

ORIGINAL

J. M. A.
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STATE OF INDIANA
INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF AN ORDER)
APPROVING ADVISORY COMMITTEE)
RECOMMENDATIONS PURSUANT TO)
INDIANA CODE CHAPTER 8-1-26.)

APPROVED: FEB 13 2013

ORDER OF THE COMMISSION

Indiana Code chapter 8-1-26 provides the procedure for the Indiana Utility Regulatory Commission's Pipeline Safety Division ("Division") to find violations of said chapter. Upon review of those findings, the Indiana Underground Plant Protection Advisory Committee ("Advisory Committee") reviews those recommendations and recommends civil penalties in the Case.

The Cases received pursuant to Indiana Code chapter 8-1-26 and ripe for Commission action are attached hereto and collectively referred to as the Advisory Committee Recommendations.

Pursuant to statute, the Advisory Committee has submitted their recommendations to the Commission. The Commission hereby UPHOLDS the findings of violations by the Pipeline Safety Division and APPROVES the recommendations of the Advisory Committee as listed on the attached pages. The Assistant General Counsel to the Division is hereby directed to prepare and send notice to the parties advising them of the determination.

IT IS SO ORDERED.

ATTERHOLT, BENNETT, LANDIS, MAYS AND ZIEGNER CONCUR; MAYS NOT PARTICIPATING IN THOSE MATTERS INVOLVING VECTREN:

APPROVED: FEB 13 2013

I hereby certify that the above is a true and correct copy of the Order as approved.

Brenda A. Howe
Brenda A. Howe
Secretary to the Commission

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Vectren**
Other Party: **Environmental Construction Incorporated**
Case No.: **2930**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Training
- 2. _____
- 3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **NIPSCO**
Other Party: **South Bend Waterworks**
Case No.: **2940**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Training
2. _____
3. _____

Additional Information: Walters abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Vectren**
Other Party: **Infrastructure Contractors, Inc**
Case No.: **2943**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Training
- 2. _____
- 3. _____

Additional Information: Slagle abstains.

APPROVED: 
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Vectren**
Other Party: **Smith Projects, Inc.**
Case No.: **2944**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Training
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Vectren**
Other Party: **Chandler Utilities**
Case No.: **2960**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Training
- 2. _____
- 3. _____

Additional Information: Slagle abstains

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: ~~Vectren~~ NIPSCO
Other Party: Derry Electric Incorporated
Case No.: 2962
Date of Advisory Meeting: November 27, 2012

Statutes Allegedly Violated:

- 1. IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings. Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Training
- 2. _____
- 3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Vectren**
Other Party: **Miller Pipeline**
Case No.: **2963**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Training _____
2. _____
3. _____

Additional Information: Slagle abstains

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **NIPSCO**
Other Party: **Huff Septic & Sewer**
Case No.: **2970**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. _____ *Training*
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: *RS*
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Vectren**
Other Party: **Reynolds, Inc.**
Case No.: **2983**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-18(f): Operator failed to locate or provided incorrect locate markings.** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Training
- 2. _____
- 3. _____

Additional Information: Slagle abstains.
Walters abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Richard Schultz**
Other Party: **NIPSCO**
Case No.: **3340**
Date of Advisory Meeting: **November 27, 2012**

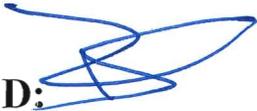
Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Three Men Crew Incorporated**
Other Party: **Vectren**
Case No.: **3364**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Mark Mccomb**
Other Party: **NIPSCO**
Case No.: **3369**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **A-1 Irrigation**
Other Party: **Vectren**
Case No.: **3370**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Lunar Excavating**
Other Party: **Vectren**
Case No.: **3372**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter Training
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Watson's Excavating**
Other Party: **Vectren**
Case No.: **3381**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter
- 2. _____
- 3. _____

Additional Information: Slagle abstains

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **James Lengacher**
Other Party: **NIPSCO**
Case No.: **3392**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed)
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Dave O'mara Contractor, Inc.**
Other Party: **Vectren**
Case No.: **3411**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Training _____
2. _____
3. _____

Additional Information: Second training b/c
after July 1, 2012.

Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Gatlin Plumbing**
Other Party: **NIPSCO**
Case No.: **3415**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter Training
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Gene Balensiefer Builders**
Other Party: **NIPSCO**
Case No.: **3421**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning _____
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Ben R Reed**
Other Party: **Citizens Gas**
Case No.: **3435**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-16(g): Failure to provide notice of excavation** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter
- 2. _____
- 3. _____

Additional Information: Warren abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Ziese & Sons Excavating, Inc.**
Other Party: **NIPSCO**
Case No.: **3440**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Training
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Castleman Septic Systems & Sewers**
Other Party: **NIPSCO**
Case No.: **3441**
Date of Advisory Meeting: **November 27, 2012**

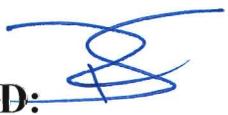
Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Walsh Construction**
Other Party: **NIPSCO**
Case No.: **3442**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Happy Valley Sand And Gravel**
Other Party: **Vectren**
Case No.: **3518**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains

APPROVED: 
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Lineal Contracting**
Other Party: **Vectren**
Case No.: **3524**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Training
- 2. _____
- 3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Harvey Construction**
Other Party: **Vectren**
Case No.: **3527**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Indiana Underground Construction**
Other Party: **Vectren**
Case No.: **3533**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Brian Otten**
Other Party: **Aurora Utilities**
Case No.: **3568**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **CCI (Campbell Cruze, Inc.)**
Other Party: **Vectren**
Case No.: **3634**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter.
2. _____
3. _____

Additional Information: Slagle abstains

APPROVED: 
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **DJ Mcquestion Construction Company**
Other Party: **Vectren**
Case No.: **3635**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Schenkel Construction**
Other Party: **NIPSCO**
Case No.: **3648**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Shawnee Construction & Engineering**
Other Party: **NIPSCO**
Case No.: **3649**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-16(g): Failure to provide notice of excavation** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Angel Lopez**
Other Party: **NIPSCO**
Case No.: **3654**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-16(g): Failure to provide notice of excavation** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Design One Concrete**
Other Party: **NIPSCO**
Case No.: **3657**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **John Jewell**
Other Party: **NIPSCO**
Case No.: **3663**
Date of Advisory Meeting: **November 27, 2012**

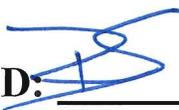
Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Asphalt Service Inc**
Other Party: **NIPSCO**
Case No.: **3668**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Harvey Construction**
Other Party: **Vectren**
Case No.: **3698**
Date of Advisory Meeting: **November 27, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Training
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: DM
(initialed) Dan Meiners
Vice Chairman