Pipeline Safety Division Investigation Report

Investigation regarding: Cypher Logic

UPPAC Database Record ID: 325

Investigator: Mike Enlow
Report Date: 5/25/2012

Damage Date: 4/13/2011
Damage Address: 1337 North Drive
City: Hammond
County: Lake

The Parties
Excavator: Cypher Logic
Contact: Ken Wade
Address: Po Box 21, South Holland, Il 60473
Telephone: 260-439-1290

Facility Owner: NIPSCO
Contact: Kit Earle
Address: 101 West Ohio Street, Indianapolis, IN 46204

Pipeline Facility
Facility Type: Natural Gas
Facility Function: Distribution
Investigation regarding: Cypher Logic

UPPAC Database Record ID: 325

Damage Impact

Product release: Yes
Ignition: No
Service Interruption: True
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: 1104061780
Type of Equipment: Boring
Type of work performed: Cable TV

Synopsis: Excavator damaged 2” gas line during installation of Cable TV.

Findings: Reported by Indiana 811; excavator’s response to initial notice was received on 2/10/2012. Contractor dug approx. 30 ft off original planned route path striking 2” distribution main.

Conclusion: Failure to maintain two (2) feet 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.

Cypher Logic currently has 5 other reports of damages in the record, between 1/11/2010 and 4/13/2011.
NO

LOCATE

TICKET

PROVIDED
April 11, 2012

Via Electronic Transmission – PipelineDamageCase@urc.in.gov

Pipeline Safety Division – Case No. 325
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 East
Indianapolis, Indiana 46204

RE: Investigation Request for Information; Pipeline Division Case No. 325

To Whom It May Concern:

Attached please find Northern Indiana Public Service Company’s ("NIPSCO") written information relating to the following event:

Date of Event: 4/13/2011
Event Location: 1337 North Drive, Hammond
Facility Owner: NIPSCO
Excavator: Cyber Logic
Other Party: N/A
Pipeline Division Case No. 325

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.

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. Earle
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. 325

<table>
<thead>
<tr>
<th>Date of Event</th>
<th>4/13/2011</th>
</tr>
</thead>
<tbody>
<tr>
<td>Event Location</td>
<td>1337 North Drive, Hammond</td>
</tr>
<tr>
<td>Facility Owner</td>
<td>Northern Indiana Public Service Company</td>
</tr>
<tr>
<td>Excavator</td>
<td>Cypher Logic</td>
</tr>
<tr>
<td>Date of IURC Information Request</td>
<td>1/30/2012</td>
</tr>
</tbody>
</table>

## THE PARTIES

### EXCAVATOR:

<table>
<thead>
<tr>
<th>BUSINESS NAME</th>
<th>Cypher Logic</th>
</tr>
</thead>
<tbody>
<tr>
<td>RESPONSIBLE PARTY PERSONAL NAME</td>
<td>John Glover</td>
</tr>
<tr>
<td>TITLE (IF ANY)</td>
<td></td>
</tr>
<tr>
<td>ADDRESS</td>
<td>PO BOX 21</td>
</tr>
<tr>
<td>CITY/STATE/ZIP</td>
<td>South Holland, IL 60473</td>
</tr>
<tr>
<td>PREFERRED TELEPHONE</td>
<td>219-512-3003</td>
</tr>
<tr>
<td>CELL PHONE TELEPHONE</td>
<td></td>
</tr>
<tr>
<td>EMAIL ADDRESS</td>
<td><a href="mailto:kwade@cypherlogic.com">kwade@cypherlogic.com</a></td>
</tr>
</tbody>
</table>

### FACILITY INFORMATION - OWNER/OPERATOR OF UTILITY LINE:

<table>
<thead>
<tr>
<th>BUSINESS NAME</th>
<th>NORTHERN INDIANA PUBLIC SERVICE COMPANY</th>
</tr>
</thead>
<tbody>
<tr>
<td>RESPONSIBLE PARTY PERSONAL NAME</td>
<td>LUKE SELKING</td>
</tr>
<tr>
<td>TITLE</td>
<td></td>
</tr>
<tr>
<td>ADDRESS</td>
<td>1501 HALE AVENUE</td>
</tr>
<tr>
<td>CITY/STATE/ZIP</td>
<td>FORT WAYNE, IN 46802</td>
</tr>
<tr>
<td>PREFERRED TELEPHONE</td>
<td>260/439-1290</td>
</tr>
<tr>
<td>SECONDARY TELEPHONE</td>
<td></td>
</tr>
<tr>
<td>EMAIL ADDRESS</td>
<td><a href="mailto:lselking@nisource.com">lselking@nisource.com</a></td>
</tr>
</tbody>
</table>

### LOCATOR SERVICE INFORMATION

<table>
<thead>
<tr>
<th>BUSINESS NAME</th>
<th>USIC</th>
</tr>
</thead>
<tbody>
<tr>
<td>RESPONSIBLE PARTY PERSONAL NAME</td>
<td>Morgan Thompson</td>
</tr>
<tr>
<td>TITLE (IF ANY)</td>
<td>Claims Coordinator</td>
</tr>
<tr>
<td>ADDRESS</td>
<td>9045 N River Rd. Suite 300</td>
</tr>
<tr>
<td>CITY/STATE/ZIP</td>
<td>Indianapolis, IN 46240</td>
</tr>
<tr>
<td>PERSONAL CONTACT</td>
<td>BUSINESS/ORGANIZATION NAME</td>
</tr>
<tr>
<td>------------------</td>
<td>-----------------------------</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**OTHER (WITNESS, POLICE, FIRE, OTHER) INFORMATION**

<table>
<thead>
<tr>
<th>PRODUCT TYPE (Select One)</th>
<th>FACILITY TYPE (Select One)</th>
</tr>
</thead>
<tbody>
<tr>
<td>NATURAL GAS</td>
<td>DISTRIBUTION</td>
</tr>
<tr>
<td>LIQUID PIPELINE</td>
<td>GATHERING</td>
</tr>
<tr>
<td>UNKNOWN/OTHER</td>
<td>SERVICE/DROP</td>
</tr>
<tr>
<td></td>
<td>TRANSMISSION</td>
</tr>
<tr>
<td></td>
<td>UNKNOWN/OTHER</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>SIZE (DIAMETER/ETC.)</th>
<th>PRESSURE (PSIG/INCHES)</th>
<th>INTERRUPTION IN SERVICE (YES/NO)</th>
<th>NUMBER OF CUSTOMERS AFFECTED</th>
<th>EVACUATION (YES/NO)</th>
<th>IF YES, HOW MANY EVACUATED</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Y</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>LOCATION OF DAMAGE</th>
<th>ADDRESS</th>
<th>CITY/STATE/ZIP</th>
<th>NEAREST INTERSECTION</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1337 North Dr.</td>
<td>Hammond, IN</td>
<td>Columbia Cir E</td>
</tr>
</tbody>
</table>

| UTILITY LINE IMPACT | |
|--------------------| |

<table>
<thead>
<tr>
<th>PREFERRED TELEPHONE</th>
<th>317-538-7301</th>
</tr>
</thead>
<tbody>
<tr>
<td>CELL PHONE TELEPHONE</td>
<td></td>
</tr>
<tr>
<td>EMAIL ADDRESS</td>
<td></td>
</tr>
<tr>
<td>REPAIR COST (IF KNOWN) ($)</td>
<td></td>
</tr>
<tr>
<td>---------------------------</td>
<td></td>
</tr>
</tbody>
</table>

**CAUSE OF DAMAGE INFORMATION:**

**TYPE OF EQUIPMENT (Select One)**
- Auger
- Backhoe/Trackhoe
- Boring/Drilling
- Directional Drilling
- Explosives
- Farm Equipment
- Grader/Scrapper
- Hand Tools
- Milling Equipment
- Probing Device
- Trancher
- Vacuum Equipment
- Unknown/Other

**TYPE OF WORK PERFORMED (Select 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
<table>
<thead>
<tr>
<th>Road Work</th>
<th>Sewer (Sanitary/Storm)</th>
<th>Site Development</th>
<th>Steam</th>
<th>Storm Drain/Culvert</th>
<th>Street Light</th>
<th>Telecommunications</th>
<th>Traffic Signal</th>
<th>Traffic Sign</th>
<th>Water</th>
<th>Waterway Improvement</th>
<th>Unknown/Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>RELEASE OF PRODUCT (YES/NO)</td>
<td>Y</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>IGNITION AND/OR FIRE (YES/NO)</td>
<td>N</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>EXCAVATOR NOTIFY 811 (YES/NO)</td>
<td>Y</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**LOCATE INFORMATION:**

| EXCAVATOR REQUEST LOCATE (YES/NO) | Y |
| INDIANA 811 LOCATE TICKET NUMBER | 1104061780 |
| 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) | N |

**INCIDENT IMPACT INFORMATION**

| NUMBER OF OUTPATIENT TREATED | 0 |
| NUMBER OF INPATIENT TREATED | 0 |
| NUMBER OF FACILITIES | 0 |
| FIRE DEPARTMENT RESPONSE (YES/NO) | 911 was notified |
| POLICE DEPARTMENT RESPONSE (YES/NO) | 911 was notified |
| AMBULANCE RESPONSE (YES/NO) | 911 was notified |

**ADDITIONAL INFORMATION/COMMENTS**

Contractor dug outside approx. 30ft off originally planned route path.
Print Tickets

NIPSCO 00652 IUPPSa 04/13/2011 13:05:53 1104132277-00A EMER DAMG STRT

DAMAGE DAMAGE

Ticket: 1104132277 Date: 04/13/2011 Time: 13:04 Oper: SPEOPLES Chan:000

State: IN Cnty: LAKE Twp: NORTH
Cityname: HAMMOND Inside: Y Near: N
Subdivision:

Address: 1337
Street: NORTH DR
Cross 1: COLUMBIA CIR E Within 1/4 mile: Y
Location: LOCATE FROM CABLE TV PED ON SOUTHEAST CORNER OF BUILDING AT 1337 E
WILSON PL AND HEAD NORTH FOR 60 FEET THEN WEST FOR 500 FEET TO CABLE TV PED
ROUTE IS MARKED WITH WHITE FLAGS

**Boring Where = ROUTE LISTED IN NOTES

Grads: 4134B0729B 4134A8729B 4134B0729A 4134A8729A
Boundary: n 41.580376 s 41.578430 w -87.496146 e -87.4995354

Work type: INSTALL CABLE SERVICE
Done for: COMCAST
Start date: 04/13/2011 Time: 13:04 Hours notice: 0/0 Priority: EMER
Ug/Oh/Both: U Blasting: N Boring: Y Railroad: N Emergency: Y
Duration: 1 DAY
Depth: 36 INCHES

Company: CYPHERR LOGIC Type: CONT
Co addr: PO BOX 21
City: SOUTH HOLLAND State: IL Zip: 60473
Caller: KEN WADE Phone: (219)512-3003
Contact: JOHN GLOVER Phone:
BestTime:
Mobile: (219)512-3003
Fax: (708)841-2599
Email: KWAD@CYPHERRLOGIC.COM

Remarks: All Tickets are taken and processed on Eastern Daylight Time
THIS TICKET REPLACES TICKET NUMBER 1104132123 - DUE TO INCORRECT NOTICE TYPE AND
NO PREVIOUS TICKET NUMBER - GAS LINE HAS BEEN DAMAGED - LINE IS BLOWING - JOHN
GLOVER HAS NOTIFIED 911 - NIPSCO IS THE UTILITY - YELLOW AND 4 INCHES WIDE IS THE
DESCRIPTION OF DAMAGED LINE - LINE WAS DAMAGED IN THE REAR OF THE BUILDING -
CREW IS ON SITE - JOHN GLOVER HAS NOTIFIED NIPSCO OF THE DAMAGED LINE - PREVIOUS
TICKET NUMBER 1104061780 - THANK YOU
Will you be white-lining the dig site area? YES:

Submitted date: 04/13/2011 Time: 13:04
Members: COMCN IB ID5845 ID6405 ID6428 NIPSCO SM
Ticket: 1104061780 Date: 04/06/2011 Time: 13:13 Oper: KEN.WADE Chan:000

State: IN City: LAKE Twp: NORTH
Cityname: HAMMOND Inside: Y Near: N
Subdivision:

Address: 1337
Street: NORTH DR
Cross L: COLUMBIA CLR E Within 1/4 mile: Y
Location: LOCATE FROM CABLE TV PED ON SOUTHEAST CORNER OF BUILDING AT 1337 E WILSON PL AND HEAD NORTH FOR 40 FEET THEN WEST FOR 500 FEET TO CABLE TV PED
ROUTE IS MARKED WITH WHITE FLAGS
***Boring Where = ROUTE LISTED IN NOTES
:
Grids: 4134A8729B 4134A8729A 4134A8729A
Boundary: n 41.580376 s 41.578430 w -87.498146 e -87.495354

Work type: INSTALL CABLE SERVICE
Done for: COMCAST
Ug/Oh/Both: U Blasting: N Boring: Y Railroad: N Emergency: N
Duration: 1 DAY Depth: 36 INCHES

Company: CYPH ER LOGIC Type: CONT
Co addr: PO BOX 21
City: SOUTH HOLLAND State: IL Zip: 60473
Caller: KEN WADE Phone: (219)512-3003
Contact: JOHN GLOVER Phone:
BestTime:
Mobile: (219)512-3003
Fax: (708)841-2399
Email: KWADE@CYPH ERLOGIC.COM

Remarks: All tickets are taken and processed on Eastern Daylight Time
Will you be white-lining the dig site area? YES
:

Submitted date: 04/06/2011 Time: 13:13
Members: COMCN IB ID5845 ID6405 ID6428 NIPS CO SM
Fact Based Investigation Report

NOTIFICATION ID: 01820110413008 DISTRICT: Northern IN DAMAGE DATE: 4/13/2011 1:04:00 PM NOTIFICATION DATE: 4/13/2011 1:14:04 PM NOTIFIED BY: KEN WADE One Call Center DAMAGE ADDRESS: 1337 NORTH DR HAMMOND CITY: NORTH ST: IN ZIP: 

DAMAGED CUSTOMER: NIPSCO

INVESTIGATION DATE: 04/13/2011 FROM: 12:00:00 TO: 14:00:00

EXCAVATOR INVOLVED: CYPHER LOGIC, INC. TYPE OF EXCAVATION: CATV feeder bore

ORIG. LOCATE REQ.: 1104061780 START DATE/TIME: 4/8/2011 1:30:00 PM TYPE OF TICKET: Routine LOCATE REQ. INFO N/A:

DIG UP/DAMAGE REQ.: 1104132277 START DATE/TIME: 4/13/2011 1:05:00 PM

PICTURES TAKEN BY: Josh Taugner DATE/TIME: 4/13/2011 12:30:00 PM PHOTOGRAPHY TYPE: Digital FRAME #:

INVESTIGATOR EMP#: 123903 INVESTIGATOR NAME: Josh Taugner BASED ON YOUR INVESTIGATION, IS FURTHER INVESTIGATION NEEDED? Possibly

Fact Based Investigation Customer Information

NOTIFICATION ID: 01820110413008 SELECT A CUSTOMER: NIPSCO CUSTOMER #: 11 1525(optional)

FACILITY DESCRIPTION: LOWPROF FACILITY ID: main - 2" LOCATOR NAME & EMP #: Taugner Joshua - 123903 LOCATOR NOT KNOWN:

CHECK ALL THAT APPLY TO INVESTIGATION: Contractor Dug Outside Marking Instructions Other:

CHECK ALL THAT APPLY TO METHOD OF INVESTIGATION (at least one must be checked): Visual, Facility Exposed At Time Of Investigation, Investigator Verified Existing Marks By Hooking Up, Investigation Results Verified By Utility Representative

INVESTIGATOR STATEMENT/CAUSAL FACTORS:
Contractor dug outside apprx. 30 ft off from originally planned route path NAMES OF UTILITY REPRESENTATIVES CONTACTED OR ON SITE AND STATEMENT:
Chris Zurawski-NIPSCO NAMES OF EXCAVATOR'S REPRESENTATIVES CONTACTED OR ON SITE AND STATEMENT:
n/a LIST ANY OTHER INDIVIDUALS ON SITE: n/a
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? No
EXTENT OF FACILITY DAMAGE cut main REPLACEMENT FOOTAGE unknown
WAS CONTRACTOR ASSISTANCE REQUIRED? IF YES, WHO? No
WHAT CONTRACTOR EQUIPMENT WAS USED? boring rig
IS THE FACILITY SHOWN ON THE UTILITY RECORDS? Yes IF YES, PLEASE LIST RECORD #(S) feildbrowser
Information Request

Pipeline Safety Division
Indiana Utility Regulatory Commission

Case No. 325

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: Cypher Logic Inc.
Business Name: Cypher Logic Inc.
Responsible Party Personal Name: Kendell Wade, John Glover
Title (if any): owner
Address: PO Box 21
City, State Zip: South Holland, IL, 60473
Preferred Telephone: (219) 951-6099 (219) 512-3003
Cell Phone Number:
Email Address: kwade@cypherlogic.com jglover@cypherlogic.com

Facility Information:
Business Name:
Responsible Party Personal Name:
Title (if any):
Address: 1337 North Dr.
City, State Zip: Hammond, IN
Preferred Telephone:
Cell Phone Number:
Email Address:

Locator Service Information:
Business Name: Indiana 811 | SN&LP Locators
Responsible Party Personal Name: Josh
Title (if any):
Address:
City, State Zip:
Preferred Telephone:
Cell Phone Number:
Email Address:
Other (Witness, Police, Fire, Other) Information:
Personal Contact: John Glover
Business/Organization Name: Cypher Logic Inc.
Title (if any) Owner/Operator
Address: PO Box 21
City, State, Zip: South Holland, IL 60473
Preferred Telephone:
Cell Phone Number:
Email Address: jglover@cypherlogic.com

Utility Line Impact:
Location of Damage:
Address: 1337 North Dr.
City, State, Zip: Hammond, IN
Nearest Intersection:

Product Type (circle one):
- Natural Gas
- Liquid Pipeline
- Unknown/Other

Facility Type (circle one):
- Distribution
- Gathering
- Service/Drop
- Transmission
- Unknown/Other

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): $
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

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/Storm)
Site Development
Steam
Storm Drain/Culvert
Street Light
Telecommunications
Traffic Signal
Traffic Sign
Water
Waterway Improvement
Unknown/Other

Page 3 of 5
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: 110 406 1780
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

**Incident Impact Information:**

Number of Outpatient Treated: 0
Number of Inpatient Treated: 0
Number of Fatalities: 0
Fire Department Response: Yes / No
Police Department Response: Yes / No
Ambulance Response: Yes / No

**Additional Information/Comments:**

See attached document for additional notes.
YOUR PIPELINE SAFETY DIVISION CASE NO. 325

YOUR FULL NAME: Kendall Wade

FULL NAME OF BUSINESS/ENTITY (if applicable): Cypher Logic Inc

YOUR BUSINESS TITLE (if applicable): owner

ADDRESS: P.O. Box 21

CITY: South Holland STATE: IL ZIP CODE: 60473

YOUR TELEPHONE NUMBER: (219) 957-6699 SECOND NO. ( ) -

YOUR EMAIL ADDRESS: Kwade@cypherlogic.com

TODAY'S DATE: 2/10/12

YOUR SIGNATURE: __________________________ TITLE (if any) owner

Please return your Narrative Statement and Answers to the above questions to:

Pipeline Safety Division – Case No. 325
Indiana Utility Regulatory Commission
101 West Washington Street, #1500E
Indianapolis, IN 46204

Or scan document(s) and Email to:

PipelineDamageCase@urc.in.gov
February 6, 2012

Indiana Utility Regulatory Commission
101 W. Washington St, Suite 1500E
Indianapolis, IN 46204-3407

RE: Case # 325 – 1337 North Dr., Hammond, Lake County, IN

Above all Cypher Logic Inc. takes pride in their work and doesn’t take any unnecessary chances or risks that could jeopardize or injure any employee or innocent bystander. All of our crews are professionals and we take all necessary precautions before, during and after assigned projects. Cypher Logic Inc. feels that the original violations:
“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 8-1-26-16(b): Failure to maintain two (2) feet clearance with mechanized equipment”,
does not accurately describe the events of the project. I Kendell Wade, part owner of Cypher Logic Inc, hope that this explanation could shed some light on the subject and bring an accurate portrayal of events.

Cypher Logic Inc. was subcontracted by prime contractors of Comcast to perform cable line installation/repairs at the address of 1337 North Dr., Hammond, IN. On the date of April 6, 2011 a locate request ticket (#1104061780) was called into Indiana 811 for work at the previously listed address. All present utility parties were to be notified of work being performed at the jobsite and utility markings should have been placed on existing utilities. Additional notes were on the ticket and white flags described the start and ending of the work route.

During the process of installing the new cable line on August 13, 2011 a gas service line was struck. Upon immediate investigation it was determined that the gas line was mismarked. Continuing further down the work route revealed that other sections of the line had not been located at all. The proper authorities and locate service was contacted about the strike and NIPSCO came on-site to resolve the issue. A locator and supervisor came on-site and retraced the area that the line had been struck. He proceeded to mark
the missing gas utility locate. It was found that a gas line that ran through the complex was completely mismarked.

Unfortunately in recent times this type of issue has become more common in our business due to inadequate locate markings and/or failed locate request completion. Many times Cypher Logic Inc. employees have resorted to calling for second request markings as well as attempting to verify the accuracy of current markings using various techniques such as wire tracing and potholing. The locator that was responsible for the markings was one that we have had marking issues with in the past.

In conclusion we feel that all industry preparation steps and policies were adhered to prior to this project engagement. Although we do sympathize with those that lost service during this issue, we do not agree with the charges listed above. Proper procedures were followed by contacting Indiana 811 service and the 48 hour notice rule was adhered to. We feel that these are wrongful charges and that once the proper facts are presented our name will be exonerated. Please contact either Kendell Wade or John Glover if any additional information is needed in the resolution of this matter.

Sincerely,

Kendell Wade / John Glover
Cypher Logic Inc. Management

Enc.