



August 30, 2018
By U.S. Mail and Electronic Mail

Steven J. Moss, Associate General Counsel
Office of the General Counsel
Duke Energy Business Services, LLC
1000 East Main Street
Plainfield, IN 46168

Re: Duke Energy Indiana, LLC's Petition for Administrative Review of Huntington Fire Department's 8/8/2018 Violation Notice

Dear Mr. Moss:

The Fire Prevention and Building Safety Commission is in receipt of your petition for administrative review of the Huntington Fire Department's violation notice, dated 8/8/2018. The petition for review will be discussed at the next regularly scheduled meeting of the Fire Prevention and Building Safety Commission – currently scheduled to begin at 9:00 AM on Tuesday, September 4, 2018. The Commission will make a determination as to whether the petition was timely filed.

Sincerely,

A handwritten signature in black ink, appearing to read "D. J. Boyle".

Douglas J. Boyle, Director
Fire Prevention and Building Safety Commission
Indiana Department of Homeland Security
302 W. Washington Street, Room E-208
Indianapolis, IN 46204
dboyle@dhs.in.gov
(317) 650-7720

Enclosure

cc: Justin K. Guedel, IDHS Staff Attorney (via electronic mail)
David Teusch, Fire Marshal – Huntington Fire Department (via U.S. Mail and electronic mail)
Christina M. Collester, RTM Consultants, Inc. (via U.S. Mail and electronic mail)
File



Steven J. Moss
Office of the General Counsel
Duke Energy Business Services LLC
1000 East Main Street
Plainfield, IN 46168
o: 317.838.1870
f: 317.838.6001
steven.moss@duke-energy.com

August 27, 2018

Mr. Justin K. Guedel, Staff Attorney
Indiana Department of Homeland Security
302 W. Washington Street, Rm. E208
Indianapolis, IN 46204

Via e-mail and First Class Mail

Re: City of Huntington – Citation
IC 22-12-7-12

RECEIVED
IDHS

AUG 30 2018

LEGAL AND CODE
SERVICES

Dear Mr. Guedel:

On behalf of Duke Energy Indiana, LLC (“Duke Energy”), this letter is a petition for review to the Fire Prevention and Building Safety Commission regarding the citation issued by the City of Huntington Fire Inspector on August 8, 2018 (see attached).


Duke Energy believes it is not in violation since its fire protection service is monitored by a proprietary system in accordance with NFPA 72.

We request placement on the next available hearing date.

Thank you for your attention to this matter. If you have any questions, please call.

Sincerely,

DUKE ENERGY BUSINESS SERVICES LLC


Steven J. Moss
Associate General Counsel

jmm

Enclosure

cc: Adrian L. Halverstadt III (via e-mail)
David Teusch, Fire Marshal (via e-mail)
Christina M. Collester, Fire Protection Engineer (via e-mail)
Fire Prevention and Building Safety Commission (via First Class Mail)
402 W. Washington St., Rm. W246
Indianapolis, IN 46204

HUNTINGTON
747 CONDIT ST
Huntington, IN 46750
260-356-3620
Violation Notice (Modified)

Wed Aug 8, 2018

DUKE ENERGY
251 HAUENSTEIN RD
HUNTINGTON, IN 46750

An inspection of your facility on Thu Jun 7, 2018 revealed the violations listed below.

ORDER TO COMPLY: Since these conditions are contrary to law, you must correct them upon receipt of this notice. An inspection to determine compliance with this Notice will be conducted on

If you fail to comply with this notice before the reinspection date listed, you may be liable for the penalties provided for by law for such violations.

Violation Code	Article	Division	Page
----------------	---------	----------	------

907.6.5 Monitoring.

Recheck violation record auto-generated from inspection on < Unknown Date >.

Recheck violation record auto-generated from inspection on 01/23/2018.

Recheck violation record auto-generated from inspection on 12/11/2017.

Fire alarm systems required by this chapter or by the International Building Code shall be monitored by an approved supervising station in accordance with NFPA 72.

Exception: Monitoring by a supervising station is not required for: 1. Single- and multiple-station smoke alarms required by Section 907.2.11. 2. Smoke detectors in Group I-3 occupancies. 3. Automatic sprinkler systems in one- and two-family dwellings.

The alarm system needs to be monitored by an outside company.

Repaired 06/07/2018

901.6.1 Standards.

Recheck violation record auto-generated from inspection on < Unknown Date >.

Recheck violation record auto-generated from inspection on 01/23/2018.

Recheck violation record auto-generated from inspection on 12/11/2017.

"Fire protection systems shall be inspected, tested and maintained in accordance with the referenced standards listed in Table 901.6.1."

The deficiencies listed in the inspection report need to be corrected.

Fire alarm panel batteries failed

HUNTINGTON
747 CONDIT ST
Huntington, IN 46750
260-356-3620
Violation Notice (Modified)

Wed Aug 8, 2018

DUKE ENERGY
251 HAUENSTEIN RD
HUNTINGTON, IN 46750

Duct detector has no power
4 horn and strobes failed
2 inch and 4 inch backflow valves failed. (Repaired 4/9/18)
Repaired 04/25/2018

HUNTINGTON
747 CONDIT ST
Huntington, IN 46750
260-356-3620
Violation Notice (Modified)

Wed Aug 8, 2018

DUKE ENERGY
251 HAUENSTEIN RD
HUNTINGTON, IN 46750

Please be advised that if you desire administrative review of this Order, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 402 West Washington Street, Rm W246, Indianapolis, IN 46204, identifying the violations for which you seek review no later than 18 days from the date of this order unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Fire and Building Services Department's offices are closed during regular business hours, in which case the deadline would be the first day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Fire and Building Services Department's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this Order will be FINAL and you MUST comply with its requirements.

Please be further advised that you may request an opportunity to informally discuss this Order prior to filing a petition for review. Such informal discussion, or a request therefore, does not extend the deadline for filing a petition for review and, therefore, any request for an informal discussion should be made promptly, preferably by telephone, upon receipt of this order.

X

Teusch, David A.

Inspector

JOSEPH PAIS

Occupant/Owner

