



## Pipeline Safety Division Investigation Report

### Investigation regarding: Custom Concrete

UPPAC Database Record ID: 3352

Investigator: Howard Friend

Report Date: 9/17/2012

Damage Date: 7/12/2012 8:30:11 AM

Damage Address: 2919 Treehouse Pass

City: Greenwood

County: Johnson

### The Parties

Excavator: **Custom Concrete**

Contact: Amanda Burcham

Address: 17241 Foundation Parkway, Westfield, In 46074

Telephone:

Facility Owner: Vectren

Contact: Darlene Kulhanek

Address: 1 N Main Street, Evansville, IN 47702

### Pipeline Facility

Facility Type: Natural Gas

Facility Function: Service/Drop

## **Investigation regarding: Custom Concrete**

UPPAC Database Record ID: 3352

### **Damage Impact**

Product release: Yes

Ignition: No

Service Interruption: False

Number of Customers Affected: 0

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$616.27999999999997

### **Excavator Activities/Cause of damage information:**

Excavator request locates: Yes    Indiana 811 ticket Number: 1207060927

Type of Equipment: Grader/Scraper

Type of work performed: Driveway

**Synopsis:** A natural gas service was damaged during excavation for a drive.

**Findings:** Reported by Indiana 811; excavator's response to initial notice was received on 9/13/2012. The excavator had a valid locate request and the operator provided accurate locate markings.

**Conclusion:** There was a failure to maintain two (2) feet of 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.**



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

August 16, 2012

Ms. Darlene Kulhanek  
Vectren  
1 N Main Street  
Evansville, IN 47702

Subject: Investigation Request for Information

Date of Event: 7/12/2012

Event Location: 2919 Treehouse Pass, Greenwood

Facility Owner: Vectren

Excavator: Custom Concrete

Other Party: N/A

Pipeline Division Case No. 3352

Dear Ms. Kulhanek:

Pursuant to Indiana Code 8-1-26, the *Indiana Damage to Underground Facilities Act*, the Pipeline Safety Division of the Indiana Utility Regulatory Commission ("Pipeline Division") is required to investigate reported incidents of alleged statutory violations involving underground pipeline safety. The purpose of this statute is to promote excavation and pipeline safety and to reduce the imminent danger to life, health, property, or loss of service associated with unsafe digging practices. 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.

The Pipeline Division received information regarding potential statutory violations regarding the date and location referenced above. You were identified as a person or entity that might have information that would assist the Pipeline Division in its investigation. Therefore, we have contacted you in order to receive the full account of information in order to make a fair determination related to the circumstances of this incident.

We have asked all involved parties, entities and witnesses to provide *written* information within *30 days* in order to meet legal deadlines to conclude our investigation. **Please consider this letter as a formal request to receive any and all information and evidence (including a narrative, documentation, maps, photographs or any other written information) you can access regarding anything you may know about the incident referenced above.**



# DAMAGE INFORMATION REPORT – PIPELINE SAFETY DIVISION

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

Submitted to IURC-Pipeline Safety on: 08-22-2012

## 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: Custom Concrete

Business address (number and street): 17241 Foundation Parkway

City, State, and ZIP code: Westfield, IN 46074

Telephone number (area code): 317-399-2285

Fax number (area code): 317-399-2385

E-mail address: Unknown

## Excavation or Demolition Information

Excavator type: Contractor

Excavation or demolition equipment: Grader/Scraper

Type of work performed: Driveway

## Date and Location of Damage

Date of damage (month, day, year): 7-12-2012

County: Johnson

City: Greenwood

Street address (number and street, city, state, and ZIP code):  
2919 Treehouse Pass, Greenwood, IN

Nearest intersection: Unknown

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): 0

Enter number of injuries, if applicable and known: 0

Enter number of fatalities, if applicable and known: 0

Property damage, Estimate \$ 616.28

## 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: 1207060927

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

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**

1" plastic service severed by bobcat. Not hand exposed.

NORMAL NOTICE

Ticket : 1207060927 Date: 07/06/2012 Time: 10:36 Oper: AMANDA.BURCHAM Chan:000

State: IN Cnty: JOHNSON Twp: PLEASANT  
 Cityname: GREENWOOD Inside: Y Near: N  
 Subdivision: HOMECOMING Lot: 529

Address : 2919  
 Street : TREEHOUSE PASS  
 Cross 1 : ALLEN RD Within 1/4 mile: Y  
 Location: LOCATE ENTIRE PROPERTY  
 :  
 Grids : 3936C8602A 3936C8603D

Work type : PUSH OFF FOR DRIVE AND WALKS  
 Done for : RYAN HOMES  
 Start date: 07/10/2012 Time: 10:45 Hours notice: 96/48 Priority: NORM  
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: N  
 Duration : I DAY Depth: 3 FEET

Company : CUSTOM CONCRETE Type: CONT  
 Co addr : 17241 FOUNDATION PARKWAY  
 City : WESTFIELD State: IN Zip: 46074  
 Caller : AMANDA BURCHAM Phone: (317)399-2285  
 Contact : AMANDA BURCHAM Phone:  
 BestTime:  
 Mobile : (317)399-2285  
 Fax : (317)399-2385  
 Email : AMANDAB@CUSTOMCONCRETE.COM

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

Submitted date: 07/06/2012 Time: 10:36  
 Members: ID0270 ID1254 ID4378 ID7131 ID7288 SBCIN ID6921 SM

Member Name	Facility Types
AT&T - DISTRIBUTION	COMMUNICATIONS
COMCAST CENTRAL (GREENWOOD)	CABLE TV
GREENWOOD, CITY OF	
IN AMERICAN WATER JOHNSON COUNTY WATER	
JOHNSON COUNTY R.E.M.C.	ELECTRIC
VECTREN - FRANKLIN	GAS

[View Map](#) | [Close Map](#)

DAMAGE DAMAGE

Ticket : 1207120405 Date: 07/12/2012 Time: 08:24 Oper: BTHOMPSON Chan:084

State: IN Cnty: JOHNSON Twp: PLEASANT  
 Cityname: GREENWOOD Inside: Y Near: N  
 Subdivision: HOMECOMING Lot: 529

Address : 2919  
 Street : TREEHOUSE PASS  
 Cross 1 : ALLEN RD Within 1/4 mile: Y  
 Location: LOCATE ENTIRE PROPERTY  
 :  
 Grids : 3936C8602A 3936C8603D

Work type : PUSH OFF FOR DRIVE AND WALKS  
 Done for : RYAN HOMES  
 Start date: 07/12/2012 Time: 08:24 Hours notice: 0/000 Priority: EMER  
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: Y  
 Duration : I DAY Depth: 3 FEET

Company : CUSTOM CONCRETE Type: CONT  
 Co addr : 17241 FOUNDATION PARKWAY  
 City : WESTFIELD State: IN Zip: 46074  
 Caller : AMANDA BURCHAM Phone: (317)399-2285  
 Contact : AMANDA BURCHAM Phone:  
 BestTime:  
 Mobile : (317)399-2285  
 Fax : (317)399-2385  
 Email : AMANDAB@CUSTOMCONCRETE.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time  
 PER AMANDA BURCHAM--HAS HIT A VECTREN GAS LINE--AND IS BLOWING--IS CLOSE TO THE  
 DRIVEWAY--CALLER HAS NO DESCRIPTION--ADVISED HER TO CALL 911--CREW IS  
 ONSITE--WILL GIVE NUMBER TO CALL VECTREN--PREVIOUS TICKET NUMBER  
 1207060927--THANK YOU

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

Submitted date: 07/12/2012 Time: 08:24  
 Members: ID0270 ID1254 ID4378 ID7131 ID7288 SBCIN ID6921 SM

Member Name	Facility Types
AT&T - DISTRIBUTION	COMMUNICATIONS
COMCAST CENTRAL (GREENWOOD)	CABLE TV
GREENWOOD, CITY OF	
IN AMERICAN WATER JOHNSON COUNTY WATER	
JOHNSON COUNTY R.E.M.C.	ELECTRIC
VECTREN - FRANKLIN	GAS

[View Map](#)

[Close Map](#)

# Service Order Status

Friday, July 20, 2012

**Enter Service Order Number:**

5305796



Print Form

Refresh Data

**Banner Instance:**  CS03PROD  CS01PROD  CS02PROD

**Order Number:** N5305796

**Order Type:** LEAK

**Order Status:** Completed

**Customer:** 620225639 - RYAN HOMES

**Prem:** 5714125 - 2919 TREEHOUSE PASS

**Technician:** 3663 - McIntosh, Jim

**Order Dates and Times**

**Need Date:** 7/12/2012 8:49:00 AM  
**Time Created:** 7/12/2012 8:43:39 AM  
**Time Dispatched:** 7/12/2012 8:43:39 AM  
**Time In Route:** 7/12/2012 8:44:23 AM  
**Time On-Site:** 7/12/2012 8:51:00 AM  
**Tech Complete:** 7/12/2012 9:55:05 AM  
**Time Closed:** 7/12/2012 9:55:05 AM

**Events Performed/Completion Code**

LKOT - CMP

**Meter Information**

**Current ReadStatus**

**Old Meter:**

**New Meter:**

**Completion Notes**

cut 1" pl service no meter, crew to repair, made safe 855am

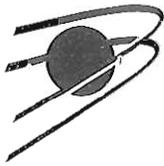
**Request Notes**

PER AMANDA BURCHAM/CUSTOM CONCRETE/3173992285/REP HIT GAS LINE AT THISADDRESS/1 1/2 IN SVC LINE/NO PETS/LOCATE 1207060927/DAMAGE TICKET 1207120405XST: WELCOME WAY/GAVE PREC.

**MDSI Event Dates and Times**

Event	Date/Time	User
AsnAssignmentManualAck_evt	7/12/2012 8:43:56 AM	McIntosh, Jim
AsnAssignmentEnRoute_evt	7/12/2012 8:44:23 AM	McIntosh, Jim
AsnAssignmentOnSite_evt	7/12/2012 8:51:00 AM	McIntosh, Jim
OrdOrderComplete_evt	7/12/2012 9:55:05 AM	McIntosh, Jim

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



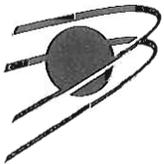
2 VECTREN ENERGY DELIVERY OF INDIANA - NORTH

**NOW DUE**  
\$616.28

CUSTOM CONCRETE  
17241 FOUNDATION PARKWAY,  
WESTFIELD, IN 46074

Type: GAS  
Invoice: FDS0016546  
BillToID: 32217  
Billing Date: 8/9/2012  
Date of Loss: 7/12/2012  
5835 103.0510

Please return this portion with your remittance.



Mail Payment To:  
Vectren Utilities Holding Company  
1239 Reliable Parkway  
Chicago, IL 60686-0012  
Inquiries: 1-877-902-2934, Mon.-Fri., 8-5  
Risk Management/Claims Department

**NOW DUE**  
\$616.28

CUSTOM CONCRETE  
17241 FOUNDATION PARKWAY,  
WESTFIELD, IN 46074

Type: GAS  
Invoice: FDS0016546  
BillToID: 32217  
Billing Date: 8/9/2012  
Date of Loss: 7/12/2012

**Invoice For Costs to Repair and Reconstruct Damaged Property**

Address: 2919 TREEHOUSE PASS, GREENWOOD

1" PLASTIC SERVICE SEVERED BY BOBCAT. NOT HAND EXPOSED.

Material:	\$69.35
Company Labor:	\$464.28
Contract Labor:	\$0.00
Transportation/Equipment:	\$82.65
Misc:	\$0.00
Gas Loss:	\$0.00
Adjustments:	\$0.00
Payments:	\$0.00
<b>Total:</b>	<b>\$616.28</b>

5835 103.0510

Remember, call two (2) working days before digging. Contact I.U.P.S. at 1-800-382-5544.

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

FDS 0016546

Task No: 103.0510 Capital O & M (circle one)

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

Date of Damage 7 / 12 / 12

Cost Center # 5835

Time Occurred 8:40 am / pm

Time Found 8:50 am / pm

Latitude 39.607420 Longitude: -86.048865

# FACILITIES DAMAGE REPORT

## GAS

Vectren Claims Camera:

VE02137  
4

**DAMAGE SITE:**

Address 2919 Treehouse Pass Lot # 529

County Johnson City Greenwood State IN Township Pleasant

**FACILITY TYPE:**

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

**FACILITIES DAMAGED:**

	ORIFICE SIZE(S):	(1)	(2)	(3)
<input type="checkbox"/> Farm Tap	0.50 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Heater	5/8 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Main	0.75 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Meter (Residential)	1.00 inch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Meter (Industrial / Commercial)	1.25 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Odorizer	2.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Regulator Station	3.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Relief Valve	4.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Riser	5.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Service Line	6.00 inch	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Valve	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"/>
<input type="checkbox"/> Other	Other			

927

**TYPE OF MATERIAL:**

- DAMAGE TYPE:**
- Cast Iron
  - Plastic (HDPE)
  - Plastic (MDPE)
  - Steel
  - Other
- PRESSURE:**
- 25 PSIG
  - 40 PSIG
  - 50 PSIG
  - 55 PSIG
  - 60 PSIG
  - 6 WC (.2163)
  - 7 WC (.252)
  - Other
- Size 1" x 1"

**PROTECTION IN PLACE:**

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

**DURATION OF ESCAPING GAS:**

Minutes: 1

**LEAK REPORT NUMBER:**

15102

EFV Activated  Yes  No  N/S

**FEED TYPE:**

- One-Way Feed
- Two-Way Feed

Number of Customers Affected; 0

Total Hours Service Was Off: 20 min

**SERVICE ORDER NUMBER:**

N 5305796

**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

**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  Offset  Flags  Paint  Stakes  Whiskers
- 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#): 3663

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

**LOCATING ORGANIZATION:**

- Contract Locator
- Unknown / Other
- Utility Owner

**NOTIFICATIONS AND OTHER DETAILS OF LOCATE:**

Locate Ticket: 1207060927  
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

JUL 18 2012

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

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: Custom Concrete  
 Address: 17241 Foundation Pkwy  
 City/ State/ Zip: Westfield IN 46074  
 Phone: (317) 213 1135  
Blake Geh 7-12-12  
 Prepared / Investigated By: \_\_\_\_\_ Date: \_\_\_\_\_

**PARTY TO INVOICE:**  
 Name: Same as Damaging  
 Address: \_\_\_\_\_  
 City/ State/ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_  
Ben Sauer 7/13/12  
 Reviewed by Field Supervisor: \_\_\_\_\_ Date: \_\_\_\_\_

locate mark with in 6 inches  
 removed cover with Bobcat for driveway



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

August 16, 2012

Amanda Burcham  
Custom Concrete  
17241 Foundation Parkway  
Westfield, In 46074

**Re: Notice of Preliminary Determination of Violation  
Pipeline Safety Division Case No. 3352**

**Date of Event:** 7/12/2012  
**Event Location:** 2919 Treehouse Pass, Greenwood, Johnson County  
**Excavator:** Custom Concrete  
**Facility Owner:** Vectren

Dear Amanda Burcham,

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 7/12/2012, you or your business damaged a pipeline facility owned by Vectren and located at 2919 Treehouse Pass, Greenwood, Johnson 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?**

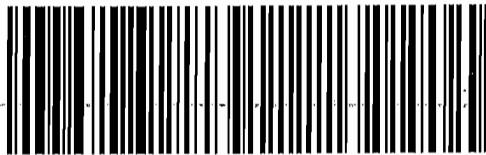
The Division shall commence an investigation of each report by contacting the excavator and gas operator involved by sending a written request for information within sixty (60) days, per 170 IAC 5-5-3(a). The initial letter you received requesting information commenced the investigation in your case. 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.

BOBI CULVER  
INDIANA UTILITY REGULATORY COMMISSION  
101 W WASHINGTON ST STE 1500E  
INDIANAPOLIS, IN 46204-3407



Return Receipt (Electronic)

9214 8901 0661 5400 0002 6825 21

3352

AMANDA BURCHAM  
CUSTOM CONCRETE  
17241 FOUNDATION PKWY  
WESTFIELD, IN 46074-9805

26

CUT / FOLD HERE

6"X9" ENVELOPE  
CUT / FOLD HERE

CUT / FOLD HERE

Close Window

"If you have a pencil handy, I have a ticket number to provide to you. If you need to call us back for any reason, your ticket number will assist us in locating this ticket. Are you ready for your number?"

## NORMAL NOTICE

Ticket : 1207060927 Date: 07/06/2012 Time: 10:36 Oper: AMANDA.BURCHAM Chan:000

State: IN Cnty: JOHNSON Twp: PLEASANT  
 Cityname: GREENWOOD Inside: Y Near: N  
 Subdivision: HOMECOMING Lot: 529

Address : 2919  
 Street : TREEHOUSE PASS  
 Cross 1 : ALLEN RD Within 1/4 mile: Y  
 Location: LOCATE ENTIRE PROPERTY  
 :  
 Grids : 3936C8602A 3936C8603D

Work type : PUSH OFF FOR DRIVE AND WALKS  
 Done for : RYAN HOMES  
 Start date: 07/10/2012 Time: 10:45 Hours notice: 96/48 Priority: NORM  
 Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: N  
 Duration : 1 DAY Depth: 3 FEET

Company : CUSTOM CONCRETE Type: CONT  
 Co addr : 17241 FOUNDATION PARKWAY  
 City : WESTFIELD State: IN Zip: 46074  
 Caller : AMANDA BURCHAM Phone: (317)399-2285  
 Contact : AMANDA BURCHAM Phone:  
 BestTime:  
 Mobile : (317)399-2285  
 Fax : (317)399-2385  
 Email : AMANDAB@CUSTOMCONCRETE.COM

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

Submitted date: 07/06/2012 Time: 10:36  
 Members: ID0270 ID1254 ID4378 ID7131 ID7288 SBCIN ID6921 SM

Member Name	Facility Types
AT&T - DISTRIBUTION	COMMUNICATIONS
COMCAST CENTRAL (GREENWOOD)	CABLE TV
GREENWOOD, CITY OF	
IN AMERICAN WATER JOHNSON COUNTY WATER	
JOHNSON COUNTY R.E.M.C.	ELECTRIC
VECTREN - FRANKLIN	GAS

# CustomTracker

Amanda Burcham

[Projects](#) / [Project Details \(12T-157\)](#) / [Notes and Forms](#) / **Note Detail**

### Job Information

<b>Lot #</b> : 529	<b>Creation Date</b> : 5/22/2012
<b>Subdivision</b> : Homecoming at University Park	<b>County</b> : Johnson
<b>Street Address</b> : 2919 Treehouse Pass	<b>Inspection Area</b> : Greenwood
<b>Directions</b> :	
<b>Map</b> : <a href="#">Mapquest</a>	

### Project Information

<b>Project #</b> : 12T-157	<b>Project Flag</b> : None
<b>Project Status</b> : Approved	<b>Project Type</b> : Slab on Grade
<b>Permit #</b> : 2012-210	
<b>Customer</b> : Ryan Slab Homes	

### Note Information

**Subject**: exterior locates

**Note**: YOUR TICKET NUMBER IS 1207060927.

**Send to Group(s)**: Available Groups: Selected Groups:

**Send to User(s)**: Available Users: Selected Users:

**Send to Email(s)**: Available Email(s): Additional Email Addresses:

**Private to Select Users and Groups**:

**Priority**: Normal

**Critical Tasks**:

**Completed**:

### Note and Reply History

Sender	Date	Recipient(s)	Note or Reply	Viewed
Amanda Burcham	7/6/2012 10:38:27 AM		YOUR TICKET NUMBER IS 1207060927.	

### Additional Information

#### Attachment List

Name	Size(KB)	Date Uploaded	Uploaded By
No Files have been added.			

# CustomTracker

Amanda Burcham

[Projects](#) / [Project Details \(12T-157\)](#) / [Notes and Forms](#) / **Note Detail**

### Job Information

<b>Lot #</b>	<u>529</u>	<b>Creation Date:</b>	5/22/2012
<b>Subdivision:</b>	Homecoming at University Park	<b>County:</b>	Johnson
<b>Street Address:</b>	<u>2919 Treehouse Pass</u>	<b>Inspection Area:</b>	Greenwood
<b>Directions:</b>			
<b>Map:</b>	<u>Mapquest</u>		

### Project Information

<b>Project #:</b>	<u>12T-157</u>	<b>Project Flag:</b>	None
<b>Project Status:</b>	Approved	<b>Project Type:</b>	Slab on Grade
<b>Permit #:</b>	2012-210		
<b>Customer:</b>	Ryan Slab Homes		

### Note Information

**Subject:** gas line hit

**Note:** Manuel's exterior crew hit gas line in the drive - damage ticket number is 1207120405

**Send to Group(s):** Available Groups: Selected Groups:

**Send to User(s):** Available Users: Selected Users:

**Send to Email(s):** Available Email(s): Additional Email Addresses:

**Private to Select Users and Groups:**

**Priority:** Normal

**Critical Tasks:**

**Completed:**

### Note and Reply History

Sender	Date	Recipient (s)	Note or Reply	Viewed
Amanda Burcham	7/12/2012 8:44:05 AM		Manuel's exterior crew hit gas line in the drive - damage ticket number is 1207120405	

### Additional Information

#### Attachment List

Name	Size(KB)	Date Uploaded	Uploaded By
No Files have been added.			



**INFORMATION REQUEST**

State Form 54909 (2-12)

INDIANA UTILITY REGULATORY COMMISSION – PIPELINE SAFETY DIVISION

Case Number: 3352

*The Pipeline Safety Division of the Indiana Utility Regulatory Commission requests any and all information you can provide regarding the following criteria.*

***Upon completion of answers select email button for submission.***

**The Parties**

**Excavator Information:**

Business Name: Custom Concrete Co., Inc.

Responsible Party Personal Name: \_\_\_\_\_

Title (if any): \_\_\_\_\_

Address (number and street): 17241 Foundation Pkwy

City, State and ZIP Code: Westfield, In 46074

Preferred Telephone Number (area code): 317. 896.2885

Cellular Telephone Number (area code): \_\_\_\_\_

Email Address: \_\_\_\_\_

**Facility Information:**

Business Name: Custom Concrete Co., Inc

Responsible Party Personal Name: \_\_\_\_\_

Title (if any): \_\_\_\_\_

Address (number and street): 17241 Foundation Pkwy

City, State and ZIP Code: Westfield, In 46074

Preferred Telephone Number (area code): 317. 896. 2885

Cellular Telephone Number (area code): \_\_\_\_\_

Email Address: \_\_\_\_\_

**Locator Service Information:**

Business Name: \_\_\_\_\_

Responsible Party Personal Name: \_\_\_\_\_

Title (if any): \_\_\_\_\_

Address (number and street): \_\_\_\_\_

City, State and ZIP Code: \_\_\_\_\_

Preferred Telephone Number (area code): \_\_\_\_\_

Cellular Telephone Number (area code): \_\_\_\_\_

Email Address: \_\_\_\_\_

**Cause of Damage Information**

Type of Equipment (select one): Stake

Type of Work Performed (select one): driving stake (Forming for exterior concrete)

**Other Information (Witness, Police, Fire, Other):**

Personal Contact: \_\_\_\_\_

Business/Organization Name: \_\_\_\_\_

Title (if any): \_\_\_\_\_

Address (number and street): \_\_\_\_\_

City, State and ZIP Code: \_\_\_\_\_

Preferred Telephone Number (area code): \_\_\_\_\_

Cellular Telephone Number (area code): \_\_\_\_\_

Email Address: \_\_\_\_\_

**Utility Line Impact**

**Location of Damage:**

Address (number and street): 2919 Treehouse Pass

City, State and ZIP Code: Greenwood, In 46143

Nearest Intersection: Allen Rd.

**Product Type (select one):**

Facility Type (select one): gas line

Size (Diameter/etc.): \_\_\_\_\_

Pressure (PSIG/Inches): \_\_\_\_\_

Interruption in Service:  Yes  No Number of Customers Affected: \_\_\_\_\_

Evacuation:  Yes  No If yes, How Many Evacuated? \_\_\_\_\_

Repair Cost (if known): \$ \_\_\_\_\_

Release of Product:  Yes  No

Ignition and/or Fire:  Yes  No

Excavator Notify 811:  Yes  No damage ticket # 120712-0405

**Locate Information**

Excavator Request Locate:  Yes  No

Indiana 811 Locate Ticket Number: 1207060927

**Locate Marks Visible:**  Yes  No

**Locate Marks Correct:**  Yes  No

**Excavator "White Lined":**  Yes  No

**Maps Used to Mark Facilities:**  Yes  No

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

**Operator Employees On-site during Excavation:**  Yes  No

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**Incident Impact Information**

**Number of Outpatient Treated:** \_\_\_\_\_

**Number of Inpatient Treated:** \_\_\_\_\_

**Number of Fatalities:** \_\_\_\_\_

**Fire Department Response:**  Yes  No

**Police Department Response:**  Yes  No

**Ambulance Response:**  Yes  No

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**Additional Information / Comments**

NARRATIVE STATEMENT

Your Pipeline Safety Division Case Number: 3352

Your Full Name: \_\_\_\_\_

Full Name of Business / Entity (if applicable): Custom Concrete Co., Inc.

Your Business Title (if applicable): \_\_\_\_\_

Address (number and street): 17241 Foundation Pkwy

City: Westfield State: In ZIP Code: 46074

Your E-mail Address: \_\_\_\_\_

Today's Date (month, day, year): 9/13/12

Your Signature: [Signature] Title (if any) VP

Please return your Narrative Statement to:

Pipeline Safety Division – Case Number 3352  
Indiana Utility Regulatory Commission  
101 West Washington Street, 1500E  
Indianapolis, IN 46204

Or scan the statement and Email to:

[PipelineDamageCase@urc.in.gov](mailto:PipelineDamageCase@urc.in.gov)