO)	Y

INDIANA 811 LOCATE TICKET NUMBER	1205290835
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)	Y
INCIDENT IMPACT INFORMATION	
NUMBER OF OUTPATIENT TREATED	0
NUMBER OF INPATIENT TREATED	0
NUMBER OF FACILITIES	
FIRE DEPARTMENT RESPONSE (YES/NO)	
FPOLICE DEPARTMENT RESPONSE (YES/NO)	
AMBULANCE RESPONSE (YES/NO)	
ADDITIONAL INFORMATION/COMMENTS	
Excavator failed to use hand tools where required.	

Fact Based Investigation Report

01820120605008
Northern IN
6/5/2012 9:45:00 AM
6/5/2012 11:13:06 AM
MARY Facility Owner
6585 N 575 W X W CR 660 N
WINAMAC
ST: IN ZIP:

NOTIFICATION ID:
DISTRICT:
DAMAGE DATE:
NOTIFICATION DATE:
NOTIFIED BY:
DAMAGE ADDRESS:
CITY:

NIPSCO

DAMAGED CUSTOMER:

06/05/2012
16:00:00
16:15:00

INVESTIGATION DATE:
FROM:
TO:

NIPSCO
power-install

EXCAVATOR INVOLVED:
TYPE OF EXCAVATION:

1205290835

ORIG. LOCATE REQ.:
START DATE/TIME:
TYPE OF TICKET:
LOCATE REQ. INFO N/A:

M52269811

DIG UP/DAMAGE REQ.:
START DATE/TIME:

TimBednarz
6/5/2012 4:05:00 PM
Digital

PICTURES TAKEN BY:
DATE/TIME:
PHOTOGRAPHY TYPE:
FRAME #:

116288

INVESTIGATOR EMP#:
INVESTIGATOR NAME:

TimBednarz
BASED ON YOUR INVESTIGATION, IS FURTHER INVESTIGATION NEEDED?
No

Fact Based Investigation Customer Information

01820120605008

NIPSCO

(optional)

NOTIFICATION ID:

SELECT A CUSTOMER:

CUSTOMER #:

LOWPROF

Gas Service

Irwin Bradley - 132791

FACILITY DESCRIPTION:

FACILITY ID:

LOCATOR NAME & EMP #:

LOCATOR NOT KNOWN:

CHECK ALL THAT APPLY TO INVESTIGATION:

Facility Marked Accurately,
Other

Other: marks-destroyed-by-pole

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

Investigator Verified Existing Marks By Hooking Up

INVESTIGATOR STATEMENT/CAUSAL FACTORS:

There-were-no-visible-marks-by-the-pole-where-I-think-damage-took-place. There-were-marks-from-meter-into-the-drive-the-rest-wiped-out.

NAMES OF UTILITY REPRESENTATIVES CONTACTED OR ON SITE AND STATEMENT:

None

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

None

LIST ANY OTHER INDIVIDUALS ON SITE:

None

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

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

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

unsure **EXTENT OF FACILITY DAMAGE**

unsure **REPLACEMENT FOOTAGE**

No **WAS CONTRACTOR ASSISTANCE REQUIRED? IF YES, WHO?**

No **WHAT CONTRACTOR EQUIPMENT WAS USED?**

No **IS THE FACILITY SHOWN ON THE UTILITY RECORDS?**

IF YES, PLEASE LIST RECORD #(S)

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

July 13, 2012

Northern Indiana Public Service Company
724 Homan Dr
Plymouth, In 46563

Subject: Notice of Preliminary Determination of Violation, Pipeline Safety Division Case No. 3332
Date of Event: 6/5/2012
Event Location: 6585 N 575 W, Winamac, Pulaski County
Excavator: Northern Indiana Public Service Company
Facility Owner: Northern Indiana Public Service Company

To Whom It May Concern:

On behalf of the Indiana Utility Regulatory Commission ("IURC"), I am writing to inform you that information has been filed with our 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.

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. Based upon the information received, the Pipeline Safety Division is commencing an investigation into the event concerning you or your business. Please note that the investigation does not entail determining criminal liability or a civil determination of fault or damages; however, it does determine whether any statutory violations were committed regarding public safety.

Although the law was enacted in 1991, enforcement measures did not go into effect until July 2009. The IURC was tasked with completing a formal rulemaking on how to determine whether a violation occurred, as well as how the subsequent penalties should be determined. Due to the amount of time required for the rule to take effect and for the Underground Plant Protection Advisory Committee ("Advisory Committee") to be appointed and convened, you are now receiving this notification. Your case will be handled according to the recently approved administrative rule, 170 IAC 5-5, which can be found here: http://www.in.gov/legislative/iac/iac_title?iact=170.

The Pipeline Safety Division has preliminarily identified that one or more of the following statutory violation(s) may have occurred:

- 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.

You have an opportunity to file documentation explaining what occurred. ***In order for this information to be considered, you must provide a written response to each allegation and written evidence (e.g., maps, photographs, narrative statements, or other evidence) within thirty (30) days of the date of this letter.*** The investigation will be completed after this time period, even if you do not respond or fail to provide additional

evidence for the Pipeline Safety Division to consider. Findings will then be forwarded to the Advisory Committee for a recommendation to the IURC on the appropriate penalty.

If you are a business entity, please provide your full personal name and business title, as well as your legal authority to represent the business in this matter. If you lack such authority or are mistakenly named as the Respondent, you must notify the Pipeline Safety Division as soon as possible, providing the name of the proper representative, if known.

Pursuant to the Act, civil penalties may include:

1. A warning letter for homeowners and tenants who are first time offenders regarding a violation in which no one was personally injured;
2. A civil penalty up to a maximum of ten thousand dollars (\$10,000.00);
3. Required participation of employees in a mandatory education and training program sponsored by the IURC; and/or
4. Required development of a plan to avoid future violations, which must be approved by the IURC.

Depending upon the individual circumstances of each case, any combination of the civil penalties may be reduced to a Consent Agreement between the IURC and the Respondent.

If you believe there are other parties or witnesses with relevant information for the Pipeline Safety Division to consider in its investigation, we request that you *immediately* provide their name, address, telephone number and email address *in writing* to the Pipeline Safety Division. Because the investigation should be completed within sixty (60) days, any delay in providing additional persons to be contacted may result in the investigation being concluded without this additional source of information.

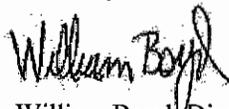
You are encouraged to fill out the required information form electronically by going to <http://www.in.gov/iurc/2335.htm> and clicking on Information Request. However, you may call Bobi Culver at (317) 233-6140 to request a hard copy to return by mail. In addition to the information form, you can forward additional information such as maps and drawings by mailing them to the address below or by scanning and emailing them. Please include your assigned Pipeline Safety Division Case Number on all communications and add your Case Number and denote "INITIAL DOCUMENTS - EXCAVATOR" at the top of your materials or in the subject heading of your email.

Mail: Pipeline Safety Division – Case No. 3332
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 E
Indianapolis, IN 46204

Email: PipelineDamageCase@urc.in.gov

Included with this letter is a *Summary of Procedures and Respondent's Rights* to assist in answering your questions. Should you have procedural or legal questions regarding the Advisory Committee or the IURC, please contact DeAnna L. Poon, Advisor to the Advisory Committee and Assistant General Counsel at the IURC, at (317) 232-6735. For questions regarding the pipeline damage identified above, or our investigation, please contact me at (317) 232-2718. Thank you for your assistance.

Sincerely,



William Boyd, Director Pipeline Safety Division

Enclosures: Summary of Procedures and Respondent's Rights

NIPSCO 00248 IUPPSa 05/29/2012 09:30:18 1205290835-00A NORM NEW STRT

NORMAL NOTICE

#3332

Ticket : 1205290835 Date: 05/29/2012 Time: 09:27 Oper: MONICA.COFFEY Chan:000

State: IN Cnty: PULASKI Twp: RICH GROVE
Cityname: WINAMAC Inside: N Near: Y
Subdivision:

Address : 6585
Street : N 575 W
Cross 1 : 650 N Within 1/4 mile: Y
Location: LOCATE 20 FOOT RADIUS AROUND POLE 792019 AND GAS SERVICE FROM RISER TO
MAIN
:
Grids : 4108A8642A 4109D8642A
Boundary: n 41.152573 s 41.149731 w -86.714035 e -86.712555

Work type : RELOCATE ELECTRIC SERVICE
Done for : NIPSCO
Start date: 05/31/2012 Time: 09:45 Hours notice: 48/48 Priority: NORM
Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: N
Duration : 1 DAY Depth: 5 FEET

Company : NIPSCO Type: MEMB
Co addr : 724 HOHAM DRIVE
City : PLYMOUTH State: IN Zip: 46563
Caller : MONICA COFFEY Phone: (574)935-8173
Contact : RICHIE MORGAN Phone:
BestTime:
Mobile : (574)935-8194
Fax : (574)935-8172
Email : MCOFFEY@NISOURCE.COM

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

Submitted date: 05/29/2012 Time: 09:27
Members: ID2034 ID2511 NIPSCO ID5857

IURC Damage Information Request

Date 6-5-12

City WINAMAE

Address 6585N 575W

Contractor PLYMOUTH LINE DEPT

Type of Equipment TRENCHER

Work Type ELECTRIC INSTALL

Locate #

Locates (yes/no)

Accurate Locates (yes/no)

Paint, flags or (both)

Release of Gas (yes/no)

Detailed description of Event including equipment used

H. + Service

Depth of line 12"

Were locates performed in 2 working days (yes/no)

Service or main and (size of line) 1 1/2"

Pressure (PSI) 3500

Outage (yes/no)

How many customers lost

Time to restore service 1 hr

Evacuation (yes/no)

How many evacuated

Ignition of product (yes/no)

(Damage or leak)



DAMAGE INFORMATION REPORT – PIPELINE SAFETY DIVISION

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

Submitted to IURC-Pipeline Safety on: Jul 6, 2012

Who is submitting this information?

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Full name: Nipsco

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Fax number (area code): 574 935 8172

E-mail address: MCOFFEY@NISOURCE.COM

Excavation or Demolition Information

Excavator type: Utility

Excavation or demolition equipment: Trencher

Type of work performed: Electric

Date and Location of Damage

Date of damage (month, day, year): Jun 5, 2012

County: Pulaski

City: Winamac

Street address (number and street, city, state, and ZIP code):
6585 N 575 W Winamac IN

Nearest intersection: 650 N

Right of way where damage occurred: Private - Land Owner

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):

Enter number of injuries, if applicable and known: 0

Enter number of fatalities, if applicable and known: 0

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? 12

Notification, Locating, Marking

Did excavator request locates prior to commencing work? Yes

Enter Indiana 811 ticket number, if known: 1205290835

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 _____

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Were facilities marked correctly? Yes

Type of markings used: Paint and Flags

If other, please specify: _____

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Were pipeline company representatives on site during excavation? Yes

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? Unknown/Other

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