



Damage Prevention Committee

**Summaries and Actions
from the
Meeting of September 14, 2021**



Pennsylvania Public Utility Commission

Damage Prevention Committee Meeting Case List

Omnibus Session

Case Number	Stakeholders	Summary	Violations & Recommendation
11087	<p>Facility Owner: PECO ENERGY Contractor/Excavator: YACULAK CONSTRUCTION</p>	<p>On 10/17/2019 3:00:00 PM at 138 COLUMBIA AV, PHOENIXVILLE, CHESTER Incident occurred on 10/17/2019 at 138 Columbia Ave., Phoenixville, Chester County.</p> <p>On 10/17/2019 Yakulak Construction was installing new curbs when they drove a curb pin into 1 1/4" plastic gas service using hand tools. PECO stated in their AVR Yakulak did not call One Call to place a ticket, but they were also using hand tools for this job. Per Act 50, since excavation equipment was not utilized, Yakulak Construction did not violate any Sections of the Law.</p> <p>An AVR request letter was sent January 31, 2020. As of May 14, 2021, Yakulak has not submitted an AVR or responded to the DPI. Yakulak will be recommended for a penalty of 5(16) for failure to submit an AVR within 10 business days of a line strike, 5(17) for not responding to my request for information and 5(8) since that is a federal offense not to contact 911 once gas is released into the air.</p>	<p>YACULAK CONSTRUCTION: \$1,000.00 Section 5(8) 1st Offense \$500.00 Section 5(17) 1st Offense \$250.00 Section 5(16) 1st Offense \$250.00</p>
11658	<p>Facility Owner: National Fuel Contractor/Excavator: John Platt Excavating</p>	<p>On 11/1/2019 9:00:00 AM at 1 Marcus Lane, Clark, Mercer On 11/1/2019 a NFG employee found John Platt Excavating using mechanized equipment without a proper One Call notification at 1 Marcus Lane, Clark Borough, Mercer County. NFG provided pictures to show the excavation which occurred.</p> <p>One Call indicated John Platt Excavating has placed notifications in the past so the company is aware of the process of placing One call Tickets. John Platt Excavating is recommended for violating Section 5(2.1)- failing to submit a location request before excavating.</p> <p>A courtesy letter was also sent to John Platt Excavating on 2/21/2020 with no response. A recommendation for violating Section 5(17)- failing to reply to the Commission's request for information is also being added.</p>	<p>John Platt Excavating: \$500.00 Section 5(16) 1st Offense \$250.00 Section 5(2.1) 1st Offense \$0.00 Section 5(17) 1st Offense \$250.00</p>
11761	<p>Facility Owner: PECO ENERGY Contractor/Excavator: Miller Bros Electrical Contracting Other: Buckeye Partners Other: Middletown Twp Delaware Co. Sewer Authority Other: VERIZON PENNSYLVANIA, LLC</p>	<p>On 11/16/2019 2:00:00 PM at HILLTOP DR, BROOKHAVEN BORO, DELAWARE Incident occurred on November 16, 2019, on Hilltop Drive in Brookhaven Borough, Delaware County.</p> <p>Miller Bros Electrical Contracting (Miller) was installing a new pole for PECO. Miller was hand digging to expose the electrical line and once the line was exposed the proposed hole for the pole was moved away from the electrical line. Miller proceeded with the excavation via the use of an auger and during the excavation a customer approached Miller informing them that their electricity was not</p>	<p>Miller Bros Electrical Contracting: \$500.00 Section 5(4) 1st Offense \$500.00 Buckeye Partners: \$0.00 Middletown Twp Delaware Co. Sewer Authority: \$1,000.00 Section 2(5)(v) 1st</p>

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		<p>working. Miller stopped working, removed the auger, and seen the damaged line.</p> <p>Miller Bros Electrical Contracting is in violation of Act 50, Section: 5(4) Failed to exercise due care and employ prudent excavation techniques.</p> <p>Verizon is in violation of Act 50, Section: 2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of the line.</p> <p>Listed below are facility owners in violation of Act 50, Section 2(5)(v) Failed to respond to a routine One Call ticket and 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time:</p> <p>*Buckeye Partners- No Response to Ticket No. 20193111753 Buckeye Partners- No Response to Renotification Ticket No. 20193111753-001 During the Stakeholder Review Phase, Buckeye Partners sent additional information; penalties and violations are removed.</p> <p>*Middletown TWP Delaware Co. Sewer Authority- No Response to Ticket No. 20193111753</p> <p>*Middletown TWP Delaware Co. Sewer Authority- No Response to Renotification Ticket No. 20193111753-001</p> <p>*Verizon PA LLC- Ticket No. 20193111753. Section 2(5)(i) failed to locate underground lines within 18 inches horizontally of the outside wall of the line. The remarks in Renotification Ticket No. 20193111753-001 stated, Attention Verizon PA you responded field marked, but The Crew did not see any locate marks.</p>	<p>Offense \$500.00</p> <p>Section 2(5)(v) 1st Offense \$500.00</p> <p>VERIZON PENNSYLVANIA, LLC: \$500.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p>
11949	<p>Facility Owner: Aqua PA Contractor/Excavator: Verizon Project Owner: Verizon Other: Yeadon Borough</p>	<p><u>On 12/8/2019 11:00:00 PM at CHESTER AVE, YEADON BORO, DELAWARE</u> Incident occurred on 12/8/2019 on Chester Ave., Yeadon Borough, Delaware County.</p> <p>On 12/8/2019 Verizon was working to replace a damaged pole on Chester Ave., Yeadon Borough, Delaware County when they struck and damaged an underground unmarked Aqua old brass service line. Aqua stated in their AVR there is not a house at this location, and they did not have the service line on their records. A recommendation of violating Section 2(5)(i)(B)- failing to mark and maintain records of abandoned lines is recommended against Aqua for not knowing a service line was in the area.</p> <p>Yeadon Borough is being recommended for violating Section 5(8)- failing to respond to an emergency notification as soon as practicable on two different occasions. Once for Ticket #20193420243 when Verizon called in to replace the damaged pole and again for Ticket #20193420277 when Aqua called in to fix the damaged water line.</p>	<p>Aqua PA: \$250.00 Section 2(5)(i)(B) 1st Offense \$250.00</p> <p>Verizon: \$1,000.00 Section 5(16) Subsequent \$1,000.00</p> <p>Yeadon Borough: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p>

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14454	<p>Facility Owner: Comcast Facility Owner: UGI Utilities Contractor/Excavator: ProMax Fence Systems LLC/ J M Fence and Deck Project Owner: POHL Railroad Materials Corp. LLC Other: Frontier Communications Other: Met Ed</p>	<p>Verizon failed to submit an AVR after striking Aqua's line and is recommended for violating 5(16).</p> <p><u>On 4/16/2020 12:55:00 PM at 16 MARGARET LN, TWP, BERKS</u> Incident occurred on 4/16/2020 at 16 Margaret Ln., Berks County.</p> <p>On 4/16/2020 Promax Fence System was installing a fence with an auger around the perimeter of POHL Railroad Materials Corp. LLC. and struck and damaged an underground UGI facility and an underground Comcast facility. Promax stated in the AVR the marks at the site were old and they believed they were left over from a locate which occurred 10/2019. They said the nearest mark was 7' away. They believed no damage occurred within 2' of any UGI flags and the flags and locator markings were old due to the grass being very high where the markings were located. An email was sent to the excavator requesting the additional pictures he stated he had, but no more pictures were submitted. Based on the pictures submitted for this incident a determination cannot be made as to who violated Act 50.</p> <p>UGI stated in their AVR that Promax used mechanized equipment within the tolerance zone which caused damage to a 2" PE underground facility as well as an underground Comcast facility. Promax contacted One Call regarding the damaged Comcast facility, but Comcast stated the information was insufficient. A violation of 2(5)(vii)-failing to respond to an emergency notification as soon as practicable is recommended against Comcast.</p> <p>Promax states they initially did not realize they also damaged a UGI facility. The UGI damaged facility caused 5 evacuations as well as 11-50 customers to be without service for less than 6 hours. UGI indicated 911 was contacted but they weren't sure who the caller was; however, Promax admitted in their AVR they were not the party responsible for calling 911. A violation of 5(8) for not contacting 911 after an escape of gas is recommended against Promax.</p> <p>A courtesy letter was sent to POHL Railroad Materials Inc. requesting an AVR be submitted as the Project Owner, but one has yet to be submitted. A violation of 6.1(7)- failing to submit an AVR is recommended against POHL Railroad Materials.</p>	<p>Comcast: \$1,000.00 Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>ProMax Fence Systems LLC/ J M Fence and Deck: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p> <p>POHL Railroad Materials Corp. LLC: \$250.00 Section 6.1(7) 1st Offense \$250.00</p>
15533	<p>Facility Owner: FirstEnergy / West Penn Power Contractor/Excavator: Curry & Kepple Inc. - CKI Project Owner: Westmoreland County Parks & Recreation</p>	<p><u>On 5/7/2020 4:30:00 PM at Twin Lakes Rd, LATROBE CITY, WESTMORELAND</u> On May 7, 2020, Curry & Kepple, Inc., was excavating on behalf of Westmoreland County Parks and Recreation when they struck an unmarked West Penn Power line. The line was not marked because Curry & Kepple had not placed a One Call Ticket. According to PAOC, this company has placed tickets in the past. According to Westmoreland County Parks, Curry & Kepple didn't place a One Call because they assumed that the park owned all of the lines on the site.</p> <p>On August 24, 2020, DPI Locke sent an AVR request email to both Curry & Kepple and Westmoreland County Parks & Recreation. Westmoreland responded via email and submitted their AVR on August 24. As of March 29,</p>	<p>Curry & Kepple Inc. - CKI: \$250.00 Section 5(2.1) 1st Offense \$0.00</p> <p>Section 5(16) 1st Offense \$250.00</p>

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		<p>2021 Curry & Kepple has not responded or submitted an AVR.</p> <p>Curry & Kepple Inc., is cited for excavating without a One Call Ticket. Because this is their first offense I recommend the penalty be reduced to a warning, and I recommend mandatory education. I have also cited Curry & Kepple for failure to submit an AVR within 10 days of a line strike and recommend no reduction in penalties for this violation because they still did not submit an AVR after being notified that one is required by law. A fine factor of 0.2 has been added to the penalty for failing to have a One Call Ticket since it led to damages between \$5001 and \$25,000.</p>	
15528	<p>Facility Owner: UGI Contractor/Excavator: Suez Water</p>	<p><u>On 5/22/2020 4:00:00 PM at 103 DONALD AVE, LOWER SWATARA TWP, DAUPHIN</u> Incident occurred on May 22, 2020 on Donald Ave, Lower Swatara Twp., Dauphin County.</p> <p>At 6:23 a.m. Emergency ticket 20201430030 was placed by Suez Water PA Inc., to repair a water main at 103 Donald Ave, Lower Swatara Township, Dauphin Co. PA. White markings were placed to show the expected excavation area.</p> <p>Another Emergency ticket 20201444503 was placed at 17:42 by Suez Water because the area they were working in extended past the original area that was marked in white. Suez continued to dig without waiting for companies to mark their facilities in this new location.</p> <p>Emergency ticket 20201433506 was placed at 17:44 for a gas line that was severed at 103 Donald Ave. 17 people were evacuated. One customer lost service. Suez states in their AVR that they failed to recall for the additional excavation area which explains why their ticket was placed only 2 minutes before the strike was reported.</p> <p>Citation 5(13) applied to Suez Water PA Inc., for changing the scope or duration of a proposed excavation, before notifying the One call system. Suez water continued to dig out of the marked area, ticket was put in two minutes prior to gas line hit.</p> <p>Citation 5(6)(i) applied to Suez Water PA Inc., for not planning the excavation to avoid damage to a facility owners facilities in the construction area.</p>	<p>Suez Water: \$500.00 Section 5(13) 1st Offense \$250.00</p> <p>Section 5(6)(i) 1st Offense \$250.00</p>
15573	<p>Facility Owner: Ligonier Municipal Water Authority Contractor/Excavator: SHADCO LLC Project Owner: PEOPLES GAS COMPANY LLC</p>	<p><u>On 5/28/2020 9:30:00 AM at BUNGER ST, LIGONIER BORO, WESTMORELAND</u> Incident occurred on May 28, 2020, on Bunger Street, Ligonier Borough, Westmoreland County. Shadco struck Ligonier Municipal's sewer line while retrieving their drill.</p> <p>Shadco failed to follow HDD Consortium's Best Practices chapters 4 and 5 regarding planning and the responsibility of the excavator to keep the drill from 18 inches or more another facility owner's line. The line was potholed and exposed at the time, so drilling far enough above or below the line should not have been a problem.</p> <p>On August 24, 2020,. DPI Locke sent an AVR email to Shadco. Shadco submitted their AVR on August 28.</p>	<p>SHADCO LLC: \$500.00 Section 5(11.2) 1st Offense \$0.00</p> <p>Section 5(4) 1st Offense \$0.00</p> <p>Section 5(16) 2nd Offense \$500.00</p>

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		<p>Shadco is cited for using imprudent excavating techniques within the tolerance zone, failing to follow HDD Best Practices by failing to keep the drill head far enough from the line that their bore path was crossing, and failure to submit an AVR within 10 business days of a line strike. All first-time offenses have been reduced to warnings. The AVR penalty has not been reduced because this is a 2nd offense and the excavator knew that AVRs are required within 10 days of a strike and AVR was requested by the investigator. Education is mandatory.</p>	
15316	<p>Facility Owner: Peoples Gas Contractor/Excavator: DAVE KEPHART EXCAVATING Project Owner: DAVE KEPHART EXCAVATING</p>	<p><u>On 5/29/2020 1:51:00 PM at 1220 27th Avenue, ALTOONA CITY, BLAIR</u> Incident occurred on Friday, May 29, 2020. Peoples Gas states that while Dave Kephart Excavating was working on landscaping activities when they hit the main line. Peoples Gas said there was no excavation ticket called in by Dave Kephart. An email was sent to Dave Kephart Excavating, on 12/20/2020 requesting an AVR, but no report was submitted and no response to the email.</p>	<p>DAVE KEPHART EXCAVATING: \$1,250.00 Section 5(16) 1st Offense \$250.00 Section 5(2.1) 1st Offense \$1,000.00</p>
15629	<p>Facility Owner: PECO ENERGY Contractor/Excavator: J.A. FORCINE</p>	<p><u>On 6/10/2020 11:00:00 AM at 259 GRACE LN, LOWER SALFORD TWP, MONTGOMERY</u> **Please note that the correct address for this incident is 250 Maple Avenue** Incident occurred at 250 Maple Avenue, Lower Salford Twp., Montgomery County. J.A. Forcine was using a small excavator to remove a dead bush and struck a 1-inch plastic gas service feeding a 4-meter gas set. J.A. Forcine did not have a One Call Ticket for this excavation. They did call 911 to report the gas leak. J.A. Forcine states in their AVR that they did not place a ticket because they did not think they would be using the backhoe. Their statement does not give a reason why they did not place a ticket when they determined that mechanized equipment would be necessary for this excavation.</p> <p>On August 31, 2020, DPI Andrade-Locke emailed an AVR letter to J.A. Forcine who submitted their AVR on the same day. They have not been cited for failing to submit an AVR within 10 days of a strike because this was their first violation and they did submit the AVR within 10 days of being notified by the DPI.</p> <p>J.A. Forcine Co. Inc. is cited for excavating without a One Call Ticket. The penalty has been reduced to a warning with mandatory training.</p>	<p>J.A. FORCINE: \$0.00 Section 5(2.1) 1st Offense \$0.00</p>
15644	<p>Facility Owner: PECO ENERGY Contractor/Excavator: HOMEOWNER</p>	<p><u>On 6/12/2020 10:00:00 AM at 651 MORRIS RD, WHITPAIN TWP, MONTGOMERY</u> PECO has reported that the homeowner was digging with a backhoe to install a water line when he struck a 1/2-inch gas service line. PECO reports that there was no One Call Ticket for this excavation although the homeowner had struck the same gas service in October 2019 during an excavation for which he had placed a One Call Ticket. It is not known if the homeowner believed that his ticket was still good for this excavation.</p> <p>One September 16, 2020, DPI Andrade-Locke sent an AVR letter to the homeowner. As of May 14, 2021 no response or AVR has been received.</p>	<p>HOMEOWNER: \$0.00 Section 5(2.1) 1st Offense \$0.00</p>

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15773	Facility Owner: YORK WATER COMPANY Contractor/Excavator: Kinsley Construction Project Owner: Columbia Gas of PA Other: York City - Sewer	<p>Homeowner is cited for excavating with out One Call Ticket. Financial penalty has been reduced to a warning.</p> <p><u>On 6/15/2020 1:00:00 AM at 1218 W PRINCESS ST, WEST YORK BORO, YORK</u> York Water reported that Kinsley Construction damaged their line with a rock on June 15, 2020. Kinsley states in their AVR that their operator lost sight of the water line and struck it.</p> <p>On September 10, 2020, DPI Andrade-Locke sent AVR emails to Columbia Gas and Kinsley Construction. Kinsley submitted their AVR on September 11, and Columbia submitted their AVR on September 14.</p> <p>Kinsley is cited for failing to use due care in the tolerance zone, failure to and for failing to submit an AVR within 10 business days of a line hit. I recommend training and no reduction in fines as Kinsley has been contacted to submit AVRs in the past, and while they generally do comply with requests, they should know by now that they need to file one whenever they damage a line because it says so in every letter they are sent and this is their 2nd AVR offense this year.</p>	<p>Kinsley Construction: \$1,000.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 2nd Offense \$500.00</p>
15673	Facility Owner: Comcast Project Owner: Philadelphia Gas Works Other: Centurylink Other: DANELLA CONSTRUCTION Other: PECO Other: Philadelphia Water Dept Other: Verizon	<p><u>On 6/15/2020 7:45:00 AM at GEORGE ST, PHILADELPHIA CITY, PHILADELPHIA</u> Incident occurred on June 15, 2020, on George Street, Philadelphia when Danella Construction struck an unmarked Comcast line. Comcast responded "clear no facilities" to their excavation ticket No. 20201562025 and the line was not marked.</p> <p>On August 31, 2020, DPI Locke sent AVR emails to Comcast and PGW. Comcast submitted their AVR on September 11. Project-Owner PGW has not submitted an AVR as of May 14, 2021</p> <p>Comcast is cited for failing to mark their line within 18 inches, and failing to respond to One Call Ticket 20201562025 since they responded "clear, no facilities" to a ticket when they had facilities in the area. Comcast states in their AVR that an entity named "Utiliquess" shows their lines in that this entity showed that in the excavation area, all lines were reported as being above ground so no locator was sent to the site.</p> <p>PGW is cited for failing to submit an AVR within 10 business days of being informed that their excavator had struck a line.</p> <p>PECO Energy is cited for failing to respond to Final Design Ticket No. 20200661904. PECO's response was "Conflict" on 3/9. No final response was entered.</p> <p>CenturyLink is cited for failing to respond to Final Design Ticket No. 20200661904. Centurylink never responded to this ticket.</p> <p>Verizon Business is cited for failing to respond to Final Design Ticket No. 20200661904. Verizon Business never responded to the ticket</p> <p>Verizon Pennsylvania is cited for failing to respond to Final Design Ticket No. 20200661904. PECO's response was "Conflict" on 3/6. No final response was entered.</p> <p>Philadelphia Water Department is cited for failing to respond to Final Design Ticket No. 20200661904. PECO's</p>	<p>Comcast: \$2,500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> <p>Philadelphia Gas Works: \$250.00 Section 6.1(7) 1st Offense \$250.00</p> <p>Centurylink: \$1,000.00 Section 2(4) 3rd Offense \$1,000.00</p> <p>PECO: \$500.00 Section 2(4) 2nd Offense \$500.00</p> <p>Philadelphia Water Dept: \$0.00</p> <p>Verizon: \$1,500.00 Section 2(4) Subsequent \$1,500.00</p>

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15523	<p>Contractor/Excavator: Hufnagel Excavating</p> <p>Project Owner: Pennsylvania American Water</p> <p>Other: Carroll Township Authority</p> <p>Other: Verizon</p>	<p>response was "Conflict" on 3/11. No final response was entered.</p> <p><u>On 6/15/2020 10:00:00 AM at WALCH ST, CARROLL TWP, WASHINGTON</u> On June 15, 2020, Hufnagel was excavating to install water lines on Walch Street, Carroll Township when they struck and pulled an unmarked cable that they believed was either electric or communications. Hufnagel then proceeded to submit a New Damage Emergency Ticket 20201671725 for the strike. No one claimed the line.</p> <p>On August 24, 2020, DPI Locke sent an AVR email request to PAWC. PAWC submitted their AVR on September 9. They were not aware of the line hit until notified by DPI Locke on August 24 and are not cited for failing to submit an AVR.</p> <p>Carroll Township is cited for failing to respond to Complex Project Ticket 20201410590, New Excavation Routine Tickets 20201493417 and 20201620959 and New Damage Emergency Ticket 20201671725. Because this Carroll Township's first time being cited, all penalties are reduced to warnings with mandatory education.</p> <p>Verizon is cited for failing to respond to Complex Project Ticket 20201410590.</p>	<p>Carroll Township Authority: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p> <p>Verizon: \$2,000.00 Section 2(5)(viii) Subsequent \$2,000.00</p>
16168	<p>Facility Owner: NORTH WALES WATER AUTHORITY</p> <p>Contractor/Excavator: SCOTT BUILDERS</p> <p>Project Owner: The Provco Group LLC</p> <p>Designer: TRAFFIC PLANNING AND DESIGN</p>	<p><u>On 6/16/2020 9:00:00 AM at 525 W. BUTLER AVE, NEW BRITAIN TWP, BUCKS</u> Incident occurred on Tuesday, June 16, 2020, on W. Butler Avenue in New Britain Township, Buck County.</p> <p>North Wales Water Authority (NWWA) stated that their facility was hit and damage outside of the work area that was requested on the One Call ticket(s): 20201680980, 20200763213, 20201181998, 20201681102, 20201681103; saying the Damage location (20201680980) was approximately 100 feet from the area requested prior to the damage.</p> <p>Scott Builders stated that NWWA lines were marked showing the line to be in the middle of the inlet. The excavation was to the right of the inlet and within several feet of the excavation the line was hit. Immediately Scott Builders called One Call for a remark and NWWA marked their facility. Hand digging was done in additional areas for NWWA so they could complete the repair.</p> <p>The designer, Traffic Planning and Design Inc. (TPD) stated they were notified of the line hit on January 13, 2021, by email from the PA PUC One Call Enforcement investigator. TPD submitted their AVR providing information from Scott Builders.</p> <p>An email was sent to the project owner, The Provco Group LLC, on 2/16/2021 requesting an Alleged Violation Report.</p> <p>Scott Builders is in violation of Act 50, Sections: 5(11) Failed to use the color white to mark a proposed excavation work site when exact work site information cannot be provided. 5(13) Changed the location, scope or duration of a proposed excavation without notifying One Call system.</p>	<p>SCOTT BUILDERS: \$500.00 Section 5(11) 1st Offense \$250.00</p> <p>Section 5(13) 1st Offense \$250.00</p> <p>The Provco Group LLC: \$0.00 Section 6.1(7) 1st Offense \$0.00</p>

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		<p>The Provco Group LLC is in violation of Act 50, Section: 6.1(7) Project owner failed to submit an Alleged Violation Report within 10 business days of a line strike. Recommendation: zero penalty- Warning Letter with Education.</p>	
15686	<p>Contractor/Excavator: J & M House Services Other: PECO ENERGY</p>	<p><u>On 6/16/2020 4:00:00 PM at 802 BALTIMORE AV, UPPER DARBY TWP, DELAWARE</u> Incident occurred on June 16, 2020 at 802 Baltimore Avenue, Upper Darby Twp, Delaware County.</p> <p>June 16, 2020 PECO has reported that June 16, 2020, J&M House Services (2545 Percy St., Philadelphia PA 19148, 267-616-3220) were building a new foundation wall for new building construction at 802 Baltimore Avenue, when they damaged a one (1) inch plastic gas service in two (2) locations. PA1 Call was not notified prior to work at this location. PECO crew cut the service at the gas main. The former building was demolished with no notification to PECO of the building demolition. It is not known if the excavators were also the party who demolished the building. A search of their mailing address shows that they are operating as J&M House Services</p> <p>On August 31, 2020, DPI Locke sent a letter dated September 16, 2020 to J&M House Services As of May 14, 2021 J&M has not contacted DPI Locke or submitted an AVR and has made no attempts to contact the DPI.</p> <p>J&M House Service is cited for excavating without a One Call Ticket, failing to call 911 after striking a gas line, failing to be a member of One Call and pay membership fees, and failing to submit an AVR within 10 business days of a line strike. Because this is a first-time offender, the penalties for failure to place a One Call Ticket and failure to be a member of One Call have been reduced to warnings. The penalty for no 911 call for a gas line hit has not been reduced. The penalty for failure to submit an AVR has not been reduced because the excavator did not submit an AVR after being notified that one was necessary.</p>	<p>J & M House Services: \$1,250.00 Section 5(2.1) 1st Offense \$0.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>Section 5(21) 1st Offense \$0.00</p>
16003	<p>Facility Owner: PEOPLES GAS COMPANY LLC Contractor/Excavator: CASPER COLOSIMO AND SONS INC Project Owner: PA AMERICAN WATER COMPANY</p>	<p><u>On 6/17/2020 10:45:00 AM at ARROWOOD DR, MT LEBANON TWP, ALLEGHENY</u> Incident occurred on Wednesday, June 17, 2020, on Arrowood Drive in Mt. Lebanon Township, Allegheny County.</p> <p>Peoples Gas Company stated, Casper Colosimo and Sons Inc. was saw cutting to install a water line for PA American Water Company (PAWC) and during the excavation a properly marked 1-inch gas plastic service line was cut through. Peoples Gas said, Casper failed to exercise due care by lifting the saw blade in the tolerance zone markings for the gas plastic service line. Peoples Gas provided pictures.</p> <p>On Friday, January 8, 2021 emails were sent to Casper, and to PAWC requesting Alleged Violation Reports (AVR). Casper did not respond to the email and did not submit an AVR. PAWC responded to the email attaching an AVR from Case 15995, with incident occurring on 6/16/2020. I replied to PAWC email saying, Peoples Gas</p>	<p>CASPER COLOSIMO AND SONS INC: \$250.00 Section 5(4) 1st Offense \$0.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>PA AMERICAN WATER COMPANY: \$250.00 Section 6.1(7) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>submitted 3 AVRs for 3 incidents. Then I asked, Is PA American Water using the AVR2020JUN220024 with incident that occurred on 6/16/2020, for the 6/17/2020 (Case 16003) incident too, or will another AVR be submitted? PAWC never responded to that email and did not submitted an AVR for this Case 16003.</p> <p>New Excavation Routine tickets were not attached to Peoples Gas AVR but are under related cases 15995 and 16014.</p> <p>*Casper Colosimo and Sons Inc. are in violation of Sections: 5(4) Failed to exercise due care and employ prudent excavation techniques. Recommending Education. Reduced the fine amount to \$0 because this is a first-time offense. 5(16) Failed to submit an Alleged Violation Report within 10 business days of striking a line. Recommending Education.</p> <p>*PAWC is in violation of Section: 6.1(7) Project owner failed to submit an Alleged Violation Report within 10 business days of a line strike.</p>	
15913	<p>Facility Owner: PEOPLES GAS Contractor/Excavator: A FOLINO CONSTRUCTION Project Owner: PITTSBURGH WATER AND SEWER AUTHORITY Other: MICHAEL BAKER CORPORATION INC</p>	<p><u>On 6/24/2020 12:00:00 PM at 915 Lilac Street, PITTSBURGH CITY, ALLEGHENY</u> Incident occurred on 6/21/2020 at 915 Lilac Street, Pittsburgh, Allegheny County.</p> <p>On June 24, 2020 A Folino struck a correctly marked 1-inch plastic service line belonging to Peoples Gas. Both A. Folino and Michael Baker (identifying himself as a construction inspector) admit that the line was hit by a backhoe within the tolerance zone, but they blame the depth of the line. The line was shallow, not far from the bottom of the pavement. Act 50 does not recognize depth as a factor for failure to use hand tools in the tolerance zone and the line was not embedded in the concrete.</p> <p>On September 21, 2020, DPI Andrade-Locke sent an AVR request via email to PWSA. PWSA sent their AVR on September 23. The AVR included A. Folino's AVR and attachments.</p> <p>A. Folino is cited for failure to exercise due care within the tolerance zone. Training is mandatory because Michael Baker states that A. Folino contacted the project manager who then contacted 911. There is no reason to make calls to any other individuals before contacting 911 when there is a gas leak. It is not known if this practice is company policy but if it is, I recommend that A. Folino amend their line strike protocols to contact 911 before anyone else.</p>	<p>A FOLINO CONSTRUCTION: \$1,000.00 Section 5(4) 2nd Offense \$1,000.00</p>
16180	<p>Facility Owner: PECO ENERGY Contractor/Excavator: Joseph J. Danielle Contracting Other: Chester Water Authority Other: Comcast Cable Other: VERIZON</p>	<p><u>On 6/30/2020 4:00:00 PM at 33 HUNTERS LN, CHESTER HEIGHTS BORO, DELAWARE</u> Incident occurred on Tuesday, June 30, 2020, on Hunters Lane in Chester Heights Borough, Delaware County.</p> <p>PECO stated that Joseph J. Danielle Contracting (JJD Contracting) was installing a water service and/or sanitary sewer line to a new residence and while backfilling the backhoe crushed the 1-inch plastic gas service stub. PECO</p>	<p>Joseph J. Danielle Contracting: \$750.00 Section 5(16) 1st Offense \$250.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Chester Water</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>said JJD Contracting could not provide an excavation ticket and when searching through One Call records a ticket was not found for JJD Contracting. PECO did not provide pictures.</p> <p>PA One Call compliance comments on PECO's Alleged Violation Report (AVR) stated, "there are 2 tickets (completed on 6/10/2020- 20201623814, 20201623822) placed for Hunters Lane by Joseph J. Danielle Contracting with the same mailing address and phone number listed on the AVR."</p> <p>PECO responded to both New Excavation Routine tickets (20201623814, 20201623822) on 6/12/2020 as Field Marked.</p> <p>On 1/21/2021 an email was sent to JJD Contracting requesting an AVR. They did not respond to the email and no report was submitted.</p> <p>JJD Contracting is in violation of Act 50, Sections: 5(4) Failed to exercise due care and employ prudent excavation techniques. 5(16) Failed to submit an Alleged Violation Report within 10 business days of striking a line.</p> <p>Listed below are facility owners in violation of Act 50, Section 2(5)(v) Failed to respond to a routine One Call ticket and 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time: *Verizon- Late Responses to New Excavation tickets 20201623814 and 2020163822, both response due date on 6/12/2020. Verizon responded on 6/15/20 as Field Marked to both tickets. No Response to New Excavation Emergency ticket 20201823961, called on 6/30/2020, for the Gas Leak Repair, by PECO.</p> <p>*Comcast- Late Responses to New Excavation tickets 20201623814 and 2020163822, both response due date on 6/12/2020. Comcast responded on 6/15/20 as Field Marked to both tickets.</p> <p>*Chester Water Authority (CDCs: CR5 & CR)- No Response to New Excavation Emergency ticket 20201823961, called on 6/30/2020, for the Gas Leak Repair, by PECO. Recommendation: Education, applied violation and penalty. On 8/19/21- Chester Water Authority sent a letter by email rejecting the penalty. Updated Recommendation: zero penalty, keep the violation, no education. Chester Water Authority has CDC:CR and CDC:CR5, and both have the same contact information. They did respond on time to CDC:CR as "Field Marked", but no response to the CDC:CR5. They are not required to respond via emergency CDC if they have responded on time in a different CDC.</p>	<p>Authority: \$1,000.00 Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>Comcast Cable: \$1,000.00 Section 2(5)(v) 2nd offense \$500.00</p> <p>Section 2(5)(v) 2nd offense \$500.00</p> <p>VERIZON: \$5,500.00 Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> <p>Section 2(5)(vii) Subsequent \$2,500.00</p>
16845	<p>Facility Owner: Municipal Authority of Westmoreland County Contractor/Excavator: Barbish Supply</p>	<p><u>On 7/25/2020 9:00:00 PM at 1125 LOWRY AVE., JEANNETTE CITY, WESTMORELAND</u> Incident occurred on 7/25/20 at 1125 Lowry Ave, Jeanette City, Westmoreland County.</p>	<p>Barbish Supply: \$0.00 Section 5(2.1) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		On 7/25/2020 Ed Barbish of Barbish Supply failed to place a PA One Call ticket for the grading work being done at 1125 Lowry Ave., Jeannette City, Westmoreland County. The Municipal Authority of Westmoreland County stated in their AVR they received a phone call from Ed Barbish, who was the property owner of the site, stating that water was running out of a man hole on his property. MAWC dispatched a sewage crew to this site to investigate. The crew observed the manhole casing to be damaged and moved off of the manhole. MAWC discovered dirt and debris blocking the sewage flow in the main sewer line. MAWC observed grading activity that had recently been performed at this property without a One Call ticket being placed prior to the excavation. Barbish Supply is being recommended for the violation of 5(2.1)-failing to submit a location request to One Call within the correct timeframe with education in lieu of the monetary penalty.	
16914	Facility Owner: PECO Contractor/Excavator: HOMEOWNER Other: Infrasource	<u>On 7/26/2020 2:00:00 PM at 385 CREEK RD, NEW BRITAIN TWP, BUCKS</u> On 07/26/2020 the homeowner living on Creek Road, New Britain Township, Bucks County was excavating with a backhoe and struck PECO's secondary wires in his yard. A One Call ticket was not placed prior to digging with mechanized equipment. A violation of 5(2.1)- homeowner failed to submit a location request to One Call within the correct timeframe is recommended against the homeowner. Infrasource was dispatched for PECO to fix the damaged underground line at the property and placed One Call damage excavation ticket #20202080233. All entities responded.	HOMEOWNER: \$0.00 Section 5(2.1) 1st Offense \$0.00

Full Session

Case Number	Stakeholders	Summary	Violations & Recommendation
11281	Facility Owner: ALTOONA WATER/WASTEWATER AUTHORITY Contractor/Excavator: PEOPLES GAS Project Owner: PEOPLES GAS Designer: The EADS Group	<u>On 10/1/2019 2:00:00 AM at WHITTIER AVE, ALTOONA CITY, BLAIR</u> At the DPC meeting held on 9/14/2021, the DPC members determined to waive all violations and penalties for Peoples and The EADS Group. Motion made by Swartley and 2nd by Ferri. All members agreed. ***Peoples Gas rejects both penalties saying that the incident was an emergency because there was gas found in a water box and manhole and that they were on site to show the locator where they planned to dig so he could mark correctly. ***EADS disputes their penalties saying that they were not involved with the construction of the project. On 1/21/2019 The EADS Group placed a Preliminary Design Ticket requesting all facilities field mark with paint and/or be notified through email of their plans at West Whittier Ave., near Wordsworth Ave., Altoona City, Blair County for the purpose of Peoples Gas installing a new gas line. On 9/30/2019 Peoples Gas personnel called in an Emergency One Call Ticket indicating this exact gas line needed maintenance; eight months after a plan was being developed to replace the line. In their AVR, Peoples Gas indicated they were excavating for a gas leak. A gas leak and	ALTOONA WATER/WASTEWATER AUTHORITY: \$250.00 Section 2(4) 1st Offense \$250.00 PEOPLES GAS: \$0.00 The EADS Group: \$0.00

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>line maintenance are not close in degree of threat of endangering and harming life, health or property. A violation of 5(9)- Emergency notification fails to meet the requirements of an emergency is recommended against Peoples Gas due to this One Call ticket indicating they were excavating for maintenance.</p> <p>There wasn't any indication on the One Call Ticket as to the exact location information, and it only indicated they would be working at the intersection. This Emergency One Call indicated Peoples Gas would be excavating at an extent of 50' x 4' on Whittier Ave. near Wordsworth Ave. The 50' excavation extent had no specific details provided in the remark comments on the ticket asking the facilities to mark 50' in both directions, all directions, etc. Altoona Water Authority also provided pictures, before excavation began, to show freshly painted gas markings on the ground which shows the gas facility coming directly up from West Whittier Ave. and going in opposite directions on Wordsworth Ave.</p> <p>Peoples Gas also mentions in their AVR they were in the confines of their one call ticket since the damage was 48' from the intersection, and Peoples Gas personnel spoke to the locator of Altoona Water Authority and explained where markings needed to be. If the locator was told how to specifically mark an area, and it was not done, why wasn't a renotify placed?</p> <p>An email was sent to Peoples Gas on 9/3/2020 requesting Before Excavation photos proving all facilities knew to mark their facilities according to this Emergency One Call Ticket. Peoples Gas stated they do not have before or after pictures of the excavation area, which does not prove all facilities marked 50' in all directions of the intersection.</p>	
12101	<p>Facility Owner: UGI Utilities, Inc. Contractor/Excavator: Leeward Construction, Inc. Project Owner: PENNSYLVANIA AMERICAN WATER</p>	<p><u>On 10/15/2019 8:00:00 AM at BROWN, CARBONDALE CITY, LACKAWANNA</u> **No Damage**-- Near Miss Event Leeward and Pennsylvania American both report that Leeward uncovered a gas main that was 3-feet away from the mark. This line was originally returned to UGI by the locator because they couldn't establish locator confidence because there was no tracer wire. Please see photos for more detail of mark and location of line.</p> <p>UGI was sent a spreadsheet of events that included this incident. Because there was no damage to UGI's line, they are not required to submit an AVR.</p> <p>Ticket No. 20192542049. Markout due 9/13. UGI responded "Conflict" on 9/13 when the markout was due. On 9/16 they responded "Conflict" to the renotification ticket that specifically called them out. The line was not marked until 9/27. This is 14 days past the day that the mark was due. UGI is cited for failure to respond to a one call ticket and a renotification ticket as the renotification was placed on 9/16 at 09:42 and UGI made no response at all until 13:47 (4 hours and 5 minutes). UGI is further cited for failing to mark their line within 18 inches.</p>	<p>UGI Utilities, Inc.: \$1,500.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Section 2(5)(v.1) 1st Offense \$500.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p>
11270	<p>Facility Owner: Frontier Communications Solutions Contractor/Excavator: Newville Construction Services Project Owner: Mid-Atlantic</p>	<p><u>On 10/22/2019 12:00:00 AM at MUCK RD, DELMAR TWP, TIOGA</u> *9/14/21 DPC Meeting- Disputing Frontier Communications sections 2.5(i) and 2(10), NO SHOW. VOTE: Accept the DPI's recommendations</p> <p>On Tuesday, October 22, 2019 Newville Construction digging a trench to install 3-inch conduit for Mid-Atlantic Interstate Transmission (MAIT), LLC. During the excavation, Newville Construction hit and damaged a mismarked communication line owned by Frontier Communications Solutions. MAIT explained that there were orange flags along Muck Road</p>	<p>Frontier Communications Solutions: \$750.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 2(10) 1st Offense \$250.00</p> <p>GAI Consultants:</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	Interstate Transmission (MAIT), LLC (FirstEnergy subsidiary) Designer: GAI Consultants Other: Kleins Restoration	leading up to a telephone splice box but no flags beyond that point, which the damage occurred 300-feet from 58 Muck Road. MAIT stated, because this was a larger project, a complex project should have been created instead of multiply routine tickets. Newville communicated to MAIT that they were unable to create a complex project themselves and even with the assistance from a PA One Call representative, and was instructed by the representative to create the standard routine tickets. On 1/24/2020, an email and a letter were sent to the facility owner, Frontier Communications Solutions, requesting an AVR regarding the mismarked line. The facility owner did not submit an AVR. For GAI Consultants recommending a warning letter; they may have been unaware of the incident.	\$0.00 Section 4(8) 1st Offense \$0.00
11506	Facility Owner: UGI Utilities Inc. Contractor/Excavator: Michael F Ronca and Sons Inc. Project Owner: Shippensburg Water Auth. Designer: RETTEW Other: Comcast Cablevision Other: Pennsylvania Electric Company Other: SHENTEL COMMUNICATIONS LLC Other: Summit Health	<p><u>On 10/23/2019 10:50:00 AM at 461 E. KING STREET, SHIPPENSBURG BORO, CUMBERLAND</u> 9/14/2021 DPC Decision: Michael F. Ronca and Sons – Maintain violations and penalties. First Energy Pen Elec – Remove violations, penalties, and training.</p> <p>Disagree: Michael F. Ronca and Sons. Section 5(16) Failure to submit an AVR within 10 business days of a line strike – 1st offense - \$250.00 Section 5(4) Failure to use due care and employ prudent excavation techniques– 1st offense - \$500.00 ***Michael F. Ronca disputes both penalties because they didn't think they need to submit an AVR because they don't believe they committed a violation. They say they were using prudent excavation techniques. First Energy/Pennsylvania Electric Section 2(4) Failure to respond to Design Ticket 20182892590– 1st offense - Education Only Section 2(4) Failure to respond to Design Ticket 20182892592– 1st offense - Education Only Section 2(4) Failure to respond to Design Ticket 20182892591– 1st offense - Education Only ***Penelec disputes all 3 violations saying that they responded "Conflict, Lines Nearerby, Direct Contact To Follow" and they do not want to attend education.</p> <p>On October 23, 2019, Michael F. Ronca and Sons Inc severed an UGI gas line, while hand digging at work site 461 King St., in Shippensburg PA. 911 call was placed by the excavator from Michael F. Ronca and Sons Inc. for an emergency gas leak. Ticket #20192961554 notes that UGI representative was on the site at the time of the call. AVR2019NOV140022 submitted by UGI, reads that the excavator failed to exercise due care and take all reasonable steps necessary to avoid injury to or interface with all lines. There are three photos included which show a yellow line in line with the severed line. UGI Representative reported that There is damage to a gas line costing \$1. up to \$1000. There was one household that was affected by this. Complex Project cost over \$400,000.00, Level "C" SUE was used. On December 11, 2019 DPI Maki sent letters to excavator Michael F. Ronca and Sons Inc also to the Project Owner Shippensburg Water Authority, requesting an AVR for this incident. On December 12, 2019, DPI Locke called representative from UGI, for clarification of statements written on the AVR. When asked about Failed to exercise due care, UGI's representative stated that the excavator was "digging like a wild man" and stated that there was an inspector on site who cautioned the excavator to slow down "because we have a gas line close" to the excavation hits.</p>	<p>Michael F Ronca and Sons Inc.: \$750.00 Section 5(16) 1st Offense \$250.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Shippensburg Water Auth.: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>RETTEW: \$500.00 Section 4(2) 1st Offense \$500.00</p> <p>Comcast Cablevision: \$1,000.00 Section 2(4) 1st Offense \$250.00</p> <p>Section 2(4) 1st Offense \$250.00</p> <p>Section 2(4) 1st Offense \$250.00</p> <p>Section 2(5)(iii.1) 1st Offense \$250.00</p> <p>Pennsylvania Electric Company: \$0.00</p> <p>Summit Health: \$1,000.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>Section 2(4) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Michael F. Ronca and Sons Inc, are in violation of Section 5(4) for failing to exercise due care and take all reasonable steps to avoid injury or otherwise avoid lines.</p> <p>On December 12, 2019 DPI Maki called and spoke with excavator from Michael F Ronca and Sons Inc. Representative from Ronca and Sons Inc, who said it was surprising that an AVR was not yet completed. He confirmed that he had a copy of ACT 50 and stated that he would submit the AVR today. DPI Maki asked for all information connected to this project including any plans and photos. Michael J. Ronca and Sons are in violation of Section 5(16) No AVR has been received as of September 24, 2020.</p> <p>On September 23, 2019 excavator Michael F. Ronca and Sons Inc. submitted a New Complex Project, ticket # 20192663725, to Install a new 12-inch water main using trenching which would occur in the South Bound lane, 13 Feet off Curb Line. Summit Health had no response for 14 days. This is a violation of Section</p> <p>Complex project includes both Cumberland and Franklin Counties. Meeting was held at 2 p.m. at the Shippensburg Select Diner located at 2 W King St, Shippensburg PA 17257 per Ticket # 20192663725 (Franklin Co) A locator map is included. Final Design tickets 20182892592 (Franklin Co) and 20182892590 (Cumberland Co) submitted. Sign in sheet verifies that all were in attendance. PA Electric Company and Century Link were represented by USIC.</p> <p>This Complex Project designs began before July 2019, when the DPC outlined the lawful Complex project process.</p> <p>Design Ticket 20182892592 (Franklin Co) and 20182892590 (Cumberland Co) Pennsylvania Electric Company responded with a conflict to both tickets. This is in violation of Section 2(4) fine is applied for not responding through the One Call System. Comcast Cable Communication also responded with a conflict. On Oct 30, 14 days later, Comcast responded with Clear no facilities. This is a second violation this year of Section 2(4) and fine is applied for not advising the person making the request of the facility owners' status at the work site through the one call system. Historically, the DPC has considered responses that are a week late, as no response. Ticket requesting meeting # 20192663724 had no response from Comcast, but Comcast was represented by USIC at the Complex Project Meeting.</p> <p>Tickets# 20192750044 show Summit Health with a late response. This is a violation of Section 2(5)(v) and fine is applied for failing to respond to a routine ticket within the required amount of time.</p> <p>On October 23, 2019, Michael F. Ronca and Sons Inc severed an UGI gas line, while hand digging at work site 461 King St., in Shippensburg PA. 911 call was placed by the excavator from Michael F. Ronca and Sons Inc. for an emergency gas leak. Ticket #20192961554 notes that UGI representative was on the site at the time of the call.</p> <p>AVR2019NOV140022 submitted by UGI, reads that the excavator failed to exercise due care and take all reasonable steps necessary to avoid injury to or interface with all lines. There are three photos included which show a yellow line in line with the severed line. UGI Representative reported that There is damage to a gas line costing \$1. up to \$1000. There was one household that was affected by this. Complex Project cost over \$400,000.00, Level "C" SUE was used.</p> <p>On December 11, 2019 DPI Maki sent letters to excavator Michael F. Ronca and Sons Inc also to the Project Owner Shippensburg Water Authority, requesting an AVR for this incident.</p> <p>On December 12, 2019, DPI Locke called representative from UGI, for clarification of statements written on the AVR. When asked about Failed</p>	<p>Section 2(5)(v) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>to exercise due care, Representative stated that the excavator was "digging like a wild man" and stated that there was an inspector on site who cautioned the excavator to slow down "because we have a gas line close" to the excavation hits.</p> <p>Michael F. Ronca and Sons Inc, are in violation of Section 5(4) for failing to exercise due care and take all reasonable steps to avoid injury or otherwise avoid lines.</p> <p>On December 12, 2019 DPI Maki called and spoke with excavator from Michael F Ronca and Sons Inc. Representative from Ronca and Sons Inc, who said it was surprising that an AVR was not yet completed. He confirmed that he had a copy of ACT 50 and stated that he would submit the AVR today. DPI Maki asked for all information connected to this project including any plans and photos. Michael J. Ronca and Sons are in violation of Section 5(16) No AVR has been received as of September 24, 2020.</p> <p>On September 23, 2019 excavator Michael F. Ronca and Sons Inc. submitted a New Complex Project, ticket # 20192663725, to Install a new 12-inch water main using trenching which would occur in the South Bound lane, 13 Feet off Curb Line. Summit Health had no response for 14 days. This is a violation of Section</p> <p>Complex project includes both Cumberland and Franklin Counties. Meeting was held at 2 p.m. at the Shippensburg Select Diner located at 2 W King St, Shippensburg PA 17257 per Ticket # 20192663725 (Franklin Co) A locator map is included. Final Design tickets 20182892592 (Franklin Co) and 20182892590 (Cumberland Co) submitted. Sign in sheet verifies that all were in attendance. PA Electric Company and Century Link were represented by USIC.</p> <p>This Complex Project designs began before July 2019, when the DPC outlined the lawful Complex project process.</p> <p>Design Ticket 20182892592 (Franklin Co) and 20182892590 (Cumberland Co) Pennsylvania Electric Company responded with a conflict to both tickets. This is in violation of Section 2(4) fine is applied for not responding through the One Call System. Comcast Cable Communication also responded with a conflict. On Oct 30, 14 days later, Comcast responded with Clear no facilities. This is a second violation this year of Section 2(4) and fine is applied for not advising the person making the request of the facility owners' status at the work site through the one call system. Historically, the DPC has considered responses that are a week late, as no response. Ticket requesting meeting # 20192663724 had no response from Comcast, but Comcast was represented by USIC at the Complex Project Meeting.</p> <p>Tickets# 20192750044 show Summit Health with a late response. This is a violation of Section 2(5)(v) and fine is applied for failing to respond to a routine ticket within the required amount of time.</p> <p>Design Ticket # 20182892591 and renotify ticket 20182892591-001 Show that Pennsylvania Electric Company and Comcast cable Company respond with a conflict. Comcast responded with clear no facilities 14 days later. This is a second violation of Section 2(4) penalty is applied to Comcast. I am recommending training for Pennsylvania Electric since this is an older ticket and this Company has been very compliant.</p> <p>Final Design Ticket 20182892590 submitted by RETTEW also had a renotification ticket. This renotification was placed before the final Design requested due date.</p> <p>New Routine Excavation Ticket is prepared a year after the final design ticket was submitted. This is after July 2019.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Shippensburg Water Authority is in violation of Section 6.1(3) for releasing a project to bid or construction, before a final design was complete.</p> <p>RETTEW is in Violation 4(2) It was a year since the final design was submitted to the One Call System. The design should be submitted not less than 10, nor more than 90 business days before the design is completed.</p>	
11410	<p>Facility Owner: PECO ENERGY</p> <p>Contractor/Excavator: UTILITY LINE SERVICES</p> <p>Project Owner: AQUA PENNSYLVANIA INC</p> <p>Other: Haverford Township</p> <p>Other: VERIZON PA LLC</p>	<p><u>On 11/7/2019 7:30:00 AM at HUNTINGDON LANE, HAVERFORD TWP, DELAWARE</u> 9/14/2021 DPC meeting decision: Haverford Township - Accept the DPI's recommendations. PECO Energy - Waive 2(4) Violation and penalty.</p> <p>PECO disagrees with the DPC Decision Violation 2(4) (design ticket response violation) - The PUC previously removed violations regarding how design tickets were closed (attached email 4/16/2020). As a result, PECO revised its process to be in compliance. These violations were prior to April 16, 2020. PECO's supporting documentation is attached as Exhibit 2. This shows that PECO did submit their gas and electric prints to the designer by the deadline.</p> <p>Haverford Township disagrees with the DPC Decision for the reasons listed below: Haverford Township performed no excavation or other work in this area. Haverford Township did not strike any facilities in this area. Haverford Township records indicate no Township owned facility having been struck in this area. Haverford Township believes Utility Line Services Inc. was working in the area on behalf of Aqua PA. Haverford Township responded in a timely fashion to all PA One Call tickets received. Copies of those tickets, including date of mark-out, attached. Haverford Township did not violate Section 2(5)(viii). Haverford Township did not violate Section 2(5)(vii). Haverford Township did not violate Section 2(5)(vii).</p> <p>Incident occurred on November 7, 2019, at 2512 Huntington Lane, Havorford Twp., Delaware Co, PA a PECO gas line was hit by Utility Line Services, while trenching with a backhoe/ trackhoe while installing a water main for Aqua America. There was escaping gas. 911 was called. Final Design Ticket 20191354092 had two non-responders. This is a violation of section 2(4) and penalty is applied to PECO Energy, and Verizon PA LLC. Complex Project ticket 20192830070 proposed a meeting date of October 16, 2019. I reached out to excavator, who reported that nobody attended the meeting except himself. There is no sign in sheet. He is working with Aqua. They have had meetings about this project. He also mentioned how much he would appreciate if townships would take an interest in project meetings and marking their facilities. Citation 2(5)(v) applied to Havertown Twp., PECO Energy, and Verizon PA LLC for no/incomplete response. Citation 2(5)(v) applied to Comcast Cable Communications for a late response. Meeting was held October 16, 2019 at 10:30. Comcast responded at 11:58 of that same day. Emergency Ticket # 20193110325 was called in by PECO Energy on November 7, 2019 at 7:57. Haverford Township and Aqua PA are in violation of Section 2(5) (v) with a penalty applied. There was no response until the next day.</p>	<p>PECO ENERGY: \$1,000.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p> <p>AQUA PENNSYLVANIA INC: \$2,000.00 Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>Haverford Township: \$2,500.00 Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>Section 2(5)(viii) 1st Offense \$500.00</p> <p>Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>VERIZON PA LLC: \$750.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Section 2(4) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Emergency ticket 20193110264 was submitted by Utility Line Services on Nov 7, 2019 at 7:42. Aqua and Haverford Township both responded the next day. This is a violation of section 2(5)(v) and penalty is applied. AVR's submitted from Utility Line Services, Aqua PA Inc., and PECO Energy. All three agree that the gas markings were off by 8 ft. One photo was submitted that shows the hit kits and distance away from marked gas line.</p>	
11955	<p>Facility Owner: SUEZ Water Contractor/Excavator: J F KIELY CONSTRUCTION Project Owner: UGI Utilities Other: PPL Other: SCOTT TWP Columbia County</p>	<p><u>On 11/26/2019 1:30:00 AM at 5 CLIFTON DR, SCOTT TWP, COLUMBIA</u> 9/14/2021 DPC Decision: PPL – USIC was representing PPL. Waive Violations and penalties.. Scott Township Columbia CO – Waive Violations and penalties, add education.</p> <p>Disagrees: PPL Section 2(5)(viii) Failure to participate in complex project meeting – 1st offense - \$250.00 Section 2(5)(vii) Failure to respond to an emergency notification as soon as practicable – Ticket No. 20193302116 – 1st offense - \$1000.00 *** PPL disputes both penalties saying that USIC attended the complex project meeting on their behalf (the sign in sheet does not say who USIC represents but this is likely correct), and that “Scheduled Mark” was the only response available to USIC to make before the response due date. PPL also disputes the 2nd penalty stating that “This was a New Damage Emergency Ticket. Water line was damaged by contractor. NO PPL Facilities were involved. There is NO KARL response available to us to respond to this type of ticket when the damage did not happen to our facility. In this case the locator made an ERROR and used code 002.</p> <p>Disagrees: Scott Township Section 2(5)(v) Failure to routine One Call Ticket No. 20193172573-3 (renotification ticket) – 1st offense - \$500.00 Section 2(5)(vii) Failure to respond to an emergency notification as soon as practicable – Ticket No. 20193302116 – 1st offense - \$1000.00 *** Scott Twp. sent a letter saying they dispute both penalties and would like to discuss them. They do not give any reasons or additional evidence</p> <p>November 26, 2019 at 1:30 a.m. JF Keily Construction hit and damaged a Suez Water line, while using a mole, at 5 Clifton Dr., Scott Township, in Columbia County. This is a UGI complex project renewing the main and service lines. Ticket # 20192892427 requests a meeting on October 21, 2019 at 11:00 a.m. at the intersection of Nottingham Rd., and Sherwood Dr. Citation 2(5)(viii) applied to Suez Water responded that they field marked but did not attend the meeting. Citation 2(5)(viii) applied to PPL. They responded that they would attend meeting, but this was after the meeting time. They are not on the sign in sheet. Routine Ticket # 20193172573, responses due by November 15, 2019. Citation 2(5)(v) applied to UGI. Late response. Citation 2(5)(v) applied to Scott Twp Columbia County. There was never a response posted. Emergency Ticket # 20193302116 was created Nov 26, 2019, 13:12. PPL did not update the ticket with a final response. This is a violation of section 2(5)(vii) and penalty is applied. Scott Twp Columbia County is in violation of 2(5)(vii) they did not respond until December 4, 2019. Penalty is applied. Citation 2(5)(i) applied to Suez Water. The water utility was not marked within 18” of the outside wall of water line.</p>	<p>SUEZ Water: \$1,000.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p> <p>UGI Utilities: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>PPL: \$0.00</p> <p>SCOTT TWP Columbia County: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		Additional tickets listed 20193391253, 20193292744, 20193292740, 20193292731, 20193172585, 20193172573, 20193152196.	
11948	Facility Owner: UGI Contractor/Excavator: J F KIELY CONSTRUCTION	<u>On 12/5/2019 11:00:00 AM at FOREST RD, SCOTT TWP, COLUMBIA</u> 9/14/2021 DPC Decision: UGI – Remove 2(5)(vi) violation and penalty Facility Owner – UGI Excavator – JF Kiely Construction UGI – \$2000.00 Section 2.5(v)(i) Failure to locate underground lines within 18 inches horizontally – Subsequent offense - \$2000.00 *** UGI rejects this penalty. On 12/5/2019 J F Kiely Construction reported, they damaged an inaccurately marked UGI service line at 210 Forest Road , Scott Township, Columbia County. This is a violation of Section 2(5)(I) and a subsequent offence for UGI.	UGI: \$0.00
12021	Facility Owner: Aqua America Contractor/Excavator: Aaron Enterprises Inc. Project Owner: PECO Project Owner: Ridley Township Project Owner: Utility Line Services Designer: CATANIA ENGINEERING ASSOCIATES INC Other: CENTRAL DELAWARE CO. AUTHORITY Other: Verizon	<u>On 12/11/2019 3:57:00 PM at 101 S SWARTHMORE AVE, RIDLEY TWP, DELAWARE</u> 9/14/2021 DPC Decision: Remove all the Violations and Penalties for PECO Incident occurred on 12/11/2019 at 101 S. Swarthmore Ave, Ridley Township, Delaware County. Disagrees - PECO Disputes all their penalties. Section 2.5(v) Failure to respond to routine One Call Ticket No. 20193292543 – 1st offense - \$500.00 Section 2.5(v) Failure to respond to routine One Call Ticket No. 20161410814 – 1st offense - \$500.00 NOTE: The DPI agrees that this penalty is incorrect. The ticket is from 2016. Section 2(5)(v.1) Failure to communicate directly to the excavator within 2 hours of renotification. Ticket No. 20193292543-1 – 1st offense - \$500.00 Section 2(5)(v.1) Failure to communicate directly to the excavator within 2 hours of renotification. Ticket No. 20193292543-1-2 – 1st offense - \$500.00 On December 11, 2019 excavator Aaron Enterprises Inc., hit and damaged the bottom of an Aqua America water valve, while directional boring to replace the gas main and services at 101 S. Swarthmore Dr., Ridley Twp., Delaware Co. PECO Energy was the project owner who was putting in the gas main and service lines. Ridley Township is the owner the complex project, that was started on May 20, 2016 to replace a Bridge. This date is prior to the new clarification on complex projects updated on April 28, 2019. PECO Energy’s project was not considered a complex project. In an email from Catania Designs, the information read that there were multiple meetings. The PECO project looks to be just at the bridge and no more than 500 ft. Utility Line Services was hired by PECO to do the excavating. Aaron Enterprises Inc. was contracted by Utility Line Services to do the boring for the project, that would replace the gas main and service lines. In AVR 2019DEC120014 Aqua America wrote that: “ Aaron Enterprises Inc. dug test holes and still hit the water main”, while directional boring. All the AVR’s read that utilities were marked correctly. What is disturbing, is that when the boring tool was coming back up, it appears that the readings were off mark. AVR 2019DEC170011 reads: “We were doing a 400' direction drill shot under a stream. At approximately 280' a water valve was located and marked. The bottom of the water valve was measured at 4'10". At approximately 10' from the water valve we had a depth reading of 8'9". At approximately 5'	Aaron Enterprises Inc.: \$500.00 Section 5(11.2) 1st Offense \$500.00 PECO: \$0.00 Ridley Township: \$2,000.00 Section 2(5)(vii) 1st Offense \$1,000.00 Section 2(5)(vii) 1st Offense \$1,000.00 Verizon: \$12,000.00 Section 2(5)(v) Subsequent \$2,000.00 Section 2(5)(v) Subsequent \$2,000.00 Section 2(5)(v) Subsequent \$2,000.00 Section 2(5)(v) Subsequent \$2,000.00 Section 2(5)(v) Subsequent \$2,000.00

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>from the water valve we had a depth reading of 6'8". As we were climbing at a 22 degree incline, we struck the bottom of the water valve.”</p> <p>Aaron Enterprises Inc Citation 5(11.2) applied for not using best practices as published by HDD Consortium. 5.6.1 Drilling Precautions: Safe clearances, at least 3’ need to be maintained near all utilities.</p> <p>AVR2019DEC160003 reads: ...”water main location and 2’6” away from the water valve. After Aqua excavated the 6” Ductile Iron water main, they found that the drill head hit the bottom of the water valve causing damage to the valve”.</p> <p>AVR2020MAY050013 was submitted immediately by Utility line Services after they were contacted by this investigator. Aaron Enterprises Inc was hired by Utility Line Services to do the boring. Email from URL Rep read that she was not aware of their role in this situation. I sent an email copy of Act50 to the Utility Line Services Representative.</p> <p>This case had multiple project owners throughout the project. ULS is an excavating company. They were not excavating, but they were the excavators for the PECO project. URL did not hit anything in this case. Aaron Enterprises Inc was hired by Utility Line Services to do the boring. Email from URL Rep read that she was not aware of their role in this situation. I sent an email copy of Act50 to the Utility Line Services Representative.</p> <p>Ridley Twp did submit an AVR when one was requested. They are not the project owner for this hit, PECO energy is. They are the project owner in ticket# 20161410814. PECO Energy is the project owner updating their main and service lines as part of the bridge reconstruction project. They were not aware of needing to submit an AVR until I contacted them.</p> <p>Ridley Twp: Emergency Ticket 20193452953 Citation 2(5)(vii) applied for no response to an emergency ticket. Response was over 3 hours late. Emergency ticket #20193453161 Citation 2(5)(vii) applied for no response to an emergency ticket.</p> <p>Verizon Citation 2(5)(v) second offence applied. Ticket# 20191682706 had no response They were over a week late to respond. Historically the DPC has considered this late response time to be a no response.</p> <p>Verizon Citation 2(5)(v) Subsequent offence applied. Ticket# 20191682706 had no response They were over a week late to respond. Historically the DPC has considered this late response time to be a no response.</p> <p>Verizon Citation 2(5)(v) Subsequent offence applied. Ticket# 20183323258 response was a week late.</p> <p>Verizon Citation 2(5)(v) Subsequent offence applied. Ticket# 20192970136 Verizon never responded.</p> <p>Verizon Citation 2(5)(v) Subsequent offence applied. Ticket# 20193050685 Verizon never responded.</p> <p>Verizon Citation 2(5)(v) Subsequent offence applied. Ticket# 20193160057 Verizon never responded.</p> <p>Verizon Citation 2(5)(v) Subsequent offence applied. Ticket# 20191682706 Verizon never responded.</p> <p>Verizon Citation 2(5)(v) Subsequent second offence applied. Ticket# 20191780308 Verizon never responded.</p> <p>PECO Energy Citation2(5)(v) applied for failing to respond to a routine ticket 20193292543.</p> <p>Citation 2(5)(v.1) ticket #'s 20193452953-001 and 2(5)(v.1) 20193452953-002 applied for failing to respond to a renotification ticket.</p> <p>Ticket number 20161410814 was placed prior to the DPC jurisdiction.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
12464	<p>Facility Owner: Pittsburgh Water & Sewer Authority</p> <p>Contractor/Excavator: Vantage Corporation</p> <p>Project Owner: PENN DOT</p> <p>Designer: Penn Dot</p> <p>Other: Pittsburgh City Department of Public Works</p>	<p><u>On 1/6/2020 12:00:00 AM at BLVD OF THE ALLIES, PITTSBURGH CITY, ALLEGHENY</u> At the DPC meeting held on 9/14/2021, the DPC determined to keep violations but eliminate penalties for Pittsburgh Water and Sewer and Pittsburgh City Department of Public Works. Motion made by Dacey and 2nd by Santayana. Fleming abstained and all members approved the vote except for Clark and German.</p> <p>*****Pittsburg Water and Sewer Authority is rejecting the following One Call ticket violations for the following reasons:</p> <p>20193540974: Routine ticket was due on 12/26 at 7am. Our tech marked the location and responded "marked" on 12/25 at 11:45am.</p> <p>20200061837: Emergency ticket for exposed lines suspected to be water called in at 11:48am on 1/6/2020. We were on site in approximately 1 hour, and spoke with the contractor, we advised that our records did not show any water facilities in the area of the exposed line. It was definitely not an active water line and had not been abandoned recently. The water seeping from it was drainage that had infiltrated the pipe. We entered the "clear" response because we did not mark anything on the NW corner of the intersection, were not positive that the exposed line was definitely a water line, and had not record of a water line there.</p> <p>20193380630: Routine Update ticket due 12/9 at 7am. We had made arrangements to meet Bill Kendall of Vantage Corp to mark the site on 12/10, however we did not enter the "scheduled date and time to mark" response until 12/10. We completed markout occurred on 12/11.</p> <p>20193102912: Routine update ticket due 11/12 at 7am. On 11/11 we responded "conflict: contact to follow" and contacted the contractor. On 11/13 we were told that the project would not be starting for at least a month, so it was not necessary to mark at this time. The site was neither clear, nor was it marked. We updated our response "insufficient info: do not dig". That seemed to be the most appropriate response for this situation</p> <p>*****Department of Mobility and Infrastructure (City of Pittsburgh) is rejecting their violations because they stated they have made significant enhancements to their protocol.</p> <p>On 12/9/2019 Vantage Corporation started an excavation project for Penn Dot at the intersection of the Blvd of Allies and Bates Street, Pittsburgh City, Allegheny County to drill foundations for new traffic poles. Pittsburgh Water and Sewer field marked the site on 12/11/2019. Again on 12/20/2019, Vantage Corporation placed another One Call notification (#20193540974) indicating they require a camera inspection from PWSA and full markings for their facilities. PWSA replied to this ticket on 12/25/2019 with "Clear-No Facilities". During their excavation, Vantage Corporation uncovered unmarked water lines and contacted 811 to place an Emergency Ticket indicating the water line was leaking due to the age of the line. Again, PWSA indicated in the KARL system they were clear of any facilities in the area but arrived at the excavation site. Vantage Corporation stated PWSA could not determine if the line was active or abandoned because the employee did not bring the correct equipment with him and would return to test the line. The PWSA employee never returned to the site. Vantage Corporation stated they took it upon themselves to determine if the line was live or abandoned and stated the line was abandoned.</p>	<p>Pittsburgh Water & Sewer Authority: \$0.00 Section 2(5)(v) 2nd offense \$0.00</p> <p>Section 2(5)(i)(B) 1st Offense \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p> <p>Section 2(5)(v) 2nd offense \$0.00</p> <p>Section 2(5)(v) 2nd Offense \$0.00</p> <p>Section 2(5)(v) 2nd Offense \$0.00</p> <p>PENN DOT: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>Pittsburgh City Department of Public Works: \$0.00 Section 2(5)(v) 3rd Offense \$0.00</p> <p>Section 2(5)(v) 3rd Offense \$0.00</p> <p>Section 2(5)(v) 3rd Offense \$0.00</p> <p>Section 2(5)(v) 3rd Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Ticket # 20193102912- Pittsburgh City Department of Public Works and Pittsburgh Water and Sewer never responded.- recommendation of 2(5)(v)</p> <p>Ticket #20193540974- Pittsburgh City Department of Public Works and Pittsburgh Water and Sewer never responded.- recommendation of 2(5)(v)</p> <p>Ticket #20193253230- Pittsburgh City Department of Public Works and Pittsburgh Water and Sewer never responded.- recommendation of 2(5)(v).</p> <p>Ticket #20193380630- Pittsburgh City Department of Public Works never responded and Pittsburgh Water and Sewer responded late.- recommendation of 2(5)(v).</p> <p>**I will not be citing the University of Pittsburgh or the School of Medicine as this worksite was approximately 2000 feet away from the school, and the excavation tickets were delivered over school's winter break where there is limited staff working in the offices. Every ticket submitted had a finalized answer from the University.</p>	
12966	<p>Project Owner: Pennsylvania American Water Other: UGI Other: Williams Emergency</p>	<p><u>On 1/29/2020 7:17:00 AM at 2004 WYOMING AVE, WYOMING BORO, LUZERNE</u> 9/14/2021 DPC Decisions: PA American Water – Remove all violations and penalties. Williams – Remove all Violations and penalties. ***** *****</p> <p>Incident occurred at 2004 Wyoming Ave, Kingston Borough, Luzern Co. PA. DPI is requesting removal of Violation Section 5(16) for PA American Water, since PA Water did submit an AVR timely. DPI is also requesting removal of the two violations of 5(19) that accurate information was not provided to the One Call system. The AVR that was submitted by PA American Water stated information that supported the replacement of a valve, as listed in the One Call tickets, to be an emergency. DPI concurs that the correct information was given to One Call. DPI is requesting that both of the emergency tickets 20200290110 and 20200310168 be reconsidered and violation 5(9) be removed. DPI is also requesting removal of both violations of Section 2(5)(vii) for Williams, since Transcontinental Gas is the same company, and Transcontinental Gas did respond timely to ticket 20200290110 and 20200310168. Williams is disagreeing with both violations of 2(5)(vii) stating that Williams is also Transcontinental Gas. Transcontinental Gas did respond promptly in the KARL system. PA American Water is disputing all the violations and penalties Emergency ticket 20200290110 was placed as response to a call received on 1/29/2020 at 7:17 a.m. stating that there was a leak in a restaurant basement. Leak was not located that day, but water was shut off to building basement. Another emergency ticket was placed 1/31/2020 at 7:20 a.m.to locate the leak in another area. Section 5(9): PA American Water states that “on January 29, 2020, PAWC responded to a service line leak at 2004 Wyoming Avenue in Wyoming Boro, Luzerne County. A valid emergency one call ticket was placed to dig and repair the leak. The leak could not be located and as a temporary fix, we were able to gain access to the building and shut off the water from inside in the basement. The service line leak still needed to be repaired, especially given the freezing temperatures and no heat to the basement of</p>	<p>Pennsylvania American Water: \$0.00</p> <p>Williams Emergency: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>the building. Since emergency tickets are only valid for 24 hours, we were required by law to place a second emergency ticket to lawfully dig to repair the leak. Although the two emergency tickets were for the same address, they were for an ongoing and continuing emergency and were not for the exact same locations. Thus, both emergency tickets were valid.”</p> <p>Section 5(16): The violation for failure to submit an AVR within 10 days is also disputed. There was no damage to facilities to our knowledge and we did not believe that any violations had occurred. We had no reason to submit an AVR.</p> <p>Section 5(19): Finally, the two violations for failure to provide accurate information to the One Call System are disputed as well. PAWC provided all accurate information. We have no knowledge of the basis for this alleged violation.</p> <p>Disagreeing: Williams For ticket 20200310168, sent Jan 31, 2020 at 7:20 am, we completed the ticket at 07:33:59 am (13 minutes later) with this response which we sent directly to the excavator john.f.taylor@amwater.com as well as PA 811: For ticket 20200290110, sent Jan 29, 2020 at 7:17 am, we completed the ticket at 07:28:38 am (11 minutes later) with this response which we sent directly to the excavator john.f.taylor@amwater.com as well as PA 811:</p> <p>***No Damage AVR submitted by UGI states that PA American Water submitted emergency tickets that were not an emergency as described in Act 50. On January 09, 2020, emergency ticket #20200090114 was placed by Pennsylvania American Water for a leaky fire hydrant, with comments that the work crew was” en route” to 2004 Wyoming Ave, Luzern Co., Kingston Borough. AVR submitted by PA American Water states that PAWC was responding to a call from a restaurant who had a water leak in their basement. Emergency ticket 20200290110 was submitted to repair this leak. Leak could not be located that day, the next day there was no One call ticket submitted, but the day after that, another emergency ticket was submitted to locate the leak. PA American Water is in violation of Section 5(9) and penalty is applied for both tickets, because the emergency notification did not meet the requirements of an emergency as described in Section 1 of Act 50. Listed below are facility owners in violation of Act 50, Section 2(5)(vii) Failed to respond to an emergency One Call ticket as soon as practicable. Williams Emergency did not respond two emergency tickets 20200290110 and 20200310168. This is a violation of Section 2(5)(vii) and penalties are applied. ***Case 12957 describes a similar issue submitting two emergency tickets #20200090114 and ticket # 20200130126 at 258 Wyoming Ave, Kingston Borough, Luzern County PA. Another emergency ticket # 20200130126 was placed for a leaky fire hydrant and again, that work crew is “en route” to the same address as the ticket that was placed on January 9, just 4 days earlier.</p>	
14338	<p>Facility Owner: PHILADELPHIA GAS WORKS Contractor/Excavator: James J. Anderson Construction Company, Inc. Project Owner: PA</p>	<p><u>On 3/9/2020 9:00:00 AM at YORK ST, PHILADELPHIA CITY, PHILADELPHIA</u> *9/14/21 DPC Meeting- Disputing Philadelphia Gas Works sections 2.5(i). VOTE: Remove the penalty and violation.</p> <p>Philadelphia Gas Work's (PGW) line was damaged on Monday, March 9, 2020. PGW submitted an AVR stating, James J. Anderson Construction (JJ Anderson) started their excavation before the lawful dig date. JJ Anderson stated, the early excavation was a soft dig to verify a water main locate marking, which was possibly in direct conflict with a new</p>	<p>PHILADELPHIA GAS WORKS: \$0.00</p> <p>James J. Anderson Construction Company, Inc.: \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	Department of Transportation Other: Philadelphia City Water Dept.	<p>bridge footing. During that excavation a PGW 4-inch plastic pipe line was hit; the line was inaccurately depicted on the contract plans, which was in the footprint of the footing.</p> <p>Also, Mr. Scalfaro of J.J. Anderson explained, this is the ninth year on the continuing I-95 bridge reconstruction project. He is responsible for the coordination of all subsurface excavations, which includes new bridge footings and a major utility relocation in a historically metropolitan area. This is the first issue on the project over this period, and "There is an excessive amount of live and abandoned utilities in the ground, which, in our experience, results in the utility mark out being inaccurate".</p> <p>For J.J. Anderson I am recommending 50% penalty because they had no issue during the nine years on the reconstruction project and they were verifying a locate mark before the actual job.</p> <p>*Philadelphia City Water Dept- No Response to Ticket No. 20200201357. They responded as Scheduled Marked but no follow-up with Field Marked or Clear No Facilities.</p>	<p>Section 5(2.1) 1st Offense \$500.00</p> <p>PA Department of Transportation: \$250.00 Section 6.1(7) 1st Offense \$250.00</p> <p>Philadelphia City Water Dept.: \$500.00 Section 2(5)(v) 1st Offense \$500.00</p>
14283	<p>Facility Owner: PECO</p> <p>Contractor/Excavator: CADDICK UTILITIES</p> <p>Project Owner: AQUA PENNSYLVANIA INC</p> <p>Other: Verizon Pennsylvania</p>	<p><u>On 4/7/2020 11:00:00 AM at WILLIAMSON RD, LOWER MERION TWP, MONTGOMERY</u> On September 14, 2021 the DPC voted to remove both penalties for Section 2(5)(v) for PECO Energy. The penalty for Section 2(5)(i) was not disputed by PECO and was upheld by the Committee.</p> <p>***No Damage***</p> <p>On April 7, 2020, Caddick Utilities was excavating when they uncovered a gas main approximately 7-feet away from the mark along with an unknown concrete structure that was running along the trench.</p> <p>On April 22, 2020, DPI Andrade-Locke sent an email to PECO requesting an AVR. As of June 11, 2020, PECO has not submitted an AVR.</p> <p>PECO is cited for failing to mark their line within 18 inches PECO is further cited for responding late to Ticket No. 20200840331, Response due 3/26, PECO responded "Scheduled" and "Conflict" on 3/26, but they did not mark their lines until 3/27 (1 day late). PECO is also cited for responding late to Ticket No. 20200840484,, Response due 3/26, PECO responded "Scheduled" and "Conflict" on 3/26, but they did not mark their lines until 3/27 (1 day late)</p>	<p>PECO: \$1,000.00 Section 2(5)(i) 2nd Offense \$1,000.00</p> <p>Verizon Pennsylvania: \$0.00</p>

Committee Review

Case Number	Stakeholders	Summary	Violations & Recommendation
11072	<p>Facility Owner: PPL Electric Utilities</p> <p>Contractor/Excavator: Original Pole Buildings, DBA Wood Original, Inc.</p>	<p><u>On 10/28/2019 11:30:00 AM at 85 2nd Mountain Road, Wayne Township, Schuylkill</u> At the DPC meeting held on 9/14/2021, the DPC made recommendations to add 5(17) and add monetary penalties to the violations. After speaking with supervisor, since they were 1st time offenders, penalties were reduced by 50% for 1st offense.</p> <p>On 10/28/2019 Original Pole Buildings was working at 85 2nd Mountain Road, Wayne Township, Schuylkill County when they struck and damaged an underground PPL primary cable. One customer lost power because Original Pole Buildings did not place a One Call notification prior to the start of excavation.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>A courtesy letter was sent to Original Pole Builders to submit an AVR. As of 5/14/21, no AVR has been submitted.</p> <p>Original Pole Builders is cited for failure to place a routine One Call ticket before excavation and failure to submit an AVR within 10 business days of striking a line. Education is mandatory.</p>	
11771	<p>Facility Owner: Columbia Gas Contractor/Excavator: Casper Colosimo and Sons Inc Project Owner: Pa American Water Designer: Lennon Smith Souleret Engineering Inc. Designer: PENNSYLVANIA AMERICAN WATER Other: City of Connellsville</p>	<p><u>On 11/11/2019 9:40:00 AM at 513 S 9TH ST, CONNELLSVILLE CITY, FAYETTE</u> At the DPC meeting held on 9/14/2021, the DPC made recommendations to add violations of 6.1(1)- failed to utilize sufficient quality levels of subsurface utility engineering or other similar techniques whenever practicable to properly determine the existence and positions of underground facilities when designing known complex projects having an estimated cost of four hundred thousand dollars (\$400,000) or more to PA American. Violations of 4(3)-Designer's drawing does not show the position and type of each facility owner's line and 4(4)- failed to prepare construction drawings to avoid damage to and minimize interference with facilities in the construction area by maintaining the clearance as provided for in the applicable easement condition or an eighteen inch clearance of the facility owner's facilities if no easement restriction exists were already added to the list of violations.</p> <p>Incident occurred on 11/11/2019 oat 513 S. 9th St., Connellsville, Fayette County.</p> <p>On 11/11/2019 Casper Colosimo & Sons was installing a new water main for PA American Water when they struck and damaged a mismarked Columbia Gas service line at 513 South 9th Street, Connellsville City, Fayette County. Columbia Gas stated in their AVR their locator had placed yellow marks on the ground indicating there was a gas facility in the area. Columbia did not have records on their Single Line Diagram, did not have a wire at the curb or riser and they had planned to vac or jameson the line. The locate was not complete when excavation began which resulted in the damage to the line. A violation of Section 2(5)(i)- failing to locate underground lines within 18 inches horizontally of the outside wall of the line is recommended against Columbia Gas for an incomplete locate.</p> <p>Columbia Gas is recommended for the violation of 2(4) for not responding to a Designer's request for information within 10 business days for Ticket #20181283802. In an email, Columbia stated in 2018 there was a period in which Designer Tickets were not being responded to. Columbia said they were already fined for 2(4) for not responding to the Designer's request for information and have since changed their internal procedures, but our System has not found a previous 2(4) violation for the year 2020.</p> <p>A violation of 2(4)- not responding to a Designer's request for information within 10 business days is recommended against PA American Water for Ticket #20191084196 and against the City of Connellsville for Tickets #20191084196 and #20181283802.</p> <p>A violation of of 2(5)(v)- failing to respond to a One Call notification is recommended against both Columbia Gas and</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>PA American Water for Ticket #20192733379. Columbia Gas and PA American Water did not respond in KARL until 10/17/2019 at 11:35 AM when the response due date was 10/7/2019.</p> <p>A violation of 4(8)- Designer failed to submit an AVR was removed because an AVR was submitted.</p>	
12227	<p>Designer: Larson Design Group Other: NUCA PENNSYLVANIA</p>	<p><u>On 12/20/2019 11:00:00 AM at 1000 Commerce Park Drive Second Floor, Suite 201 - Williamsport, WILLIAMSPORT CITY, LYCOMING</u> Incident occurred on 12/20/2019 at 1000 Commerce Park Drive, Williamsport, Lycoming County.</p> <p>NUCA has reported that Larson Design Group has been using wording in their Bid Specifications that are an attempt to waive Section 5(15). NUCA reports that they have found this language repeatedly in documents prepared by Larsen Design Group, and they have made attempts to have it removed.</p> <p>On August 17, 2020, DPI Andrade sent an AVR letter to Larsen asking them to submit an AVR. Larsen submitted their AVR on September 4.</p> <p>Larsen alleges that the wording noted by NUCA refers to compensation for liability, not compensation for any excavating that would be done in order to locate lines.</p> <p>I am not able to find wording that limits the amount an excavator may be compensated for locating lines that are improperly marked, and I have no penalties to recommend.</p> <p>. The engineer is attempting to waive the rights of the contractor for section 5(15) by stating in general note #1 "...CONTRACTOR WILL BE LIABLE FOR DAMAGE TO ANY UTILITY..." If the contractor is liable for ALL damages then the engineer is saying a non-mark or miss-mark utility damage that would be covered under section 5(15) is then waived. That is not permitted, 5(15) cannot be waived as per the law. Another point here would be a violation of section 6.1 not utilizing a sufficient level of SUE. Section 6.1 requires a sufficient level to be used to PROPERLY DETERMINE THE EXISTENCE AND POSITIONS OF UNDERGROUND UTILITIES. This was not done because the engineer's note #1 says the information is based upon evidence on the ground and locations are GENERAL ONLY.</p>	
16271	<p>Facility Owner: National Fuel Contractor/Excavator: Penn Dot</p>	<p><u>On 4/2/2020 9:00:00 AM at 18 N Good Hope Rd, WEST SALEM TWP, MERCER</u> At the DPC meeting held on 9/14/2021, the DPC determined to review PennDot's exemptions to see if this excavation falls within the minor routine maintenance of 24" and Penn Dot wanted to view the pictures submitted by the HO. An email was sent to PennDot after the DPC meeting on 9/14/2021 requesting the proof to show the excavation falls within the exemption.</p> <p>Incident occurred on 4/2/2020 at 18 North Good Hope Rd., West Salem Twp., Mercer County.</p> <p>On 4/2/2020 PennDot was allegedly excavating at 18 North Good Hope Road, West Salem Township, Mercer County when they struck and damaged an NFG underground gas main. PennDot did not submit a One Call ticket to excavate in this</p>	

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		<p>area. A violation of 5(2.1) failing to submit a One Call request is recommended against PennDot.</p> <p>NFG reported in their AVR the homeowner of this address contacted NFG to report PennDot damaging the gas line, not PennDot. PennDot also did not contact One Call to place an Emergency ticket or contact 911 due to an escape of gas. A violation of 5(7)- failing to immediately report to NFG a break in their lines is recommended against PennDot as well as 5(8)-failing to contact 911 when the damage caused a release of gas.</p> <p>NFG also indicated in their AVR PennDot buried the damaged gas main and left the site. A violation of 5(8)- excavator vacated worksite after causing damage that caused the release of gas is recommended against PennDot.</p> <p>A violation of 5(16)- excavator did not submit an AVR within 10 business days is recommended against PennDot since this incident occurred almost 10 months ago. A courtesy letter/email was sent to PennDot on 1/21/2021 requesting an AVR be submitted. As of May 14, 2021 no AVR has been received. A violation of 5(17)- failing to comply with all requests for information from PUC staff is recommended against PennDot for failing to submit an AVR when requested to do so.</p>	
14373	<p>Facility Owner: UGI Utilities Inc. Contractor/Excavator: Millcreek Fence and Farm Project Owner: Homeowner</p>	<p><u>On 4/17/2020 11:54:00 AM at 1130 EDGEMOOR CT, MANHEIM TWP, LANCASTER</u> At the DPC meeting held on 9/14/2021, the DPC determined to ensure education was recommended (it was already added) and to make sure power equipment was used to dig the fence holes. It was determined during the meeting the excavator stated he would be using an auger on the One Call ticket so power equipment was utilized.</p> <p>Incident occurred on 4/17/2020 at 1130 Edgemoor Ct., Manheim Twp. , Lebanon County.</p> <p>UGI submitted an AVR stating they had to shut down excavation activity, for a new fence being installed at 1130 Edgemoor Court, Manheim Township, Lancaster County on 4/17/2020, under Millcreek Fence and Farm for not having a valid One Call Ticket. Millcreek Fence and Farm submitted One Call Ticket #20200911946 on 3/31/2020 to begin the installation of the fence on 4/3/2020 at 8:00 AM. Millcreek Fence and Farm submitted another One Call Ticket #20201062567 on 4/15/2020 for work to begin on 4/20/2020 at 8:00 AM stating the reason for the Update Ticket was not starting the work at the location. On 4/17/2020, a UGI representative went to the location to locate and mark the facilities, at which time, he found Millcreek Fence and Farm installing the fence before the lawful start date.</p> <p>After the UGI personnel arrived at the location, he placed Emergency No One Call Ticket #20201081334 and requested the excavator to cease all activity because they were not within their lawful dig date. A violation of 5(2.1) is recommended against Millcreek Fence and Farm for excavating outside of the lawful dig date.</p> <p>In their AVR, Millcreek Fence and Farm stated, "Ticket #20201062567 was called in by mistake because their guys</p>	

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		<p>were still working onsite under the first ticket. UGI showed up to mark for the second ticket and realized they forgot to mark a second gas line that Millcreek Fence and Farm had requested to be marked on the first One Call Ticket (#20200911946) but they had not hit it so they did not report it". A violation of 5(3) is recommended against Millcreek Fence and Farm since they stated they found an underground line but "did not hit it so they did not report it".</p> <p>On 11/3/2020 UGI personnel responded to my email request stating UGI- photo 7 was incorrectly uploaded and to disregard the photo.</p>	
14610	<p>Facility Owner: CENTURYLINK Contractor/Excavator: Borough of Chambersburg Other: Summit Health</p>	<p><u>On 4/21/2020 8:00:00 AM at 404 MARTINA DR, CHAMBERSBURG BORO, FRANKLIN</u> At the DPC meeting held on 9/14/2021, the DPC determined to ensure the violations of 5(13) and 5(20) were recommended against The Borough of Chambersburg as well as the violation of 2(5)(v) against Summit Health.</p> <p>On 4/21/2020 it was reported the Borough of Chambersburg was digging outside of the scope of their One Call Ticket #20201050961 at 404 Martina Drive, Chambersburg Borough, Franklin County and struck and damaged an underground Centurylink 100 pr telephone cable. Centurylink sent USIC to investigate the incident and USIC determined the Borough of Chambersburg was digging outside of the scope of their ticket. A violation of 5(13) is recommended against the Borough of Chambersburg for working outside the scope of their One Call Ticket.</p> <p>In the AVR provided by the Borough of Chambersburg, they indicated the excavation would encompass the street, sidewalk, public property, and private property but failed to indicate whether the digging would occur on the right or left side of the property but would be marked in white. The Borough also stated they were the only entity who responded to their One Call Ticket and there were no locator markings in the area of their intended excavation area. A violation of 5(20) is recommended against the Borough of Chambersburg for failing to call One Call to request a remark if they were the only stakeholder that responded to their One Call Ticket and they did not notice locator markings in the area of their excavation but saw markings across the driveway.</p> <p>Pictures were provided by both stakeholders. Centurylink included photos which showed an area marked in white in the front of the house and front yard at 404 Martina Drive where there were locator markings from numerous facilities, and additional photos which included these markings in reference to the excavation area where the damage occurred. It clearly shows the markings were on the opposite side of the driveway, and the white excavator markings were directly behind the front yard of the house listed at 404 Martina Drive. This was also confirmed by looking at an aerial view from Google Earth.</p> <p>A violation of 2(5)(v) is recommended for Summit Health for failing to respond to routine ticket 50961.</p>	
15741	<p>Facility Owner: Philadelphia Gas Works Contractor/Excavator:</p>	<p><u>On 5/11/2020 10:00:00 AM at VIOLA ST, PHILADELPHIA CITY, PHILADELPHIA</u> Incident occurred on 5/11/2020 on Viola St., Philadelphia.</p>	

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	PETRONGOLO CONTRACTORS INC Project Owner: PWD	<p>Philadelphia Gas Works (PGW) has reported that Petrongolo Contractors Inc. pulled their service tee on May 11, 2020 while doing water and sewer work for the Philadelphia Water Department (PWD).</p> <p>On September 9, 2020, DPI Andrade-Locke sent emails to PWD and Petrongolo asking for AVRs. As of May 14, 2021, neither PWD nor Petrongolo has responded or filed an AVR.</p> <p>DPI Andrade Locke also sent an email to PGW asking if there was a gas leak, was 911 called, and how they were informed of the damage. PGW confirmed that there was a gas leak and state that they don't know if 911 was called because they were only informed when a customer called to report a small of gas, so I believe that 911 was not called, and their team discovered the leak during investigation, so Petrongolo did not contact PGW directly, nor did they file an emergency One Call Ticket with PA One Call to report this damage.</p> <p>Petrongolo is cited for striking a line within the tolerance zone per PGW's testimony, failing to call 911 when there was an escape of gas, failure to notify the facility owner, leaving the scene, failure to submit an AVR Philadelphia Water Department is cited for failing to submit an AVR within 10 business days of being informed that their excavator had struck a line, and failure to respond to requests for information. Education is mandatory.</p>	
15995	Facility Owner: PEOPLES GAS COMPANY LLC Contractor/Excavator: CASPER COLOSIMO & SONS INC Project Owner: PENNSYLVANIA AMERICAN WATER Other: Mount Lebanon Public Works Department	<p><u>On 6/16/2020 7:55:00 AM at PINEWOOD DR, MT LEBANON TWP, ALLEGHENY</u> Incident occurred on Tuesday, June 16, 2020, on Pinewood Drive in Mt. Lebanon Township, Allegheny County.</p> <p>While working on installing new water lines for PA American Water Company (PAWC), Casper Colosimo & Sons Inc. used a saw cutter to cut through the road and during the excavation. About 10-inches or less below grade, a 1-inch gas plastic service line was cut through. PAWC stated that the gas service line was inserted inside the old steel line. Casper and PAWC said that the locate mark was off by 3.5 feet.</p> <p>Casper provide pictures and attachments. Please look at Casper's damage photo's with file names ending in: IMG 1049, IMG 1050, IMG 1051, IMG 1052, IMG 1053, IMG 1054 and IMG 1055.</p> <p>Peoples Gas Company stated that the locate marks showed 25-inches off and shallow. In Peoples Gas report, as Type of Alleged Violation, they stated Facility Owner issue as Section 2(5)(i) failed to locate underground lines within 18 inches horizontally of the outside wall of the line.</p> <p>*Peoples Gas Company is in violation of Section 2(5)(i) failed to locate underground lines within 18 inches horizontally of the outside wall of the line.</p> <p>*Mount Lebanon Public Works Dept.- For the Complex Project Meeting 20200971578, They did not respond and did not attend the meeting. On the Final Design ticket- 2020062549- 1/6/2020, they responded as Field Marked.</p>	

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		<p>They are in violation of Section 2(5)(viii) failed to participate in a preconstruction meeting for a complex project. Recommending Education. Note: On the Complex Project Meeting ticket it states under the Additional Meeting Information- All Facility Owners Are Required to Attend this Meeting Unless a Clear Response Can Be Determined From the Scope of Work.</p>	
15872	<p>Facility Owner: AT&T Facility Owner: Verizon Contractor/Excavator: DOLI CONSTRUCTION Project Owner: Upper Macungie Township Authority</p>	<p><u>On 6/25/2020 7:30:00 AM at 126 Hawthorne Circle, UPPER MACUNGIE TWP, LEHIGH</u> Incident occurred on 6/25/2020 at 126 Hawthorne Circle, Upper Macungie Twp., Lehigh County.</p> <p>**NO DAMAGE**</p> <p>Doli reported that ATT and Verizon did not attend the Complex Project Meeting. I did not send either party an AVR letter given their history of failure to comply with requests for AVRs.</p> <p>Both ATT and Verizon failed to make any response to the Complex Project Ticket and there is no representation of either Facility Owner shown on the sign-in sheet.</p> <p>ATT and Verizon are both cited for failing to attend a complex project meeting.</p>	
16147	<p>Facility Owner: PECO ENERGY Contractor/Excavator: Krisanna Construction</p>	<p><u>On 6/26/2020 7:00:00 AM at 109 COMMERCE DR, WEST WHITELAND TWP, CHESTER</u> Incident occurred on Friday, June 26, 2020, on Commerce Drive in West Whiteland Township, Chester County.</p> <p>PECO reported that Krisanna Construction (KC) did not call in an excavation ticket and they were excavating right next to a multiple gas meter set riser and a visible gas valve. PECO stated that during excavation with a backhoe KC ripped a 2-inch plastic gas "T" from the top of a 6-inch plastic HP gas main. After the gas line was damaged KC went to a nearby valve and shut off the gas to the entire cul-de-sac. At the time of the damage no customers were being serviced by the gas main and there were no injuries.</p> <p>PECO did not provide pictures.</p> <p>KC has two New Excavation Routine tickets for work type of installing sewer facilities, curbs and sidewalks: 20200282001 called in on 1/28/2020 with a work duration of 90 days and 20201392438 called in on 5/18/2020 with a work duration of 30 days.</p> <p>On January 11, 2021 an email was sent to KC requesting an Alleged Violation Report; there was no response to the email and no report was submitted.</p> <p>Krisanna Construction is in violation of Act 50, Sections: 5(3) Failed to preserve mark-outs or request a remark. 5(4) Failed to exercise due care and employ prudent excavation techniques. 5(16) Failed to submit an Alleged Violation Report within 10 business days of striking a line. 5(8) Failed to call 911 after release of gas.</p>	