



## Pipeline Safety Division Investigation Report

### Investigation regarding: **Ely Concrete**

UPPAC Database Record ID: 815

Investigator: Howard Friend

Telephone: 317-232-2717

Report Date: 01/19/2012

Damage Date: 12/30/2009

Damage Address: Cardigan Ct

City: West Lafayette

County: Tippecanoe

### The Parties

Excavator: **Ely Concrete**

Contact:

Address: 670 Winslow Lane, West Lafayette, In 47906

Telephone: (765) 479-1210

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: Ely Concrete**

UPPAC Database Record ID: 815

**Damage Impact**

Product release: Yes

Ignition: No

Service Interruption: True

Number of Customers Affected: 1

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$234

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

Excavator request locates: No    Indiana 811 ticket Number:

Type of Equipment: Hand Tools

Type of work performed: Curb/Sidewalk

**Synopsis:** A 1” plastic natural gas service line was damaged during concrete form installation.

**Findings:** Reported by Indiana 811; excavator refused to sign for initial mailing. Excavator drove a form stake through the service; excavator did not request locates prior to beginning work.

**Conclusion:** Excavator failed to provide notice of excavation.

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

**Ely Concrete** currently has no other reports of damages in the record.

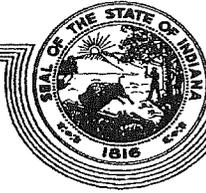
NO

LOCATE

TICKET

PROVIDED

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

September 16, 2011

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

Subject: Investigation Request for Information

Date of Event: 12/30/2009

Event Location: Cardigan Ct., West Lafayette

Facility Owner: Vectren

Excavator: Ely Concrete

Other Party: N/A

Pipeline Division Case No. 815

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.**

RECEIVED

SEP 23 2011

INDIANA UTILITY  
REGULATORY COMMISSION

Please promptly provide your information to: Pipeline Safety Division – Case No. 815, Indiana Utility Regulatory Commission, 101 West Washington Street, # 1500E, Indianapolis, IN 46204. Also, please include the Investigation Number referenced above on your materials. In the alternative, if you would prefer to scan the materials and send them electronically, please send the documents to: [PipelineDamageCase@urc.in.gov](mailto:PipelineDamageCase@urc.in.gov).

Although you are not a formal party in this investigation, please treat this request for information seriously, because the potential civil penalties for violations include: a potential civil fine up to \$10,000.00; mandatory education and training for employees regarding pipeline safety; a required development plan to avoid future violations; or a warning letter for certain homeowner/tenants who are first time offenders. Consequently, your input will assist the Pipeline Division with its determination and may have a substantial impact on the case.

After the investigation is completed, the Pipeline Division will prepare an Investigation Report with findings and forward it to the Underground Plant Protection Advisory Committee (“Advisory Committee”). This is a statutory committee, comprised of excavators, facility operators, investor and municipal utilities, the 811 Association and facility locate marking companies, whose role is to evaluate the Pipeline Division’s findings and make a recommendation for a civil penalty. In the event there is disagreement regarding the Advisory Committee’s recommendation to the Commission, parties are entitled to request a hearing before the full Commission. If there is a violation, the Indiana Utility Regulatory Commission (“Commission”) will impose the penalty. Any fines imposed are statutorily required to be spent funding the Commission’s training and educational programming to promote excavation and pipeline safety.

Thank you for your *prompt* assistance in providing written information to the Pipeline Division regarding the previously referenced incident. Any information received after the deadlines will not be considered in the investigation, will be unavailable to the Advisory Committee and will result in a lack of full information being made available; hence, your participation is vital to serving the interests of justice and enhancing the public’s safety. In an effort to assist you, please find an enclosure entitled “Information Request.” Should you have procedural or legal questions regarding the Underground Plant Protection Advisory Committee or the Indiana Utility Regulatory Commission, please contact David L. Welch, Assistant General Counsel, at (317) 234-4715. Should you have 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

Enclosure: Information Request

## Information Request

Pipeline Safety Division  
Indiana Utility Regulatory Commission

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

The Parties:

Excavator Information:

Business Name: **Ely Concrete**

Responsible Party Personal Name: **Daryl**

Title (if any): **Unknown**

Address: **670 Winslow Lane**

City, State Zip: **W. Lafayette, IN 47906**

Preferred Telephone: **765-479-1936**

Cell Phone Number:

Email Address:

Facility Information:

Business Name: **Vectren Energy**

Responsible Party Personal Name: **Darlene Kulhanek**

Title (if any): **Manager Facilities Damages**

City, State, Zip **Evansville, IN 47711**

Address: **1 Main Street**

Preferred Telephone: **812-491-4227**

Cell Phone Number: **812-568-5235**

Email Address: **Dkulhanek@vectren.com**

Locator Senrice Information:

Business Name: **USIC Inc.**

Responsible Patty Personal Name: **Morgan Thompson**

Title (if any): **Claims Coordinator**

Address: **9045 N. River Rd., Suite 300**

City, State Zip: **Indianapolis, IN 46240**

Preferred Telephone: **317-575-7800x109**

Cell Phone Number:

Email Address: **morganthompson@usicinc.com**

Other (Witness, Police, Fire, Othea-) Information: N/A  
Personal Contact: Business/Organization Name: N/A

Title (if any)

Address:

City, State, Zip Preferred Telephone:

Cell Phone Number:

Email Address:

Utility Line Impact:

Product Type (circle one):

Natural Gas

Liquid Pipeline

Unknown/Other

Facility Type (circle one):

Distribution

Gathering

Service/Drop

Transmission

Unknown/Other

Size (Diameter/etc.): 1"

Pressure (PSIG/Inches): 60 PSIG

Interruption in Service: (Yes) / No

Number of Customers Affected: 1

Evacuation: Yes / (No) If yes, How Many Evacuated? 0

Repair Cost (if known): \$ 233.92

Cause of Damage Information:

Type of Equipment (circle one):

Auger

Backhoe/Trackhoe

Boring /Drilling

Directional Drilling

Explosives

Farm Equipment

Grader/Scraper

Hand Tools

Milling Equipment

Probing Device

Trencher

Vacuum Equipment

Unknown/Other

*FORM START*

Type of Work Performed (circle 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
- Sewer (Sanitary/Stom1)
- Site Development
- Steam
- Storm Drain/Culvert
- Street Light
- Telecommunications
- Traffic Signal
- Traffic Sign
- Water
- Waterway Improvement
- Unknown/Other

Release of Product:  Yes /  No

Ignition and/or Fire: Yes /  No

Excavator Notify 811: Yes /  No

Locate Information:

Excavator Request Locate: Yes /  No

Indiana 811 Locate Ticket Number: \_\_\_ 0

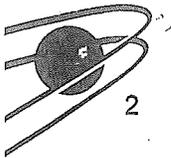
Locate Marks Visible: Yes /  No

Locate Marks Correct: Yes /  No

Excavator "White Lined": Yes /  No

Maps Used to Mark Facilities: Yes /  No





2 VECTREN ENERGY DELIVERY OF INDIANA - NORTH

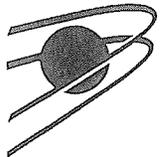
NOW DUE

\$233.92

ELY CONCRETE  
670 WINSLOW LANE  
W LAFAYETTE, IN 47906

Type: GAS  
Invoice: FDS0010769  
BillToID: 27406  
Billing Date: 3/2/2010  
Date of Loss: 12/30/2009  
5955 103.0510

Please return this portion with your remittance.



Mail Payment To: VECTREN ENERGY DELIVERY OF INDIANA - NORTH  
Vectren Utilities Holding Group, Inc.  
1239 Reliable Parkway  
Chicago, IL 60686-0012  
Inquiries: 1-877-902-2934; Mon.-Fri., 8-5  
Risk Management/Claims Department

NOW DUE

\$233.92

ELY CONCRETE  
670 WINSLOW LANE  
W LAFAYETTE, IN 47906

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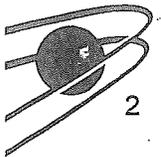
Invoice For Costs to Repair and Reconstruct Damaged Property

Address: 3318 CARDIGAN COURT, W LAFAYETTE  
1" PLASTIC SERVICE DAMAGED BY FORM STAKE.

Material:	\$40.87
Company Labor:	\$158.28
Contract Labor:	\$0.00
Transportation/Equipment:	\$26.01
Misc:	\$0.00
Gas Loss:	\$8.76
Adjustments:	\$0.00
Payments:	\$0.00
<b>Total:</b>	<b>\$233.92</b>

5955 103.0510

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



2 VECTREN ENERGY DELIVERY OF INDIANA - NORTH

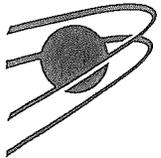
NOW DUE

\$233.92

ELY CONCRETE  
670 WINSLOW LANE  
W LAFAYETTE, IN 47906

Type: GAS  
Invoice: FDS0010769  
BillToID: 27406  
Billing Date: 3/2/2010  
Date of Loss: 12/30/2009  
5955 103.0510

Please return this portion with your remittance.



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

NOW DUE

\$233.92

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670 WINSLOW LANE  
W LAFAYETTE, IN 47906

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5955 103.0510

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

FACILITIES DAMAGE REPORT GAS

Vectren Corporation  
Form 3112 (Rev. 10/04)

- Indiana Gas
- Sigeco
- Vectren Energy Delivery of Ohio

Task No.: 103.0510

Capital O&M (circle one)

FDS 0010769

TIME: 10:30 AM/PM

DATE OF DAMAGE: 12/30/09

Cost Center No.: 5955

DAMAGE SITE ADDRESS: 3318 CARDIGAN CT

LOT #: \_\_\_\_\_ CITY: \_\_\_\_\_

FACILITIES DAMAGED

- MAIN
- SERVICE
- REGULATOR STATION
- FARM TAP
- RESIDENTIAL METER
- METER INDUSTRIAL/COMMERICAL
- OTHER

TYPE OF MATERIAL

- PLASTIC
- STEEL
- CAST IRON
- OTHER

DAMAGE TYPE

- SEVERED
- NOT CUT
- PUNCTURE
- SIZE 1/8" X 1/8"

SIZE(S)

- 0.50 INCH
- 0.75 INCH
- 1.00 INCH
- 2.00 INCH
- 4.00 INCH
- 6.00 INCH
- OTHER

PRESSURE

- 25 PSIG
- 40 PSIG
- 50 PSIG
- 60 PSIG
- 6 WC
- OTHER

PROTECTION IN PLACE

- RAIL
- POST
- NONE
- N/A

LEAK REPORT

# 624774

DURATION OF ESCAPING GAS

MINUTES 60

- ONE-WAY FEED
- TWO-WAY FEED

EFV ACTIVATED  YES  NO

DAMAGED BY

- CONTRACTOR
- MUNICIPALITY/UTILITY
- VEHICULAR ACCIDENT
- COMPANY CREW
- UNKNOWN
- PROPERTY OWNER/TENANT
- OTHER

TYPE OF CONSTRUCTION

- SEWER/DRAIN
- WATER
- ELECTRIC
- TELEPHONE
- CEMENT/PAVING
- TV CABLE
- FENCING
- FOOTERS
- OTHER SIDEWALK

WORKING FOR

- CITY
- STATE
- PROPERTY OWNER
- OTHER

NAME CITY OF W. LAFA.

TYPE OF EQUIPMENT

- BACKHOE
- TRACKHOE
- PLOW
- TRENCHER
- BULLDOZER
- POSTHOLE DIGGERS
- BORE
- AUGER
- (STAKE) SHOVEL
- OTHER

DAMAGING PARTY

- DID NOT REQUEST LOCATES
- DID NOT HAND DIG
- USED EXPIRED LOCATES
- OTHER

NUMBER OF CUSTOMERS 1 AFFECTED:

TOTAL HOURS SERVICE WAS OFF: 2 HRS

INVOICE: YES  NO

DAMAGING PARTY

NAME: \* ELY CONCRETE 765-

ADDRESS: 670 WINSLOW LN

CITY/STATE/ZIP: W. LAFAYETTE 47906

PREPARED BY: D. Finney DATE: \_\_\_\_\_

\* DAMAGED BY DARRELL

INCLUDE ANY OBSERVATIONS ON BACK OF FORM

VISUAL OBSERVATION AT DAMAGE SITE

- LOCATE NOT APPLICABLE (Above Ground Damage Only)
- FACILITIES PROPERLY MARKED
  - MARKING METHODS:  CONVENTIONAL  OFFSET
  - FLAGS  PAINT  STAKES  WHISKERS
- LOCATE MARKINGS FADED:  YES  NO
- WRONG ADDRESS REQUESTED
- 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
  - QUALIFIED LOCATOR COULD HAVE ACCURATELY LOCATED
  - INCOMPLETE LOCATE
  - MARKINGS OFF BY \_\_\_\_\_ (FEET/INCHES)
  - INAPPROPRIATE SITE MARKINGS
  - NO LOCATE PERFORMED
  - FAILURE TO FOLLOW POLICY
  - WRONG ADDRESS LOCATED

OBSERVATION BY: \_\_\_\_\_

NAME OF LOCATOR: \_\_\_\_\_

- COPY OF MARKOUT REQUEST PROVIDED WITHIN 2 WORKING DAYS

NOTIFICATION AND OTHER DETAILS OF LOCATE

LOCATE TICKET #: \_\_\_\_\_

DATE: \_\_\_\_\_ TIME: \_\_\_\_\_ AM/PM

- REGULAR REQUEST
- EMERGENCY REQUEST

- LOCATE COMPANY NOTIFIED

CONTACT NAME: \_\_\_\_\_

TIME CALLED: \_\_\_\_\_ AM/PM

TIME LOCATOR ARRIVED AT SITE: \_\_\_\_\_ AM/PM

COMPANY NOTIFIED OF LOCATE NEAR CRITICAL FACILITIES:

- YES
- NO

CONTRACTOR REPAIRS

- CONTRACTOR WORKING FOR VECTREN MADE REPAIRS AT OWN EXPENSE
- CONTRACTOR REPAIRED DAMAGE

NAME OF CONTRACTOR: \_\_\_\_\_

# OF REGULAR HOURS \_\_\_\_\_

# OF OVERTIME 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.)

PARTY TO INVOICE

NAME: SAME

ADDRESS: \_\_\_\_\_

CITY/STATE/ZIP: \_\_\_\_\_

REVIEWED BY: [Signature] DATE: 1-6-10

REVIEWED BY FIELD SUPERVISOR

DATE



## MISCELLANEOUS CASH RECEIPT

(PLEASE ATTACH A COPY OF ALL CHECKS TO THIS FORM AND  
USE PAPER CLIPS/DO NOT STAPLE CHECKS TO FORM)

PROCESS ROUTING FOR ALL VECTREN COMPANIES INCLUDING UTILITIES  
AND NON REGULATED SUBSIDIARIES: SEND COMPLETED FORM,  
ORIGINAL CHECK AND COPY OF CHECK TO REBECCA MINEAR IN  
FINANCIAL ACCOUNTING, BRAUN BUILDING, EVANSVILLE. RETAIN COPY  
OF CHECK AND FORM FOR YOUR RECORDS. PLEASE INCLUDE PROPER  
ACCOUNTING SO RECEIPT MAY BE CREDITED ACCURATELY. PLEASE  
INCLUDE YOUR PHONE NUMBER SO THE RECEIPT MAY BE EASILY  
RESEARCHED BY THE FINANCIAL ACCOUNTING GROUP.

Activity Date: **3/15/2010  
12:00:00 AM**

Your Name, not your initials (employee): **DARLENE Kulhanek**

Your Phone Number (employee): **812-491-4227**

Party Check Received From (Check Payor):

Address of Check Writer (Check Payor):  
**BATCH18-ELY CONCRETE INC**

Check Number	<b>4296</b>
Amount of Check	<b>\$233.92</b>
Utility/Company Name	<b>VECTREN ENERGY DELIVERY OF INDIANA - NORTH</b>
Task Number	<b>103.0510</b>
Job Number	<b>FDS0010769</b>

Date Printed: 3/22/2010

4296

ELY CONCRETE INC.  
670 WINSLOW LANE 765-464-0276  
WEST LAFAYETTE, IN 47906

71-100/749

3/11/10  
date

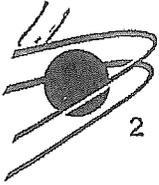
Pay to the order of Vectren \$ 233<sup>92</sup>/<sub>100</sub>  
Two Hundred Thirty-three<sup>92</sup>/<sub>100</sub> dollars



for INU# ADS 0010769 Per Ent

*[Handwritten Signature]*

⑈004296⑈ ⑆074901009⑆ 0000180181⑈



2 VECTREN ENERGY DELIVERY OF INDIANA - NORTH

NOW DUE
\$233.92

ELY CONCRETE  
670 WINSLOW LANE  
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BillToID: 27406  
Billing Date: 3/2/2010  
Date of Loss: 12/30/2009  
5955 103.0510

Please return this portion with your remittance.

NO  
EXCAVATOR  
RESPONSE  
PROVIDED