



Damage Prevention Committee

**Summaries and Actions
from the
Meeting of March 8, 2022**

Damage Prevention Committee Meeting Case List

Omnibus Session

| Case Number | Stakeholders | Summary | Violations & Recommendation |
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| 11435 | <p>Facility Owner: LEWISTOWN BOROUGH MUNICIPAL AUTHORITY</p> <p>Facility Owner: UGI Utilities Inc</p> <p>Contractor/Excavator: J Porter Enterprises</p> <p>Contractor/Excavator: LEWISTOWN BOROUGH MUNICIPAL AUTHORITY</p> <p>Project Owner: LEWISTOWN BOROUGH MUNICIPAL AUTHORITY</p> | <p><u>On 11/7/2019 9:00:00 AM at N MAIN ST, DERRY TWP, MIFFLIN</u> Incident occurred on 11/07/2019, on N. Main Street in Derry Township, in Mifflin County. Lewistown Borough Municipal Authority submitted an emergency ticket to repair a leak in the water main. A mismarked UGI gas main was hit and damaged, 911 was called, 12 people were evacuated, and the cost of damage was \$1001 - \$5,000.</p> <p>UGI stated in their Alleged Violation Report (AVR) that Lewistown Borough Municipal Authority were digging with a Backhoe/Trackhoe when an inaccurately marked 2" PE Gas Main was struck and damaged. Pictures were submitted.</p> <p>Lewistown Municipal Authority stated in their Alleged Violation Report (AVR) that an Emergency One Call was placed to repair a leaking water main valve. The Locator had given the "OK" to start the excavating. The gas pipe was damaged and 911 was notified, residents were evacuated, power and gas were shut off, and repairs were made. The UGI line was mismarked because there was no trace wire, and the line was plastic. Service cards had to be used to identify the location.</p> <p>J. Porter Enterprises submitted ticket for UGI gas repair. No AVR needed from this excavator. The Gas line was hit by an excavator from Municipal Authority of the Borough of Lewistown. Both UGI and Lewistown Borough wrote that the lines were not marked correctly.</p> <p>On 11/4/2019 Lewistown Borough Municipal Authority created emergency ticket # 20193084222, to repair a water main valve at N Main St., Derry Twp., Mifflin Co. They are the project owner, facility owner, and locator. Lewistown Municipal Authority made the necessary repairs to the main water valve on 11/8/2019.</p> <p>UGI is in violation of Section: 2(5)(i) penalty is applied. Failed to locate underground lines within 18 inches horizontally of the outside wall of line. This is a subsequent penalty. 12 people were evacuated from the area, for more than 3 hours. Fine factor of .3 added into the penalty.</p> | <p>UGI Utilities Inc: \$2,600.00 Section 2(5)(i) Subsequent \$2,600.00</p> |
| 12310 | <p>Facility Owner: Verizon</p> <p>Contractor/Excavator: DOLI CONSTRUCTION</p> | <p><u>On 1/2/2020 7:00:00 AM at LEWIS ST, HATFIELD TWP, MONTGOMERY</u> Verizon did not attend the preconstruction meeting for the complex project or respond to Complex Project Ticket No. 20193472246.</p> <p>DPI Andrade-Locke did not send an AVR letter to Verizon as they should be aware whether or not they responded to both tickets or attended the complex project meeting.</p> | <p>Verizon: \$2,000.00 Section 2(5)(viii) 2nd Offense \$1,000.00</p> <p>Section 2(5)(v) 2nd Offense \$1,000.00</p> |

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| | | Verizon is cited for failure to participate in a preconstruction meeting and for failing to respond to routine One Call Ticket No. 20193610702. | |
| 12334 | Contractor/Excavator: PRIDE CONSTRUCTION Project Owner: Homeowner Other: PECO ENERGY | <p><u>On 1/2/2020 1:00:00 PM at 303 S MAIN ST, PHOENIXVILLE BORO, CHESTER</u> Pride Construction was driving curb pins into the ground for a sidewalk form directly in front of 5 meter gas service when they struck a 1-inch plastic gas line. No One Call Ticket. No AVR.</p> <p>On March 9, 2020, DPI Andrade-Locke sent AVR letters to the Project Owner and Excavator. As of April 15, 2020, neither party has sent an AVR.</p> <p>Pride Construction is cited for failure to call 911 after a release of natural gas, and failure to submit an AVR within 10 business days of a line strike. Pride Construction is also cited for failing to submit an AVR within 10 days of committing a violation.</p> | PRIDE CONSTRUCTION: \$1,250.00 Section 5(8) 1st Offense \$1,000.00 Section 5(16) 1st Offense \$250.00 |
| 12371 | Facility Owner: UGI Utilities Inc Contractor/Excavator: Henkels & McCoy Other: Metropolitan Edison/FirstEnergy Other: Verizon Pennsylvania LLC Other: West Reading Borough | <p><u>On 1/7/2020 8:05:00 AM at SUNSET RD, WEST READING BORO, BERKS</u> Incident occurred on January 7, 2020 on Sunset Rd., West Reading Borough, Berks County.</p> <p>On January 7, 2020, Henkels and McCoy was working for UGI when they struck and damaged an unmarked gas 1/2-inch plastic gas line belonging to UGI. Both UGI and Henkels state in their AVRs that the line was not marked.</p> <p>UGI is cited for failing to mark their line within 18 inches.</p> <p>UGI is also cited for failure to respond to Ticket No. 20193301751. Markout due on 11/26. UGI responded "Scheduled Mark" on 12/2, already 6 days late, and not a final response. UGI was renotified on 12/3 at 10:19 and responded on 12/3 at 15:03 (4 hours, 44 minutes). Met Ed was renotified again that there were sites that were missing marks 12/4 at 11:59 to which they responded at 15:51 (3 hours, 52 minutes). UGI has been cited for failing to respond to the original One Call Ticket, and I have also cited them for their late responses to the renotification tickets, but reduced the penalties to \$0 because they did respond within a few hours.</p> <p>The Borough of West Reading is cited for failing to respond to a designer's request for information within 10 business days. Design Ticket No. 20191833586. Ticket placed on 7/2/19 with a response due date of 7/17/2019. West Reading made no response. West Reading Borough is also cited for failing to respond to routine One Call Ticket No. 20193431807. Response due on 12/11. West Reading did not respond to this ticket. West Reading Borough is cited for failure to respond to, or attend the preconstruction meeting for Complex Project Ticket No. 20193190809. Ticket placed on 11/15 with a meeting date of 11/26. West Reading made no response and did not attend the meeting. West Reading Borough is further cited for failure to respond to Ticket No.</p> | UGI Utilities Inc: \$1,500.00 Section 2(5)(i) 2nd Offense \$1,000.00 Section 2(5)(v) 1st Offense \$500.00 Section 2(5)(v.1) 1st Offense \$0.00 Section 2(5)(v.1) 1st Offense \$0.00 Metropolitan Edison/FirstEnergy: \$0.00 Section 2(5)(v.1) 1st Offense \$0.00 Section 2(5)(v.1) 1st Offense \$0.00 Verizon Pennsylvania LLC: \$1,000.00 Section 2(5)(viii) 2nd Offense \$1,000.00 West Reading Borough: \$3,250.00 Section 2(5)(v) 1st Offense \$500.00 Section 2(5)(v.1) 1st Offense \$500.00 Section 2(5)(v.1) 2nd Offense \$1,000.00 Section 2(4) 1st Offense |

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| | | <p>20193301751. Response due on 11/26. West Reading was renotified on 12/3 at 10:19 and again at 12/4 at 11:59. West Reading made no response until 12/5 at 11:16, nearly a full 24 hours after their second renotification, meaning they failed to respond to the original ticket, and did not respond to either the first or second renotification ticket within two hours, and have been fined as a first offense for the first renotification, and for a second offense for failing to respond to the second renotification until the following day. The Borough has ignored every ticket associated with this project and I recommend zero reduction in fines without proof of having attended education if the DPC sees fit to recommend education.</p> <p>Verizon Pennsylvania and Verizon Business both failed to respond to Complex Project Ticket No. 20193190809. Ticket placed on 11/15 with a meeting date of 11/26. Verizon Business failed to respond. Verizon Pennsylvania did not respond until 1/4/2020, more than 1 month after the meeting, and Verizon did not attend the meeting.</p> <p>Metropolitan Edison is cited for making late responses to two renotification tickets for Ticket No. 20193301751. Met Ed was renotified on 12/3 at 10:19 and responded on 12/3 at 15:04 (4 hours, 45 minutes). Met Ed was renotified again that there were sites that were missing marks 12/4 at 11:59 to which they responded at 15:52 (3 hours, 53 minutes). Met Ed has been cited for failing to respond to the original One Call Ticket, and I have also cited them for their late responses to the renotification tickets, but reduced the penalties to \$0 because they did respond within a few hours.</p> | <p>\$250.00</p> <p>Section 2(5)(v) 1st Offense \$500.00</p> <p>Section 2(5)(viii) 1st Offense \$500.00</p> |
| 12390 | <p>Facility Owner: PECO Contractor/Excavator: Caddick Utilities Project Owner: AQUA PA Other: Borough of Jenkintown Other: Enbridge/Spectra Energy Other: Verizon Pennsylvania LLC</p> | <p><u>On 1/8/2020 10:00:00 AM at GREENWOOD AVE, CHELTENHAM TWP, MONTGOMERY</u> Incident occurred on January 8, 2020 on Greenwood Ave, Cheltenham Twp., Montgomery County.</p> <p>On January 8, 2020, Caddick Utilities struck and damaged a mis-marked PECO gas line. The line was approximately 9-feet away from the mark. Caddick had soft-dug on the original mark and was not able to find the line so they called out USIC who came out to mark the area again and it was the new mark that was off by nine feet.</p> <p>PECO is cited for not marking their line within 18-inches horizontally from the outside wall of the line. PECO is also cited for not responding to Design Ticket No. 20192340808. Response due 9/6. PECO responded "Conflict DCTF" on 8/22, but did not issue a final response. PECO is cited for failing to respond to Design Ticket No. 20192340853. Response due 9/6. PECO responded "Conflict DCTF" on 8/22, but did not issue a final response. PECO is cited for failing to respond to Design Ticket No. 20192340878. Response due 9/6. PECO responded "Conflict DCTF" on 8/22, but did not issue a final response. PECO is cited for responding late to Ticket No. 20193470397. Response due 12/17. PECO</p> | <p>PECO: \$500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 2(4) 2nd Offense \$0.00</p> <p>Section 2(4) 2nd Offense \$0.00</p> <p>Section 2(4) 2nd Offense \$0.00</p> <p>Section 2(5)(v) 2nd offense \$0.00</p> <p>Verizon Pennsylvania LLC: \$750.00 Section 2(5)(v) 3rd offense \$750.00</p> <p>Section 2(4) 2nd Offense \$0.00</p> <p>Section 2(4) 2nd Offense \$0.00</p> |

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| | | <p>responded "Conflict" on 12/17 and did not mark their line until 12/18 (1 day late).</p> <p>Verizon is cited for not responding to Design Ticket No. 20192340808. Response due 9/6. Verizon responded "Conflict DCTF" on 8/22, but did not issue a final response. Verizon is cited for not responding to Design Ticket No. 20192340853. Response due 9/6. Verizon responded "Conflict DCTF" on 8/22, but did not issue a final response. Verizon is cited for not responding to Design Ticket No. 20192340878. Response due 9/6. Verizon responded "Conflict DCTF" on 8/22, but did not issue a final response. Verizon is cited for responding late to Ticket No. 20193470397. Response due 12/17. Verizon responded "Conflict" on 12/17 and did not mark their line until 12/18 (1 day late).</p> <p>Jenkintown Borough is cited for failing to respond to</p> | <p>Section 2(4) 2nd Offense \$0.00</p> |
| 12405 | <p>Facility Owner: Pennsylvania American Water</p> <p>Contractor/Excavator: INTREN</p> <p>Project Owner: PECO</p> <p>Designer: Roussey Ltd.</p> <p>Other: Verizon Pennsylvania</p> | <p><u>On 1/8/2020 10:00:00 AM at RAMSEY & WEBER, LOWER MAKEFIELD TWP, BUCKS</u> Incident occurred on January 7, 2020 near the intersection of Ramsey & Weber, Lower Makefield Township, Bucks County.</p> <p>On January 7, 2020, Intren LLC, struck Pennsylvania American Water's main during an HDD excavation. PAWC states that the main was mismarked but that there was evidence of a line in the area by a meter pit, marker, and valve box in the area. Intren maintains that the line was correctly marked and that they had located the line prior to drilling, however they had to excavate to find the leak which would indicate that by "Located" they do not meant that they potholed to actually see where the line was. Intren states that that PAWC did not believe that it was a direct hit by Interen's drill because the trajectory was approximately 7-inches above the top of the water main and the break was at the bottom of the line, so pressure may have caused the line to break. PAWC's AVR contradicts Intren's claim that PA American had released Intren from fault by stating that the line was struck directly, and their photographs bear out that the hole in the line is on top, and not below as Intren claimed. The photograph from Intren shows that they passed about 2-inches above PAWC's line. Intren's claim that hey passed over Aqua's line by 7-inches is proven by measuring the distance of the drill from the bottom of Aqua's line, not from the top of the line they had passed over. This is not in accordance with HDD Best Practices Section 5.4 states that acceptable clearances must be maintained. Two inches is not enough clearance. Intren also neglected to expose this line before crossing it with their drill as they had to excavate to find the leak. This is not according to HDD Best Practices 5.4 which states that HDD excavators must verify line locates.</p> <p>On March 5, 2020, DPI Andrade-Locke sent AVR letters to the designer and project owner. Their respective counties would have gone into lockdown shortly after this and as of June 11, 2020 their counties are still in the</p> | <p>INTREN: \$1,250.00</p> <p>Section 5(11.2) 1st Offense \$500.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Section 5(3.1) 1st Offense \$250.00</p> <p>Verizon Pennsylvania: \$3,000.00</p> <p>Section 2(5)(v) 3rd Offense \$1,500.00</p> <p>Section 2(5)(v) 3rd Offense \$1,500.00</p> |

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| | | <p>yellow phase, so I have not cited them for failing to submit an AVR.</p> <p>On March 5, 2020, DPI Andrade also sent emails to PAWC and Intren LLC asking for photographs and both parties complied.</p> <p>Intren is cited for failing to excavate prudently in the tolerance zone and for failing to follow HDD Best Practices Section 5.4. Intren is also cited for failing to submit a complex project ticket for an excavation that was measured by the designer to to be 13,000 feet long The tickets we see are only placed as part of this large project, but there is no complex project number provided by Intren and One Call did not locate a Complex Project Ticket in relation to this worksite.. Please see design ticket 20182121636 for dimensions.</p> <p>Verizon is cited for failing to respond to One Call Ticket No. 20193522172. Response due 12/20. Verizon responded "Conflict DCTF" on 12/20 and never finalized their response. Verizon is cited for failing to respond to One Call Ticket No. 20193522211. Response due 12/20. Verizon responded "Conflict DCTF" on 12/20 and never finalized their response.</p> | |
| 12461 | <p>Facility Owner: People's Gas Contractor/Excavator: PENNSYLVANIA AMERICAN WATER</p> | <p><u>On 1/9/2020 2:00:00 AM at 119 W OLIVER RD, MUNHALL BORO, ALLEGHENY</u> Incident occurred on January 8, 2020 at 119 W. Oliver Rd., Munhall Borough, Allegheny County.</p> <p>Pennsylvania American Water states that they struck a gas service line belonging to Peoples Gas. PAWC alleges that the line was more than 18-inches from the mark. Peoples states in their AVR that there was no wire for their locator to hook to so a vac truck was called in. There was an undocumented offset that was not found at this time, and this is what was struck by PA American Water. Peoples Gas has placed a locator ball at the site of the service and documented the offset.</p> <p>Peoples is cited for failing to mark their line within 18-inches, however I have reduced the fine by 50% from \$500.00 to \$250.00 given the proactive action taken by Peoples by ordering the vac truck and by placing the marker ball and documenting the offset to prevent future line strikes.</p> | <p>People's Gas: \$250.00 Section 2(5)(i) 1st Offense \$250.00</p> |
| 12406 | <p>Facility Owner: Chadds Ford Township Sewer Authority Contractor/Excavator: Mark Mader Construction Inc. Project Owner: Parkside Holdings Other: Verizon Pennsylvania LLC</p> | <p><u>On 1/9/2020 1:00:00 PM at SR 202, CHADDS FORD TWP, DELAWARE</u> Incident occurred on January 9, 2020, on SR 202 Chadds Ford Township, Delaware County</p> <p>***NO DAMAGE**.</p> <p>Chadds Ford states that their photos were taken on 1/9/2020. One Call Ticket No. 20200062710 was placed on Thursday 1/6/2020 with the excavator having set a lawful start date of 1/13/2020. Chadds Ford discovered the excavator digging on the site when they came out to mark their lines on 1/9/2020.</p> | <p>Mark Mader Construction Inc.: \$0.00</p> <p>Parkside Holdings: \$250.00 Section 6.1(7) 1st Offense \$250.00</p> <p>Verizon Pennsylvania LLC: \$1,000.00 Section 2(5)(v) Subsequent \$1,000.00</p> |

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| | | <p>On March 9, 2020, DPI Andrade sent AVR letters to Mark Madder and Parkside Holdings. To date, no AVR has been received from either entity.</p> <p>Mark Mader Construction is cited for failing to submit an One Call Ticket 3 business days before excavating meaning their ticket was not valid.. Mark Mader Construction is also cited for failing to submit an AVR within 10 business days of committing a violation of Act 50.</p> <p>Park Side Holdings is cited for failing to submit an AVR after being notified that their excavator committed a violation of Act 50.</p> <p>Verizon is cited for responding 1 day late to Ticket No. 20200062710, even with the extended time to mark the line. The penalty has been escalated to a subsequent offense due to Verizon's history of violations.</p> | |
| 14402 | <p>Facility Owner: UGI Contractor/Excavator: Lester Packer</p> | <p><u>On 4/13/2020 8:13:00 AM at 400 Wilson St, JERSEY SHORE BORO, LYCOMING</u> Incident occurred on 4/13/2020, at 400 Wilson St, Jersey Shore Borough, Lycoming Co. where a gas line was damaged.</p> <p>UGI stated in their Alleged Violation Report (AVR) that an UGI Service line was struck while a landscaper was digging with a Backhoe/Trackhoe at his private property without a One Call ticket. Two people were evacuated. 911 was called. UGI submitted pictures.</p> <p>Bob Packer, who is Lester Packer's brother stated in his AVR that he was helping his brother, and now understands that digging with any powered equipment needs a One Call ticket. He agrees that he did not call PA One Call prior to excavating. Ticket 20201090014 was submitted on 4/18/2020 - 5 days after the incident for 407 Wilson Street. Mr. Wilson submitted a ticket while helping a neighbor who was also having his sidewalk replaced.</p> <p>Packer is in violation of Section 5(2.1) for failing to submit a location request to One Call. \$1000. Penalty is reduced to a warning. Education is mandatory.</p> | <p>Lester Packer: \$0.00 Section 5(2.1) 1st Offense \$0.00</p> |
| 14374 | <p>Contractor/Excavator: York Landscape Service Project Owner: LITTLE MEADOWS BOROUGH Other: BEAVER VALLEY CABLE COMPANY INC</p> | <p><u>On 4/17/2020 1:00:00 PM at KING RD, LITTLE MEADOWS BORO, SUSQUEHANNA</u> Synopsis 14374 Incident occurred on 4/17/2020, on King Road in Little Meadows Borough, Susquehanna Co. ***Near miss</p> <p>Little Meadow Borough \$500 penalty is reduced to a warning for this first-time offense. This was correct in the synopsis, but not in the penalty box.</p> <p>Beaver Valley Cable Company has been working with the liaison in their area. This is a first-time offense of violations 2(5)(v) and 2(5)(i) The penalties are reduced to a warning. 2(5)(i) has been changed from 2(5)(i.1) because there were no markings.</p> | <p>York Landscape Service: \$0.00 Section 5(20) 1st Offense \$0.00</p> <p>LITTLE MEADOWS BOROUGH: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> <p>BEAVER VALLEY CABLE COMPANY INC: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> |

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| | | <p>AVR from Project Owner Little Meadows Borough stated that on 4/17/20 excavator York Landscaping Service had reported a near miss with an Electric line. Pictures submitted by Little Meadows Borough show a cable, that looks orange, with no markings on it. This orange line was determined to belong to Beaver Valley Cable Company. Pictures were submitted.</p> <p>AVR from Beaver Valley Cable admits that their markings were late and add that part of the issue was COVID 19 and many things shut down. They also submitted many pictures with good markings, but there are no markings to show there is more than one Communication cable going into the utility box, when York Landscaping Service had uncovered the orange cable. Beaver Valley Cable had not marked their utility line leading into the Utility Box. They also state that they marked the area according to how they understood ticket 20201050521.</p> <p>AVR from York Landscaping states that they came across a line that was not marked. York Landscaping carefully uncovered the unmarked cable, which was going into the utility box. The appurtenance has two markings that are shown going into the box. There are two cable companies and an electric company listed on ticket 2020105052. Pictures were submitted.</p> <p>Beaver Valley Cable Company is in violation of Sections: 2(5)(v) Failed to respond to One Call ticket 2020105052. The responses took 10 days. This is a first-time offenses and \$250 penalty is reduced to a warning. Education is mandatory. 2(5)(i) failed to locate underground lines within 18 inches horizontally of the outside wall of line. This is a first-time offense and the \$500. penalty is reduced to a warning.</p> <p>York Landscaping Service is in violation of Section: 5(20) Excavator failed to renotify the One Call of an unmarked or incorrectly marked facility upon arrival at the work site. There were two marked facilities and Beaver Valley cable company did not yet respond in KARL. This is a first-time offense and the \$250. penalty is reduced to a warning.</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>Little Meadows Borough is in violation of Section: 2(5)(v) Failed to respond to a routine One Call ticket. This is a first-time offense, and the \$500 penalty is reduced to a warning. Education is mandatory.</p> | <p>Section 2(5)(i) 1st Offense \$0.00</p> |
| 14766 | <p>Facility Owner: UGI Utilities Inc. Contractor/Excavator: Martin Pole Barns LLC</p> | <p><u>On 5/12/2020 9:29:00 AM at 1405 E. Main Street, ANNVILLE TWP, LEBANON</u> Incident occurred on 5/12/2020 at 1405 E. Main Street, Annville Twp. Lebanon County.</p> | <p>Martin Pole Barns LLC: \$1,500.00 Section 5(2.1) 1st Offense \$1,000.00</p> |

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| | | <p>Martins Pole Barns LLC was excavating without a One Call Ticket when they struck and damaged UGI's gas line. 911 was called. One Call reports that this company was not a member of PA One Call as they had never placed a ticket with PAOC until they placed 20201331541 after the accident.</p> <p>On July 8, 2020, DPI Andrade-Locke sent an AVR request email to Martins Pole Barns LLC. As of July 22, Martins Pole Barns has not responded to the email or submitted an AVR.</p> <p>Martins Pole Barns LLC is cited for excavating without a One Call Ticket, failure to be a member of One Call and pay appropriate dues, failure to submit an AVR within 10 business days of a line strike I recommend mandatory training in addition to the financial penalties assessed. I also recommend no reduction in fines. This company has consistently ignored the law and has refused to cooperate with this investigation.</p> | <p>Section 5(16) 1st Offense \$250.00</p> <p>Section 5(21) 1st Offense \$250.00</p> |
| 16495 | <p>Contractor/Excavator: Osmose Utility Services Project Owner: Penelec / First Energy</p> | <p><u>On 6/4/2020 2:00:00 AM at 3290 Yohe Rd, CORYDON TWP, MCKEAN</u> ~Incident occurred on 6/4/2020 at 3290 Yohe Rd., Corydon Twp., McKean County. A Penelec / FirstEnergy line was damaged when Osmose Utility Services was hand digging to install a reinforcement pole during storm mode activity.</p> <p>Penelec / First Energy submitted an AVR stating, "While operating in storm mode, Penelec placed emergency POCS notification 20201560005 on June 4, 2020 at 1:19 AM to replace a damaged underground line and for Osmose to install reinforcement on the pole as part of the same emergency repair excavation. USIC, Penelec's locate contractor, made contact with Penelec at 1:39 AM time and stated that they were on their way to complete the locate with the drive time of approximately two hours to arrive. Following this notification, Penelec contacted Osmose to make them aware of the timing of the locate. However, prior to the locate, the Osmose crew started to hand dig and damaged a Penelec underground line. Penelec also states that the root cause of this dig-in was that the excavator, Osmose, began excavation prior to the lawful start time." The AVR indicated hand tools were used, which is not a violation of Act 50.</p> <p>A One Call ticket was placed by Osmose on 5/22/2020, #20201431471, for reinforcement of the utility pole. Penelec responded to the One Call ticket as "Clear-No facilities" when underground facilities were in the area. A violation of 2(5)(i)- failed to mark, stake, locate or otherwise provide the position of the facility owner's underground lines at the work site within eighteen inches horizontally from the outside wall of such line in a manner so as to enable the excavator, where appropriate, to employ prudent techniques. This ticket was not directly connected to the damage. Ticket 20201560005 response was field marked.</p> | <p>Osmose Utility Services: \$500.00 Section 5(16) 2nd Offense \$500.00</p> <p>Penelec / First Energy: \$1,800.00 Section 2(5)(i) 3rd Offense \$1,800.00</p> |

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| | | <p>An AVR was requested from Osmose on 6/30/2021 No AVR has been submitted to date. Address has been updated per One Call. A violation of 5(16)- failing to submit a report of an alleged violation to the commission through the One Call System not more than ten business days after striking or damaging a facility owner's line during excavation or demolition is recommended.</p> <p>Violations:</p> <p>Penelec- ~2(5)(i)- ticket 20201431471 was responded to as clear no facilities. Pen Elect failed to mark, stake, locate or otherwise provide the position of the facility owner's underground lines at the work site within eighteen inches horizontally from the outside wall of such line in a manner so as to enable the excavator, where appropriate, to employ prudent techniques This is a third offense, and the penalty is applied.</p> <p>Osmose- ~5(16)- failing to submit a report of an alleged violation to the commission through the One Call System not more than ten business days after striking or damaging a facility owner's line during excavation or demolition. This is a second offense, and the penalty is applied.</p> | |
| 15621 | <p>Facility Owner: PECO Contractor/Excavator: GILLEO ELECTRIC</p> | <p><u>On 6/4/2020 9:00:00 AM at 59 GRIFFIN WAY, LOWER MAKEFIELD TWP, BUCKS</u> ~Incident occurred on 6/4/2020 at 59 Griffin Way, near Regency Blvd and Oxford Valley Road, Lower Makefield Township, Bucks County. Gilleo Electric was digging with hand tools when they hit and damaged a PECO gas line. 911 was not notified. PECO submitted an AVR stating, "Contractor digging without PA1 ticket damaged an unmarked 1" plastic gas service willing using a ground rod. This new construction so no customers affected." The AVR indicated hand tools were used which would not be a violation of Act 50.</p> <p>An AVR was requested from the excavator to confirm the information on 6/30/2021. An AVR was submitted on 7/1/2020 stating, "According to Peco we hit a gas line to the unit with a ground rod that was be replaced during the construction phrase due to being damaged by the excavator. We do have any pictures or proof to proof one side or the other. Later in the day, hours after the rod was replaced, gas was smelled on site. The project manager asked that all the workers leave at which time he contacted Peco. PA1Call was not notified because we did not think they needed to be." A violation of 5(8)- failing to immediately notify 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property is recommended. Education is mandatory. One Call made mention of One Call notifications being placed in the past.</p> <p>An email was sent on 7/14/2021 to the excavator requesting the name of the PO</p> | <p>GILLEO ELECTRIC: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p> |

| Case Number | Stakeholders | Summary | Violations & Recommendation |
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| | | <p>Gilleo Electric is in violation of Section: 5(8) Excavator failed to immediately notify 911 when damage resulted in the smell of gas. penalty is applied. Education is mandatory.</p> | |
| 16473 | <p>Facility Owner: UGI Utilities, Inc. Contractor/Excavator: C & C Masonry and Concrete Other: C & C Masonry and Concrete</p> | <p><u>On 6/20/2020 8:00:00 AM at 131 Cemetary St, ARCHBALD BORO, LACKAWANNA</u> ~Incident occurred on 6/20/2020 at 131 Cemetary Street, Archbald Borough, Lackawanna County.</p> <p>UGI submitted an AVR stating, "Contractor struck a service line while excavating without a one call. Clear evidence of facilities present. Digging just a few feet from curbvalve that was readily visible. Refused to give name and business info, was able to get info from homeowner." Photos were also submitted by UGI. A violation of 5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe is recommended as well as 5(4)- failed to exercise due care and employ prudent techniques. After viewing the photos, the excavator pulled the service line extremely far into the air. Clear evidence of not being prudent is demonstrated.</p> <p>One Call indicated C & C Masonry and Concrete has contacted One Call in the past.</p> <p>A courtesy letter was sent to the excavator on 7/9/2021 requesting an AVR be submitted. To date the excavator has not filed an AVR nor contacted the DPI.</p> <p>An email was sent to UGI requesting information regarding the 911 call placed. A response has not been received. A violation of of 2(11)- facility owner failed to comply with all requests for information by the Commission relating to the commission's enforcement authority under this act within thirty days of the receipt of the request.</p> <p>Violations:</p> <p>C&C Concrete- ~5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe. ~5(4)- failed to exercise due care and employ prudent techniques. ~5(16)- failing to submit a report of an alleged violation to the commission through the One Call System not more than ten business days after striking or damaging a facility owner's line during excavation or demolition ~5(17)- failed to comply with all requests for information from the PUC within 30 days of the receipt of the request</p> <p>UGI- ~2(11)- facility owner failed to comply with all requests for information by the Commission relating to the commission's enforcement authority under this act within thirty days of the receipt of the request.</p> | <p>UGI Utilities, Inc.: \$250.00 Section 2(11) 1st Offense \$250.00</p> <p>C & C Masonry and Concrete: \$2,000.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>Section 5(17) 1st Offense \$250.00</p> |
| 16924 | <p>Facility Owner: COLUMBIA GAS OF PA</p> | <p><u>On 7/14/2020 11:11:00 AM at 966 COUGAR POINTE CIR, Springfield Township, Loganville Borough, YORK</u></p> | <p>Cantarero Construction LLC: \$1,500.00</p> |

| Case Number | Stakeholders | Summary | Violations & Recommendation |
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| | <p>- EAST Contractor/Excavator: Cantarero Construction LLC Project Owner: Shilo Technology Inc</p> | <p>The Incident occurred on Tuesday, July 14, 2020, at 966 Cougar Pointe Circle, in Loganville Borough, York County, where a gas line was damaged.</p> <p>Columbia Gas stated, Cantarero Construction (Sub-Contractor) hit a correctly marked line; the excavator was swinging a pickaxe when a 1-inch plastic gas service line was damaged. The Sub-Contractor was working on the behalf of Shilo Technology to install cable for Comcast. Columbia Gas provided pictures.</p> <p>All the excavation routine tickets, and the damage emergency ticket was called in by Shilo Technology; working for Shilo Technology, type of work was maintenance, and method of excavation was directional. The Sub-Contractor did not place excavation routine tickets.</p> <p>On Tuesday, May 25, 2021, emails were sent to Cantarero Construction and Shilo Technology requesting Alleged Violations Reports (AVR). There were no responses to the emails and AVRs were not submitted.</p> <p>*Cantarero Construction is in violation of sections: 5(2.1)- failing to request the location and type of facility owner through the One Call System before excavation. 5(4)- failed to exercise due care and employ prudent excavation techniques. 5(16)- Excavator failed to submit an AVR within 10 business days of striking a line. There are no previous violations for Cantarero Construction. Recommending: Education for every violation, 50% reduction for 5(2.1). No reductions for failure to use prudent techniques and no reduction for failure to respond to PUC request for information.</p> <p>*Shilo Technology is in violation of section: 6.1(7)- Project owner failed to submit an AVR within 10 business days of a line strike or notification from the DPI.</p> | <p>Section 5(2.1) 1st Offense \$500.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Shilo Technology Inc: \$250.00 Section 6.1(7) 1st Offense \$250.00</p> |
| 16479 | <p>Facility Owner: Peoples Contractor/Excavator: LINDY PAVING</p> | <p><u>On 7/15/2020 8:23:00 AM at 1104 Woodward Ave, APOLLO BORO, ARMSTRONG</u> ~The incident occurred on 7/15/2020 at 1104 Woodward Ave, near N. 9th St. and N. 7th St., Apollo Borough, Armstrong County.</p> <p>Peoples submitted an AVR stating, "While saw cutting to perform road work, Lindy Paving cut through a 1" PLA SL. No one call was made for the work being performed." A violation of 5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe is recommended against Lindy Paving with an educational component in lieu of the monetary penalty.</p> <p>Peoples indicated 911 was not called after the damage. A violation of 5(8)- failing to immediately notify 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property is recommended.</p> | <p>LINDY PAVING: \$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> |

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| | | <p>A courtesy letter was sent on 7/14/2021 to Lindy Excavating requesting an AVR be submitted. A violation of 5(16)- failing to submit a report of an alleged violation to the commission through the One Call System not more than ten business days after striking or damaging a facility owner's line during excavation or demolition is recommended. To date Lindy has not responded to the letter nor filed an AVR.</p> <p>Violations:</p> <p>Lindy Paving-</p> <p>~5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe.</p> <p>~5(8)- failing to immediately notify 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property.</p> <p>~5(16)- failing to submit a report of an alleged violation to the commission through the One Call System not more than ten business days after striking or damaging a facility owner's line during excavation or demolition</p> | |
| 16639 | <p>Facility Owner: PECO ENERGY Contractor/Excavator: HILL CONCRETE & STONE Other: Infrasource</p> | <p><u>On 7/17/2020 10:00:00 AM at 1007 HARSTON LN, SPRINGFIELD TWP, MONTGOMERY</u> The incident occurred on Friday, July 17, 2020, at 1007 Harston Lane, in Springfield Township, Montgomery County, where an underground electric line was damaged.</p> <p>PECO Energy stated, Hill Concrete and Stone did not call One Call before their excavation. Hill Concrete and Stone was removing a driveway apron to replace it and during the excavation, with a shovel, they cut into what was believed to be all tree roots, but a streetlight wire was damaged; the line was 8-inches under the concrete driveway. Powered equipment was used to remove the driveway, but the streetlight wire was not hit with the powered equipment. PECO provided no pictures. Infrasource repaired the streetlight wire; New Excavation Emergency ticket (20202021905).</p> <p>On Wednesday, May 19, 2021, a letter was mailed to Hill Concrete and Stone requesting an Alleged Violation Report (AVR). There was no response to the letter and an AVR was not submitted.</p> <p>*Hill Concrete and Stone is in violation of sections: 5(2.1)- failing to request the location and type of facility owner through the One Call System before excavation. 5(16)- Excavator failed to submit an AVR within 10 business days of striking a line. 5(17) - Failure to respond to requests for information. There are no previous violations for Hill Concrete and Stone. Recommending: Excavator Education. No penalties have been reduced for 1st time offenses because Hill Concrete and Stone made no attempts to show good faith since they did not respond to AVR requests.</p> | <p>HILL CONCRETE & STONE: \$1,500.00 Section 5(17) 1st Offense \$250.00</p> <p>Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$250.00</p> |
| 17131 | <p>Facility Owner: UGI Utilites Contractor/Excavator:</p> | <p><u>On 7/23/2020 10:00:00 AM at 1 Stonegate Village, QUAKERTOWN BORO, BUCKS</u> The incident occurred on Thursday, July 23, 2020, at 1 Stonegate</p> | <p>PA Department of Transportation: \$1,250.00</p> |

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| | PA Department of Transportation Contractor/Excavator: PA Department of Transportation | <p>Village, in Quakertown Borough, Bucks County, where a gas line was damaged.</p> <p>UGI Utilities stated, Pennsylvania Department of Transportation (PennDOT) did not call One Call before cleaning out a swale and during their job a gas service line was hit and damaged. UGI provided three pictures, all to be looked at.</p> <p>On UGI's Alleged Violation Report (AVR), the PA One Call Compliance Coordinator commented that PennDOT has placed notifications in the past.</p> <p>Requests for an AVR were sent to PennDOT, on Wednesday, June 16, 2021, a letter was sent, and an email was sent on Wednesday, July 7, 2021. There were no responses to the letter and email, and no AVR was submitted.</p> <p>*PennDOT is in violation of sections: 5(2.1)- failing to request the location and type of facility owner through the One Call System before excavation. 5(16)- Excavator failed to submit an AVR within 10 business days of striking a line. Recommending: Education and Penalties applied.</p> | Section 5(2.1) 1st Offense \$1,000.00 Section 5(16) 1st Offense \$250.00 |
| 17116 | Facility Owner: COLUMBIA GAS OF PA - EAST Contractor/Excavator: RT Barclay Construction | <p><u>On 7/31/2020 8:29:00 AM at 17 ERVIN DR, SHREWSBURY TWP, YORK</u> Incident occurred on 7/31/2020 at 17 Ervin Dr, Shrewsbury Twp., York County.</p> <p>Barclay Construction was excavating with hand tools when they either struck Columbia's line or exposed a damaged area. Barclay maintains that they did not hit the line, however they had to be informed by Precision Pipeline that there was a mark on the pipe. Columbia Gas states that the 2-inch plastic line had 10% of the wall thickness was compromised. Barclay states in their AVR that they were using hand tools to expose the line. Their AVR dropdown section states that they were using a backhoe/tracker for their excavation work and there are photos of Barclay's backhoe in the trench. Columbia's AVR says that Barclay was using hand tools to expose the line prior to using the backhoe. Act 50 states that a One Call Ticket must be placed any time mechanized equipment will be used in the movement of earth and Barclay does not have a One Call ticket.</p> <p>Barclay Construction is cited for failing to place a One Call ticket before excavating using mechanized equipment. The use of hand tools to locate the line does not relieve them of the responsibility to place their own ticket for an excavation they knew they would use a backhoe to complete.</p> | RT Barclay Construction: \$1,000.00 Section 5(2.1) 1st Offense \$1,000.00 |
| 17452 | Facility Owner: TEXAS EASTERN/Enbridge Contractor/Excavator: Homeowner | <p><u>On 8/8/2020 9:00:00 AM at 300 Hite Lane Duncansville PA 16635, FREEDOM TWP, BLAIR</u> *Near Miss Violation occurred on Saturday, August 8, 2020, at 300 Hite Lane, in Freedom Township, Blair County, where excavation was done over a gas line.</p> <p>Facility Owner, Texas Eastern-Enbridge (Enbridge) stated that there was no One Call ticket before this job.</p> | Homeowner: \$0.00 Section 5(2.1) 1st Offense \$0.00 |

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| | | <p>This excavation was discovered during an unrelated line patrol completed on August 15, 2020. Jeff Snyder, the nephew of the Property Owner installed shooting targets on the Enbridge right of way. An augur on a small farm tractor was used to create holes 2-feet deep, directly over top of an Enbridge 30-inch- gas transmission line. No damage occurred from the excavation. Pictures were not provided.</p> <p>There are no tickets associated with this case.</p> <p>A letter, requesting an Alleged Violation Report (AVR), was mailed to Jeff Snyder on Wednesday, June 16, 2021, and Snyder called on Tuesday, July 6th, responding to the request. He said an AVR will be submitted, explaining that the shooting target has since been removed and reinstalled in a safe location on the property and he was unaware of calling One Call for an excavation.</p> <p>*Jeff Snyder is in violation of section: 5(2.1) Homeowner failed to submit a location request to One call. Recommending: Education, zero penalty and no violation.</p> | |
| 20296 | <p>Facility Owner: CenturyLink Facility Owner: Columbia Gas Facility Owner: Comcast Facility Owner: Verizon Facility Owner: Windstream Contractor/Excavator: INFRASOURCE</p> | <p><u>On 10/29/2020 11:00:00 AM at MAYVIEW/BOYCE, SOUTH FAYETTE TWP, ALLEGHENY</u> ***NO DAMAGE***</p> <p>On October 29, 2020, Infrasource held a Complex Project Meeting. Windstream, Verizon, Centurylink, and Comcast all failed to attend the meeting or respond to the ticket. The excavator has submitted the sign-in sheet for this meeting and it shows that these entities were not in attendance.</p> <p>Windstream is cited for failing to respond to a Complex Project Meeting 20202961690, or attend the meeting if they were not able to respond "clear" to the ticket. Comcast is cited for failing to respond to a Complex Project Meeting 20202961690, or attend the meeting if they were not able to respond "clear" to the ticket. CenturyLink is cited for failing to respond to a Complex Project Meeting 20202961690, or attend the meeting if they were not able to respond "clear" to the ticket. Verizon is cited for failing to respond to a Complex Project Meeting 20202961690, or attend the meeting if they were not able to respond "clear" to the ticket.</p> | <p>CenturyLink: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Comcast: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Verizon: \$2,000.00 Section 2(5)(viii) Subsequent \$2,000.00</p> <p>Windstream: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p> |
| 20956 | <p>Facility Owner: PECO ENERGY Contractor/Excavator: Joseph A. Deluca and Sons</p> | <p><u>On 11/24/2020 8:00:00 AM at 5 TWILIGHT CIR, UPPER PROVIDENCE TWP, MONTGOMERY</u> The incident occurred on Tuesday, November 24, 2020, at 5 Twilight Circle, in Upper Providence Township, Montgomery County, where a gas line was damaged.</p> <p>PECO Energy stated, Joseph DeLuca, a contractor and builder (The Contractor) did not call in an excavation ticket and as result, during the excavation, with a backhoe, a 1/2inch plastic gas service line was damaged. The Contractor called in a New Damage Emergency ticket (20203290397) at 8:16 a.m. and on the ticket it is remarked that gas was released, and that the caller was</p> | <p>Joseph A. Deluca and Sons: \$2,000.00 Section 5(8) 1st Offense \$1,000.00</p> <p>Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$0.00</p> |

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| | | <p>advised to notify 911. PECO noted on their Alleged Violation Report (AVR) that 911 was not called. PECO called in a New Excavation Emergency ticket (20203290537) at 8:36 a.m., to repair the damaged line. PECO did not provide pictures.</p> <p>The Contractor did call in a New Demolition Routine ticket (2020065015), on March 5, 2020, with a work duration for 30 days. Also, the ticket noted that after the demolition a new building will be reconstructed.</p> <p>On Monday, June 21, 2021, an email was sent to The Contractor requesting an AVR. There was no response to the email and an AVR was not submitted.</p> <p>*Joseph DeLuca is in violation of sections: 5(2.1)- Excavator failed to submit a location request to One Call. 5(16)- Excavator failed to submit an AVR within 10 business days of striking a line. 5(8)- Failed to immediately notify 911. There are no previous violations for Joseph DeLuca. Recommending: For 5(8) and 5(2.1)- Education and penalties applied. For 5(16)- Education, zero penalty and keep violation.</p> | |
| 23168 | <p>Facility Owner: Columbia Gas</p> <p>Contractor/Excavator: Homeowner</p> <p>Other: North Union Township Fayette</p> <p>Other: North Union Township Municipal Svcs Auth</p> | <p><u>On 4/16/2021 6:00:00 PM at 190 CHESTNUT ST, UNIONTOWN CITY, FAYETTE</u> ~Incident occurred on 4/16/2021 at 190 Chestnut St, near Downer Ave, Uniontown City, Fayette County.</p> <p>Columbia Gas submitted an AVR stating, "Homeowner was hand digging on his property to install a mailbox post. The homeowner was unaware he needed to call 811 while working in his own yard. Education on 811 and safe digging practices have been offered to the homeowner for future excavation." A violation of 5(2.1)-homeowner failed to submit a location request to One Call within the correct timeframe is recommended without education because Columbia stated they have educated the homeowner and submitted damage photos.</p> <p>A Damage Emergency ticket was placed, #20211063788, and North Union Township Municipal Svcs Auth and North Union Township Fayette did not respond to the One Call ticket until 4/19/2021. A violation of 2(5)(vii)- Failed to respond to an emergency notification as soon as practicable following notification is recommended against both facility owners.</p> <p>Violations:</p> <p>Homeowner- ~5(2.1)- homeowner failed to submit a location request to One Call within the correct timeframe.</p> <p>North Union Township Municipal Svcs Auth- ~2(5)(vii)- Failed to respond to an emergency notification as soon as practicable following notification North Union Township Fayette ~2(5)(vii)- Failed to respond to an emergency notification as soon as practicable following notification</p> | <p>Homeowner: \$0.00 Section 5(2.1) 1st Offense \$0.00</p> <p>North Union Township Fayette: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p> <p>North Union Township Municipal Svcs Auth: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p> |

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| 23413 | Facility Owner: PECO Contractor/Excavator: HOMEOWNER | <u>On 4/17/2021 10:00:00 AM at 214 N UNION ST, KENNETT SQUARE BORO, CHESTER</u> ~Incident occurred on 4/17/2021 at 214 N Union St, near E Linden St and Batchelor Aly, Kennett Square Borough, Chester County. PECO submitted an AVR stating, "On 4/17/2021 THE PROPERTY OWNER, *****, DIGGING WITH A POST HOLE DIGGER, DAMAGED AN UNMARKED ½ INCH PLATIC GAS SERVICE. THERE WERE NO PA ONE CALL TICKETS CALLED IN FOR THIS WORK." The AVR indicated 911 was called and handtools were utilized. No violations of Act 50 found. | |
| 23423 | Facility Owner: PECO Contractor/Excavator: Homeowner Other: Infrasource | <u>On 4/20/2021 12:00:00 PM at 104 DOE LN, KENNETT TWP, CHESTER</u> ~Incident occurred on 4/20/2021 at 104 Doe Lane, near Bucktoe Hills Road and Marshall Bridge Road, Kennett Township, Chester County. PECO submitted an AVR stating, "Homeowner hit secondary electric cable while digging to plant tree- no PA1 call made." The type of equipment utilized was not provided and PECO indicated 911 was not called. A recommendation of 5(2.1)- homeowner failed to submit a location request to One Call within the correct timeframe and 5(8)- failing to immediately notify 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property are recommended with a warning and mandatory education. Violations- Homeowner- ~5(2.1)- homeowner failed to submit a location request to One Call within the correct timeframe. ~5(8)- failing to immediately notify 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property. | Homeowner: \$0.00 Section 5(2.1) 1st Offense \$0.00 Section 5(8) 1st Offense \$0.00 |

Full Session

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| 11043 | Facility Owner: Columbia Gas of PA Contractor/Excavator: Home Owner Other: Deitz Gas and Oil Inc. Other: Elk Township Clarion County Other: UGI | <u>On 10/23/2019 10:15:00 AM at 152 GLENN RD, ELK TWP, CLARION</u> Tues., 3/8/2022, DPC Meeting. Disputing Parties: UGI, Elk Twp Clarion County, and Deitz Gas & Oil. VOTE: For All Disputing Parties, Remove the Penalties and keep the violation changing it to 2(5)(vii). Education for Elk Twp Clarion County. ***** **Elk Township disputed their penalty stating that they did respond to the emergency ticket. (note: response was 2 days from when it was issued) ***UGI disputes their penalty | Home Owner: \$0.00 Section 5(8) 1st Offense \$0.00 Section 5(4) 1st Offense \$0.00 Deitz Gas and Oil Inc.: \$0.00 Section 2(5)(vii) 1st Offense \$0.00 Elk Township Clarion County: \$0.00 |

| Case Number | Stakeholders | Summary | Violations & Recommendation |
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| | | <p>On 10/23/2019 a Homeowner was excavating to install a water line in their pasture at 152 Glenn Road, Elk Township, Clarion County when they struck and damaged an underground Columbia Gas distribution line with a mini excavator. Columbia Gas stated in their AVR the homeowner failed to hand dig an accurately marked main line within the Tolerance Zone and provided pictures showing where the flag was located in reference to the damage. Columbia Gas indicated the HO contacted them directly regarding the line strike.</p> <p>The Homeowner was sent a courtesy letter requesting an AVR be submitted. A violation of 5(4)- failing to use prudent techniques within the Tolerance Zone is recommended against the Homeowner because he did not take the time to carefully hand dig around the gas line, and a violation of 5(8)- failing to contact 911 is recommended against the Homeowner because 911 was not called when the gas distribution line was struck and damaged. In lieu of the administrative penalties, education is recommended for the Homeowner.</p> <p>An Emergency notification was called in by a Columbia crew member, #20192961976, on 10/23/2019 at 11:50 AM indicating Columbia crew was already on site to repair the damaged gas line. The recommendations of violating 2(5)(ix)- failing to give priority to responding to notification as an emergency are for UGI for responding on 10/24/2019, Elk Township Clarion County for responding on 10/25/2019 and Dietz Gas and Oil Inc. for responding on 10/24/2019.</p> <p>Elk Township has been cited for failure to respond to an emergency ticket 20192961976 because they made no response for two days.</p> <p>Although PAAW was called out and renotified to come and mark their lines, no recommendation of violating Act 50 is warranted since these markings would have fallen under the "Good Samaritan Claus". PAAW did mark their lines in the road and their connection to the main.</p> | <p>Section 2(5)(vii) 1st Offense \$0.00</p> <p>UGI: \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p> |
| 12519 | <p>Facility Owner: WESTMORELAND CO MUNI AUTH OF</p> <p>Contractor/Excavator: General Trade Corp</p> <p>Project Owner: General Trade Corp</p> <p>Other: City of McKeesport</p> | <p>On 1/14/2020 12:00:00 PM at 275 CENTER ST, MCKEESPORT CITY, ALLEGHENY 3/08/2022 DPC voted to keep all DPI recommendations and add education for General Trade Corp.</p> <p>10/08/2021 General Trade Corp disagrees and is requesting a discussion of this case.</p> <p>8/23/2021 Second AVR request was emailed to General Trade Corporation.</p> <p>8/10/2021 Pre Discussion Notes: The City of McKeesport owned this area prior to MAWC ownership. Education and help to fill out an AVR was offered to General Trade Corp. DPI to contact contractor to get any additional information.</p> | <p>General Trade Corp:</p> <p>\$2,000.00</p> <p>Section 5(2.2) 1st Offense \$250.00</p> <p>Section 5(13) 1st Offense \$250.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Section 5(3.1) 1st Offense \$250.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense</p> |

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| | | <p>Incident occurred on January 14, 2020, at 275 Center St. in McKeesport City, Allegheny Co. Almost a year after the original ticket 20190853646 was placed.</p> <p>The Municipal Authority of Westmoreland County had to repair a main water line that was damaged by General Trade Corporation, while they were using a trackhoe/backhoe to complete road maintenance. This water main is the primary feed supplying the water for City of Duquesne for water and fire protection.</p> <p>AVR from Westmoreland Co Municipal Authority alleges that this project by General Trade Corp. (project owner and the excavator) should have been submitted as a complex project. There was one ticket 20190853646 and a renotification ticket 20190853646-001 received March 29, 2019. The tickets specify that the area is Approximately 1800FT W and 1500FT NE of the McKeesport Bridge. The tickets do not show the work expanse and duration that was to be done at this location. This is a violation of Section 5(13) and penalty applied. General Trade Corp is in violation of Section 5(2.2) for failing to provide exact information to identify the worksite. Besides requesting a broad area to be marked, it is unclear where specific parts of the project are to take place. Where is the road work, electrical drop service or retention pond on this land? I have attached pictures from Google to show the area requested in ticket 20190853646.</p> <p>General Trade Corp was developing this site. They are listed as the project owner and excavator. The tickets were submitted to excavate a retention pond, road work and electric drop service. The scope of this project exceeds the maximum area of a routine ticket as established by the one call system regarding the maximum area that a notification can cover. This is a violation of Section 5(3.1) and penalty is applied. Ticket 20190853646 is prior to July 2019, when the complex project was defined in ACT 50. As the project owner, General Trade Corp is also responsible for violation of Section 6.1(1) failed to use sufficient quality levels of subsurface utility engineering when designing known complex projects having an estimated cost of four hundred thousand dollars ((\$4000,000.) or more. This is prior to July 2019, so no violation or penalty applied.</p> <p>This project was released to bid or construction before final design was complete. There is no design submitted. This is a violation of Section 6.1(3) no violation or penalty given. DPC set guidelines for Design Tickets on Jan 1, 2020. There were no design or preconstruction meetings recorded.</p> <p>AVR was requested from General Trade Corp. No AVR was received. This is a violation of Section 5(16) and penalty is applied. General Trade Corp did not respond to any emails from this investigator. This is a violation of Section 5(17) and penalty applied.</p> <p>MAWC did mark the area and pictures were submitted. A renotification ticket was requested, but MAWC explained that the reason for the renotification was that General Trade Corp added that they wanted to know the depth of the MAWC facilities. MAWC stated they had</p> | <p>\$250.00</p> <p>Section 5(19) 1st Offense \$250.00</p> <p>City of McKeesport: \$500.00</p> <p>Section 2(5)(v) 1st Offense \$500.00</p> |

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| | | <p>marked the area by the due date and logged that in KARL. Since no AVR was received from General Trade Corp, I conclude that this is correct information. General Trade Corp did not use prudent techniques. This is a violation of Section 5(4) and penalty is applied. AVR from MAWC describes that the water main is their primary feed to supply the city of Duquesne with water and fire protection. As of this date, MAWC is still calculating the number of customers who were affected, as well as temporary repairs, permanent repairs and loss of revenues related to the damage.</p> <p>The work site specifies 275 Center St. and then more information is added. One call was not able to capture all the added information because the sentence ends with "and". So accurate information was not provided to the One Call System. This is a violation of Section 5(19) and penalty is applied.</p> <p>Ticket response Violations: Citation 2(5)(v) is applied to the City of McKeesport for not responding to ticket # 20190853646.</p> | |
| 12822 | <p>Facility Owner: UGI Contractor/Excavator: Rills Construction Service Project Owner: Verizon Other: CENTURY LINK Other: COMCAST Other: FRONTIER COMMUNICATION SOLUTIONS Other: PPL</p> | <p><u>On 1/29/2020 12:00:00 PM at W VINE ST, SHIREMANSTOWN BORO, CUMBERLAND</u> 3/08/2022 DPC voted to Accept all the violations and penalties, as the DPI recommended in the case for Rills Construction. Education is mandatory.</p> <p>***Rills Construction disagreed with the amount of penalties. The Company Representative stated that the company does work in six states, and he was not aware of the violations in ACT 50. He is aware now and has made changes to the company process. These are first-time offenses. Education is mandatory. Three emergency tickets were submitted. The reason the emergency tickets were submitted, Rills Representative stated is, that is the way they get excavators to mark in the state of MD, if someone does not come out to mark on time. This is not considered an emergency in PA. Violation Section 5(9) is reduced to a warning for two of the three tickets. Rills Representative states he now knows that this is not the proper procedure in PA. From emails and speaking with UGI representative, the issue was with one employee. This employee is not employed with Rills any longer. UGI also made it a point to say that other experiences with Rills have been positive. Education is mandatory. Violation 5(6)(i) failed to plan the excavation to minimize interference with a facility owners' facilities in the construction area. DPI would remove this penalty, although the work force was impacted, no customers were impacted.</p> <p>***PPL disagreed with all penalties. Penalty for Ticket No. 20192604465 has been removed because the work was done prior to the lawful start date and that was the best response for the situation. Penalty for ticket No.20191100115 and 202002009 have been removed because of error in selecting the response in KARL.</p> <p>Incident occurred in multiple locations, on multiple dates in Hampden and Shiremanstown Township, Cumberland Co. PA.</p> | <p>Rills Construction Service: \$3,000.00 Section 5(6)(i) 1st Offense \$250.00 Section 5(11) 1st Offense \$250.00 Section 5(20) 1st Offense \$0.00 Section 5(2.1) 1st Offense \$1,000.00 Section 5(11) 1st Offense \$0.00 Section 5(11) 1st Offense \$0.00 Section 5(9) 1st Offense \$1,000.00 Section 5(9) 1st Offense \$0.00 Section 5(9) 1st Offense \$0.00 Section 5(11.2) 1st Offense \$500.00 Verizon: \$2,500.00 Section 2(5)(v) Subsequent \$1,000.00 Section 6.1(1) 1st Offense \$500.00 Section 6.1(7) Subsequent</p> |

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| | | <p>** No Damage</p> <p>AVR request letters were sent prior to locating the three bogus emergency tickets.</p> <p>AVR was received from UGI, alleging an on or about 04/15/2020, there was an issue with one employee from Rills Construction. It is my understanding that this employee is not with Rills Construction any longer. Multiple One Call tickets state that area is marked in white. UGI reported that this employee refused to white mark his request area. This AVR had a huge list of tickets for one area. This list included three emergency tickets that do not fit the definition of an emergency. Rills Construction began Directional Drilling and Trenching in Hampden Twp. and Shiremanstown, Cumberland Co. PA. to install conduit for Verizon. DPI Maki spoke with Representative from Rills Construction, who said that this project started as a complex project. No complex project ticket found. This is prior to July 2019, this violation of ACT 50, is not penalized.</p> <p>Ticket # 20191432308, two renotify tickets, ticket #20191561712, and #20193182887 specify that the site is marked in white. AVR reads that UGI requested the white marks to be remarked and that the excavator refused. Almost all the tickets specify that the site is marked in white. This is a first-time offense of violation Section 5(11) for Rills Construction. Penalty is applied to one of the three offenses. Education is mandatory. Routine ticket# 20191051689 requested on 4/15/2019. Seven update tickets were place for this very same location until on 5/23/19 Update Ticket # 20191432308 was requested. On 6/5/202 two renotify tickets (one at 10:52, the next at 10:57) were submitted for the exact same area. Tickets read that work was already in progress. This is a violation of Section 5(20). The renotify tickets were submitted 13 days later. The two renotification tickets were requested minutes apart. This process looks to be bad planning by the excavator. Violation Section 5(14) applies to Rills, as it appears that the excavator was not at this site for over two days. Mandatory training is recommended for Rills Construction.</p> <p>Ticket 20191561712 is a new excavation ticket, also insufficient. Scheduled excavation is June 5, 2019, and the response date is June 7, 2019. Notice that this is for the same area and the same date as the renotification tickets. Violation 5(2.1) is applied, with a penalty, because the location request is outside of the legal time frame. In the Comments area ticket reads an update from ticket 20191432340. This is in addition to the other 7 update tickets for the same area. This is a violation of Section 5(11) and penalty is applied. I did not list all the violations and penalties for each ticket, due to the multiple tickets and repeating location. Section 5(11.2) violation is given to Rills Construction. It does not appear that the excavation work was done with much planning, this supports that HDD best practices were not being used.</p> <p>Rills placed three Emergency tickets: 20191622139, 20191622119 and 20191622099. None of the tickets qualify as an emergency as described in ACT 50. This is</p> | <p>\$1,000.00</p> <p>CENTURY LINK: \$750.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Section 2(5)(v) 1st Offense \$250.00</p> <p>COMCAST: \$3,000.00 Section 2(5)(v) 3rd Offense \$1,500.00</p> <p>Section 2(5)(v) 3rd Offense \$1,500.00</p> <p>FRONTIER COMMUNICATION SOLUTIONS: \$1,500.00 Section 2(5)(v) 3rd Offense \$1,500.00</p> <p>PPL: \$0.00</p> |

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| | | <p>a violation of Section 5(9) fine applied three times, one per each ticket.</p> <p>There was an interim response by PPL and Frontier Communications for routine ticket 20200160583. This is a third offence violation of Section 2(5)(v). Fine applied to both companies.</p> <p>PPL and Comcast had an interim response to update ticket 20191100115 but did not finalize the response. This is a third violation of Section 2(5)(v) for both companies. Penalty is applied.</p> <p>Ticket 20200220571: Verizon responded after the scheduled excavation time. This is a subsequent violation of 2(5)(v) and fine is applied.</p> <p>AVR request letter was mailed to Verizon on Feb 6, 2020. No AVR has been received from Verizon. This is a Subsequent violation of Section 6.1(7) and penalty is applied.</p> <p>There is no information for the type of SUE used, the cost or how large this project was. Three tickets were provided that were in Hampden Twp, Cumberland Co: 20200160583, 20200200911, and 20200220571. The tickets state that it is an expected 6-month excavation. This looks to be the same project but a different area. It does give a glimpse of the size of the area needing excavation. This is a violation of Section 6.1(1) fine applied to Verizon.</p> <p>Century Link responded with a field mark on time to ticket # 20191561712, but four days later responded clear no facilities. This is a violation of 2(5)(v), penalty applied.</p> | |
| 14829 | <p>Facility Owner: PEOPLES GAS COMPANY LLC</p> <p>Contractor/Excavator: VERIZON</p> <p>Project Owner: VERIZON PENNSYLVANIA, LLC</p> <p>Other: Comcast Cable Borough</p> | <p><u>On 3/29/2020 2:12:00 PM at 603 N CENTER ST., EBENSBURG BORO. CAMBRIA</u> Tuesday, March 8, 2022, DPC Meeting with Disputing Party: Ebensburg Borough. VOTE: Remove All Penalties, Keep the Violations, and Add Education.</p> <p>*****</p> <p>***Ebensburg Borough disputes both 2(5)(vii) penalties saying that they marked both tickets but forgot to respond in Karl both times.</p> <p>Incident occurred on 3/29/2020 at 603 N. Center Street, Ebensburg Borough, Cambria County.</p> <p>Peoples Gas stated in their AVR, Verizon's emergency One Call request to replace a pole did not qualify as an emergency, and they failed to allow Peoples Gas the proper time to responded to the notification. The excavation took place prior to the two hour allotted response time for an emergency and the gas line was hit as the Peoples Gas employee was pulling up to the site.</p> <p>On Tuesday, June 23, 2020, an email was sent to the excavator/ project owner Verizon requesting an AVR. On the same day, Anthony from Verizon (excavator) called; responding to the email. He said Penelec's power blow and there was a repair; a Verizon telephone pole had to be replaced and during the augering a rock hit a Peoples Gas line. I advised him to submit an AVR. Verizon did not submit an AVR.</p> <p>*Ebensburg Borough- Responded late to the New Excavation Emergency Tickets 20200890136 and</p> | <p>VERIZON PENNSYLVANIA, LLC: \$750.00 Section 5(6)(i) 1st Offense \$250.00</p> <p>Section 5(16) 2nd Offense \$500.00</p> <p>Ebensburg 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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| | | <p>20200890175, both called in on the 3/29/2020 and they responded on 3/30/2020 as Field Marked. For Ebensburg Borough- recommending a 50% reduction in the penalty (from \$1000 to \$500) with Education from the One Call Liaison in their region.</p> <p>*Comcast (CDC: ACT) responded as Clear No Facilities to the New Excavation Emergency Tickets 20200890136 and 20200890175, both called in on the 3/29/2020.</p> <p>*Comcast East (CDC: EC4)- No Responses to the New Excavation Emergency Tickets 20200890136 and 20200890175, both called in on the 3/29/2020.</p> <p>For Comcast East (CDC: EC4) recommending no citation and zero penalty due to Comcast (CDC: ACT) responding as Clear No Facilities.</p> | |
| 14391 | <p>Facility Owner: NATIONAL FUEL GAS DIST</p> <p>Contractor/Excavator: SMETHPORT BOROUGH ELECTRIC DEPARTMENT</p> <p>Project Owner: Smethport Borough Authority</p> | <p>On 4/1/2020 10:00:00 AM at 16 HAMLIN ST, SMETHPORT BORO, MCKEAN Tuesday, March 8, 2022, DPC Meeting with Disputing Party: Smethport Borough Electric Department. VOTE: Sections 5(2.1) and 5(16) Remove the Penalties and Violations because they are not the excavator, and Add Education. (Violation 6.1(7) was already applied to Smethport Borough Authority as the Project Owner.) *****</p> <p>*No Damage The incident occurred on Wednesday, April 1, 2020, at 16 Hamlin Street in Smethport Borough, McKean County. A Natural Fuel Gas (NFG) employee arrived on site, April 1st, when the employee saw excavation had started before the lawful dig dates of 4/3/2020 - 4/14/2020. They advised Smethport Borough Electric Department to stop the excavation but said they became very confrontational.</p> <p>Emails were sent to Smethport Borough Electric Department on 11/30/2020 and one sent to the project owner Smethport Borough on 12/3/2020 requesting Alleged Violation Reports (AVR), but no reports were submitted and no responses to the emails.</p> <p>*Smethport Borough Authority - Late Response to ticket 20200911926. Ticket response due date was 4/2/2020 and they responded on 4/9/2020 as "Field Marked".</p> <p>*Smethport Borough Electric Department is in violation of Sections: 5(2.1)- Began excavation before the lawful start dates of 4/3/2020 - 4/14/2020. 5(16)- Failed submit an AVR. They have no prior violations. I am recommending: Education. 5(2.1)- penalty reduced by 50%. 5(16)- Zero penalty and keep the violation.</p> <p>*Smethport Borough Authority is in violation of Sections: 6.1(7)- Project owner failed to submit an AVR.</p> | <p>SMETHPORT BOROUGH ELECTRIC DEPARTMENT: \$0.00</p> <p>Smethport Borough Authority: \$0.00 Section 6.1(7) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> |

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| | | <p>2(5)(v)- Late Response. They have no prior violations. I am recommending: Education, Zero penalties and keeping the violations.</p> | |
| 15092 | <p>Facility Owner: UGI Utilities Inc Contractor/Excavator: Bartman's Plumbing, Heating, and Air Conditioning Project Owner: INFRAMARK</p> | <p><u>On 4/15/2020 11:00:00 AM at 31 S Madison St, BOYERTOWN BORO, BERKS</u> 3/8/2022 Damage Prevention Committee Decision was to Remove violations 5(9) and 5(2.1) for Bartman Plumbing Heating and Air Conditioning.</p> <p>*No Damage On 4/8/2020 Inframark placed a Routine One Call ticket, #20200992383, for a water service break at 31 Madison Street, Boyertown Borough, Berks County for excavation to begin on 4/13/2020. According to the AVR submitted by UGI personnel who stopped at the excavation site, Bartman's Plumbing, Heating and AC was excavating at the location and not Inframark. The UGI representative contacted One Call and placed a No Call Emergency One Call Ticket #20201061625 and shut down Bartman's excavation activities. A violation of 5(2.1) is recommended against Bartman's Plumbing for failing to call in a One Call Ticket prior to excavating and working off of Inframark's One Call ticket.</p> <p>After the UGI representative stopped at the excavation site and shut down excavation activities, Bartman's Plumbing placed an Emergency One Call #20201061439 to continue working on 4/15/2020. A violation of 5(9) is recommended against Bartman's Plumbing because the initial ticket placed by Inframark was not an Emergency Ticket, rather a Routine Ticket, and a broken water service line is not an Emergency as defined in Section 1 of the One Call Law.</p> <p>A violation of 5(2.1) with education in lieu of a monetary value is recommended against Inframark because they did not know they could not have a subcontractor working under their One Call Ticket.</p> | <p>Bartman's Plumbing, Heating, and Air Conditioning: \$0.00</p> <p>INFRAMARK: \$0.00 Section 5(2.1) \$0.00</p> |
| 14500 | <p>Facility Owner: PECO Contractor/Excavator: CADDICK UTILITIES Project Owner: Aqua Pennsylvania Inc Designer: TOTAL ENGINEERING AND CONSULTING LLC Other: Verizon</p> | <p><u>On 4/29/2020 10:25:00 AM at 132 E. VALLEY FORGE RD, UPPER MERION TWP, MONTGOMERY</u> 03/08/2022 DPC decision was to remove the penalty and fines 2(5)(i), 2 violations of 2(5)(v) and 2(4) for PECO.</p> <p>* PECO disputes all 2(5)(v) violations saying that the tickets were due prior to April 16, 2020. PECO further disputes the penalty for Section 2(4) saying that PCO sent the required maps on September 6, 2019, and that again the incident occurred prior to 4/16/2020. PECO argues that the DPC has removed similar penalties in the past for both types of violatoin.</p> <p>Incident occurred on 4/29/2020 on 132 E. Valley Forge Road, in Upper Merion Township, Montgomery County. AVR from PECO Energy stated that their locator failed to mark the Gas lines correctly. PECO stated that the areas had been miss-marked for an unknown reason, because the service sketch provided to the locator was found to be accurate.</p> | <p>PECO: \$0.00</p> <p>Verizon: \$8,000.00 Section 2(5)(v) Subsequent \$2,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> |

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| | | <p>AVR from Caddick Utilities states that the excavator hit an unmarked Gas Service.</p> <p>AVR from Aqua PA stated that Caddick Utilities hit an unmarked gas service line.</p> <p>AVR received from Total Engineering and Consulting. This AVR is from case 14661 but applies to this case. It is a complex project, and the information is the same from this Designer, as they stated they asked for and received in 9/26/2019, proof of prints from USIC on PECOS behalf. Designer submitted the final design ticket on 11/13/2019. Drawings were issued to the Project Owner on 3/3/2020. Excavation began 4/17/2020.</p> <p>Caddick utilities was digging with a backhoe/Trackhoe when an unmarked PECO Gas line was hit and damaged. Facility Owner and Project owner agree. This is part of a Complex Project to replace the water Service and Hydrants in this area.</p> <p>Final Design Ticket #20170621281 is prior to the PUC jurisdiction. Another final design ticket #20193173383 was submitted in the proper time frame.</p> <p>Case 14661 is another investigation that is related by ticket. Case 14500 lists the ticket violations for the tickets listed in this case only.</p> <p>AVR requested from Designer 7/1/2021. Designer did submit an AVR for case 14661, and although did not submit an AVR through the one call system, he did send me the AVR that he filled out for case 14661. The designer information from case 14661 applies to this case, no violation cited for no AVR from designer.</p> <p>PECO's Gas lines were not marked. PECO is in violation of Section 2(5)(i). This is a subsequent offence. Penalty is enforced.</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. and Section 2(4) failed to respond to a Design Ticket.</p> <p>Design Ticket 20192692237 was responded to with an interim response " Conflict DCTF" and was never updated. This is a second time offense of Section 2(4) and penalty is applied.</p> <p>PECO has subsequent offences for violation of Section 2(5)(v) for 2 tickets #'s: 20193173383 and 20201001380 Penalty is applied.</p> <p>Verizon:</p> <p>Verizon has subsequent offences for violation of Section 2(5)(v) for 4 tickets #'s: 20193173383, 20201001380, 20201080175, 20201080169 and 20192692237. Penalty is applied.</p> | |
| 15056 | <p>Facility Owner: PECO ENERGY</p> <p>Contractor/Excavator: Powell Drilling & Services</p> <p>Contractor/Excavator: Sammy D's Masonry</p> <p>Other: VERIZON</p> | <p><u>On 5/16/2020 9:00:00 AM at 19 ARDMOOR LN, CHADDS FORD TWP, DELAWARE</u> Tuesday, March 8, 2022, DPC Meeting with Disputing Party: Sammy D's Masonry.</p> <p>VOTE: Remove All Penalties, Keep the Violations, and Add Education.</p> <p>*****</p> <p>Sammy D's Masonry disputes all penalties saying that they has not officially been operating as a masonry</p> | <p>PECO ENERGY: \$500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Sammy D's Masonry: \$0.00 Section 5(2.1) 1st Offense \$0.00</p> |

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| | | <p>company as of January 2021 (incident occurred in 2020), "While it is true that Sammy D's Masonry did not call in a PA 1 call, he was aware that the PA 1 call of 5/5/21, and the line was unmarked that was hit. He was working in the same area as the other contractor would have, and he just happened to be the one to hit the unmarked line and was certain the other contractor would have hit it if he had not hit it". Sammy D's Masonry further states that they will not be able to pay. Please note that the DPI did search for this company's DBA, and Sammy D's Masonry is still listed as an active LLC company as of September 23, 2021.</p> <p>***** ***</p> <p>Incident occurred on Saturday, May 16, 2020, at 19 Ardmoor Lane, in Chadds Ford Township, Delaware County, where a PECO's electric line was damaged.</p> <p>PECO stated Sammy Masonry hit and damaged a mismarked secondary while using a mini excavator; the secondary was mismarked due to a buried loop in the facility. Also PECO stated, Sammy Masonry provided a ticket (20201262281) which was called in by Powell Drilling and Service. Sammy Masonry did not call in an excavation ticket before their job. Powell Drilling and Service stated that they were hired to repair broken private water lines and called in the excavation ticket (20201262281) for the job. Subsequently, a Homeowner hired Sammy Masonry to do excavation work and they were working from Powell Drilling ticket. Powell Drilling stated that Sammy Masonry is not and has never been a subcontractor for them. Pictures were not provided.</p> <p>On PECO's Alleged Violation Report (AVR), the PA One Call Compliance Coordinator commented that Sammy Masonry has placed notifications with PA One Call in the past.</p> <p>On December 30, 2020, I called Sammy Masonry leaving a voice message asking for a return call and no one called back.</p> <p>*Verizon- Responded Late to the New Excavation ticket 20201262281, response due date was 5/7/2020. They responded on 5/19/2020 as Clear No Facilities.</p> <p>*Sammy Masonry is in violation of sections: 5(2.1) and 5(16) *PECO is in violation of section: 2.5(i) *Verizon is in violation of section 2.5(v) Late response to a ticket.</p> | <p>Section 5(16) 1st Offense \$0.00</p> <p>VERIZON: \$1,000.00 Section 2(5)(v) Subsequent \$1,000.00</p> |
| 15848 | <p>Facility Owner: PEOPLES GAS COMPANY LLC Contractor/Excavator: COWANSHANNOCK TOWNSHIP</p> | <p><u>On 5/18/2020 11:49:00 AM at 236 Spring Rd., COWANSHANNOCK TWP, ARMSTRONG</u> Tuesday, March 8, 2022, DPC Meeting with Disputing Party: Cowanshannock Township. VOTE: Remove All Penalties and Violations, and Add Education.</p> <p>*****</p> | <p>COWANSHANNOCK TOWNSHIP: \$0.00</p> |

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| | <p>Project Owner: Cowanshannock Township</p> | <p>Incident occurred Monday, May 18, 2020, on Spring Road in Cowanshannock Township, Armstrong County. Peoples Gas stated Cowanshannock Township (The Township) did not call One Call before cleaning out roadside ditches, and during the cleaning a 2-inch gas steel mainline was pulled from the coupler causing gas to be released; the damaged was caused by the bucket of a front-end loader.</p> <p>The Township stated that their employees were doing drainage work on Spring Road where a gas line has been sticking out for years. The Township did not provide pictures.</p> <p>At the time of the incident, Peoples Gas did not know why the gas line was exposed. Peoples Gas provided pictures; Peoples Gas pic 1 – Peoples Gas pic 4.</p> <p>*Cowanshannock Township- No Response to New Excavation Damage ticket 20201392836.</p> <p>*Cowanshannock Township is violation of Sections: ~2.5(vii) Failed to respond to an emergency notification as soon as practicable. I am recommending a zero penalty, keep the violation, and education.</p> <p>~5(2.1) Failing to request the location and type of facility owner through the One Call System before excavation. I am recommending education.</p> <p>~5(6)(ii) Failed to provide support and mechanical protection for a known facility owner’s line. I am recommending a zero penalty, keep the violation, and education.</p> <p>~5(8) Failed to immediately notify 911 and the facility owner when damage resulted in the escape of gas. I am recommending education.</p> | |
| 16535 | <p>Facility Owner: PECO ENERGY Contractor/Excavator: Water & Stone LLC Project Owner: Homeowner</p> | <p><u>On 7/7/2020 1:00:00 PM at 3001 ANZAC AVE, ABINGTON TWP, MONTGOMERY</u> Tuesday, March 8, 2022, DPC Meeting with Disputing Party: Water & Stone LLC- NO SHOW. VOTE: Accept the DPI's Recommendations.</p> <p>***** The incident occurred on Tuesday, July 7, 2020 at 3001 Anzac Avenue in Abington Township, Montgomery County, where a PECO gas line was damaged.</p> <p>PECO stated, Water & Stone LLC started their excavation before the lawful dates; which resulted in a damaged gas line. The New Excavation Insufficient ticket (20201880892) was called in by the Homeowner on July 6, 2020, with work type replace front steps and wall and with Lawful Start Dates of 7/9/2020 – 7/20/2020. PECO responded as “Field Marked”. PECO provide no pictures.</p> <p>Water & Stone stated, during the removal of a concrete and stone wall a gas line was hit; it was less than 5-</p> | <p>Water & Stone LLC: \$1,625.00 Section 5(7) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$125.00</p> <p>Section 5(2.1) 1st Offense \$500.00</p> |

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| | | <p>inches below the ground. The New Damage Emergency ticket (20201892628) was called in by the Homeowner, and ticket noted that there was no release of gas. Water & Stone provide pictures of the damage, all to be looked at.</p> <p>Water & Stone mentioned that a New Excavation Routine ticket (20201680554) was called in on June 16, 2020, for the primary project of replacing the front steps (without the wall mentioned in the homeowner's ticket), with a duration of 3-4 days, and that the Locator who came to the work site did not mark the gas line but responded to the ticket as "Clear No Facilities". This ticket would have been out of date on July 7.</p> <p>On Tuesday, May 18, 2021, emails were sent to Water & Stone and the Homeowner requesting an Alleged Violation Report (AVR). Water & Stone responded to the email on Saturday, May 29th with pictures and a summary of the incident. I replied, on Wednesday, June 2nd thanking them for the information and that it has been attached to the case; however, an AVR is required to be submitted through PA One Call's website, and I provide One Call's web address. As of June 10, 2021 no AVR was submitted.</p> <p>*Water & Stone, LLC is in violation of sections: 5(7)- Excavator failed to immediately report to the facility owner any break or leak in its lines, or any dent, gouge. 5(2.1)- Excavator failed to submit a location request to One Call within the correct timeframe. 5(16)- Excavator failed to submit an AVR within 10 business days of striking a line. They have no previous violations. Recommendation: For 5(7) education and penalty applied. For 5(2.1) and 5(16) education and reduce penalties to 50%.</p> | |
| 16369 | <p>Facility Owner: Duquesne Light Company</p> <p>Contractor/Excavator: Stefanik's Next Generation Contracting Company</p> <p>Project Owner: Brighton Township Municipal Building</p> <p>Designer: Lennon Smith Souleret Engineering Inc</p> <p>Other: Columbia Gas</p> <p>Other: Comcast</p> <p>Other: Sunoco/ Energy Transfer</p> | <p><u>On 7/13/2020 7:00:00 AM at GYPSY GLEN ROAD, BRIGHTON TWP, BEAVER</u> Tuesday, March 8, 2022, DPC Meeting with Disputing Parties: Duquesne Light disputed section 2(11) and Sunoco disputed all violations.</p> <p>VOTE: *Duquesne Light- For 2(11) Keep the Penalty and Violation, and Add Education. *Sunoco- Remove All Penalties and Violations. ***** *NEAR MISS EVENT *Incident occurred on 7/13/2020 at GYPSY GLEN ROAD, BRIGHTON TWP, BEAVER COUNTY.</p> <p>Stefaniks Next Generation Contracting placed One Call ticket #20201880355 on 7/6/2020 for excavation to begin on 7/13/2020 at 7:00 AM. All facilities had responded and cleared the One Call ticket. Although a response was made in the KARL system, underground lines were noticed dropping down from a utility pole by the excavator upon arrival at the worksite.</p> <p>A renotify needed to be placed because underground lines were not marked for Comcast and Duquesne Light.</p> | <p>Duquesne Light Company: \$250.00 Section 2(11) 1st Offense \$250.00</p> <p>Columbia Gas: \$0.00</p> <p>Comcast: \$500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Sunoco/ Energy Transfer: \$0.00</p> |

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| | | <p>Renotify Ticket #202018803551 was placed for Duquesne Light and Comcast stating, "ATTN DUQUESNE LIGHT AND COMCAST CABLE YOU RESPONDED CLEAR NO FACILTIES. HOWEVER CALLER STATES YOU HAVE UG ELEC AND COMMUNICATIONS LINES COMING OFF POLE NUMBER 37778 GOING TO ADDRESS 2615 GYPSY GLEN RD. PLEASE MARK ALL INVOLVED LINES AND UPDATE YOUR RESPONSE. THANK YOU." Again, Comcast and Duquesne Light cleared the One Call Renotify Ticket.</p> <p>Stefaniks stated in their AVR, "DLC responded to Al Leddon with a voicemail (see attached) and said they would not mark the line because the transformer is on the pole. Armando Ferri called the voicemail back (Kyle Parson not sure of spelling) and requested DLC mark the line as 1 Call requires. She informed me her legal department will not allow them to mark." A violation of 2(5)(i)- failed to mark, stake, locate or otherwise provide the position of the facility owner's underground lines at the work site within eighteen inches horizontally from the outside wall of such line is recommended against Comcast and Duquesne Light as the underground lines were not located.</p> <p>An email was sent on 5/25/2021 requesting an AVR from Duquesne Light and one was not submitted. A violation of 2(11)- facility owner failed to comply with all requests for information by the Commission relating to the commission's enforcement authority under this act within thirty days of the receipt of the request is recommended.</p> <p>Violations:</p> <p>Duquesne 2(11)- facility owner failed to comply with all requests for information by the Commission relating to the commission's enforcement authority under this act within thirty days of the receipt of the request. 2(5)(i)- failed to mark, stake, locate or otherwise provide the position of the facility owner's underground lines at the work site within eighteen inches horizontally from the outside wall of such line in a manner so as to enable the excavator, where appropriate, to employ prudent techniques</p> <p>Comcast 2(5)(i)- failed to mark, stake, locate or otherwise provide the position of the facility owner's underground lines at the work site within eighteen inches horizontally from the outside wall of such line in a manner so as to enable the excavator, where appropriate, to employ prudent techniques</p> <p>Columbia Gas</p> | |

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| | | <p>2(4)- failed to respond to a Designer’s request for information within 10 business days for ticket #20200551619</p> <p>2(4)- failed to respond to a Designer’s request for information within 10 business days for ticket #20200582863</p> <p>Sunoco</p> <p>2(4)- failed to respond to a Designer’s request for information within 10 business days for ticket #20200551619</p> <p>2(4)- failed to respond to a Designer’s request for information within 10 business days for ticket #20200582863</p> | |
| 18127 | <p>Facility Owner: Peoples Gas</p> <p>Contractor/Excavator: A. Folino Construction Inc.</p> <p>Other: PITTSBURGH WATER & SEWER AUTHORITY THE</p> | <p><u>On 9/1/2020 10:00:40 AM at ANITA AVE, PITTSBURGH CITY, ALLEGHENY</u> 3/8/2022 Damage Prevention Committee decision was to waive the penalty and the violation for 2(5)(v) keep 2(5)(i) penalty and violation for Peoples Gas.</p> <p>Incident occurred on 9/01/2020 on Anita Ave in Pittsburgh City, Allegheny County.</p> <p>A. Folino Construction was digging up asphalt to put in new water lines for Pittsburgh Water and Sewer Authority, when a mismarked peoples one inch plastic gas line was ripped up, using a backhoe trencher. Two people lost service for one to two hours. All AVR’s agreed that the Peoples Gas line was mismarked. Peoples Gas took responsibility for a mix up in location using investment and measurement cards. 911 was not reported as called on any of the AVR’s. Folino is in violation of Section 5(8) To immediately call 911 and the facility owner if the damage results in any escape of flammable, toxic or corrosive gas or liquid. AVR2020SEP110019 reads that the gas line was “ripped up”. Ticket 20202111795</p> <p>Peoples Gas marked their facilities late. Work was to begin on 8/4/2020 at 7 a.m. and Peoples did not mark until 8/4/2020 at 14:40. This is a violation of Section 2(5)(v) To respond to all notices through the One Call System, provided the time frame is set forth under this act. This is a second offence of this violation this year. Fine is applied.</p> <p>Pittsburgh Water and Sewer had no response in Karl that was timely, then they responded with a conflict. This is in violation of Section 2(5)(i) for failing to mark within 18 inches horizontally from the outside wall of the underground facility line. Fine is applied.</p> <p>*None of the AVR’s for this case, are filled out completely. Many questions are left blank and there are vague responses like “installing utilities”. This is a complex project for PWSA to replace water lines and rehabilitate the sewer lines. Case 17209 addresses the complex project issues.</p> | <p>Peoples Gas: \$1,000.00 Section 2(5)(v) 2nd offense \$500.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p> <p>A. Folino Construction Inc.: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p> |
| 17980 | <p>Facility Owner: UGI UTILITIES</p> <p>Contractor/Excavator: SOLID STATE MASONRY</p> | <p><u>On 9/8/2020 12:23:00 AM at S BROWN ST, LEWISTOWN BORO, MIFFLIN</u> ***Solid State</p> <p>Masonry disputes their penalty because they say they believed they could excavate prior to the lawful start date if they knew UGI had marked their lines already.</p> | <p>SOLID STATE MASONRY: \$500.00 Section 5(2.1) 1st Offense \$500.00</p> |

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| | <p>Project Owner: LEWISTOWN BORO Designer: EADS Group</p> | <p>Incident occurred on 9/8/20 on S. Brown Street, Lewistown Borough, Mifflin County. ***NO DAMAGE***</p> <p>UGI has reported that Solid State Masonry was excavating before their lawful start date. New Excavation Insufficient Ticket 20202522259 was an Insufficient Ticket placed on 9/8/20 with a lawful start date of 9/11/20. Solid State stated in their ticket that they would be excavating on 9/9/20. DPI Locke questioned UGI about whether they had actually seen Solid State excavating and they responded that Solid State had begun excavation when their locator arrived on 9/8/2020 (the day they placed the ticket). That email is attached to this case. Solid State Masonry also states in their AVR that they started before their lawful start date.</p> <p>On December 17, 2020 DPI Locke sent AVR email requests to Solid State and Lewistown Borough. There was no line strike so no AVR request was sent to EADS Group. Solid State Masonry submitted an AVR on January 7, 2021. Lewistown Borough did not respond.</p> <p>Solid State Masonry is cited for excavating without a valid One Call Ticket for starting their excavation before the lawful start date. Penalty reduced to by 50% with mandatory education for this first-time offender.</p> <p>Lewistown Borough is cited for failing to submit an AVR. Lewistown was notified on December 17, 2020 that an AVR was required and as of January 22, 2021 they have not responded. I am recommending no reduction in penalty as Lewistown was informed in the letter that they needed to file.</p> | <p>LEWISTOWN BORO: \$250.00 Section 6.1(7) 1st Offense \$250.00</p> |
| 21324 | <p>Facility Owner: Columbia Gas of PA - Central Contractor/Excavator: A. Folino Construction Project Owner: Pittsburgh Water and Sewer Authority Designer: Collective Efforts Designer: JOHNSON, MIRMIRAN AND THOMPSON (JMT)</p> | <p><u>On 12/22/2020 3:20:00 PM at 21 ST THOMAS ST, PITTSBURGH CITY, ALLEGHENY 3/8/2022 A.</u> Folino was a no show. DPC Decision: Accept the staff recommendations as presented.</p> <p>Incident occurred on 12/22/2020 at 21 St. Thomas St., Pittsburgh Allegheny Co.</p> <p>AVR's received from A. Folino and Pittsburgh Water and Sewer Authority. DPI is requesting that violation 5(16) be removed from A. Folino and violation 6.1(7) be removed from Pittsburgh Water and Sewer.</p> <p>A. Folino rejects their penalties and wants to go before the DPC. Incident occurred at 21 St. Thomas St., Pittsburgh Allegheny Co. PA.A. Folino rejects their penalties and wants to go before the DPC.</p> <p>AVR from Columbia Gas states that on 12/22/2020 a resident of 21 St. Thomas St., Pittsburgh, PA called Columbia Gas, stating that his plumber said; "that this address has had low gas pressure for several months". When the Columbia gas crew investigated, they found a gas line that affected this address was wrapped in electrical tape. This was directly above the new water main that was installed by A. Folino Construction Inc.</p> | <p>A. Folino Construction: \$4,000.00 Section 5(4) 2nd Offense \$1,000.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Section 5(7) 1st Offense \$1,000.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Pittsburgh Water and Sewer Authority: \$0.00</p> |

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| | | <p>A. Folino send an email on 1/27/2021 stating that they had already submitted an AVR for this and attached AVR2020SEP160017. This AVR states that while they were digging through asphalt, the operator struck a gas line, but was not aware of the gas line being present, because the markings were 16' away.</p> <p>The Pittsburgh Water and Sewer Authority state the same as A. Folino: that while they were digging through asphalt, the operator struck a gas line, but was not aware of the gas line being present, because the markings were 16' away. AVR request was mailed on 3/30/2021. This is not a new AVR.</p> <p>It is noted that on 9/9/2020, several months prior, there was an emergency ticket placed at St. Thomas St. for a damaged gas line.</p> <p>Investigator requested an AVR from A. Folino and received an email reading that an AVR was already submitted for this. The location in that AVR was St. Thomas Street in Ward 17. No specific address given. The area that Columbia Gas had to repair on that day, was located on S. 18 St. See case 18324. See also attachment 2604 S 18th St. Thomas St. png.</p> <p>A. Folino is in violation of Section 5(4) Second Offense for failing to exercise due care and employ prudent excavation.</p> <p>A. Folino is in violation of Section 5(8) Excavator vacated the worksite after causing damage that resulted in the escape of gas.</p> <p>A. Folino is in violation of Section 5(7) Second Offense, Excavator failed to notify the one call system and the facility owner.</p> <p>A. Folino is in violation of Section 5(8) Second Offense, Excavator failed to notify 911 and the facility owner.</p> <p>A. Folino is in violation of Section 5(16) Failed to submit an Alleged Violation Report.</p> <p>Requested an AVR from the designer JMT. No AVR received, but an email from JMT stated they were not aware of any digging in this area. No violation noted.</p> <p>Notes: Case 18324 occurred on 09/09/2020 at St Thomas St, Pittsburgh City, Allegheny Co.</p> <p>More information: This Complex Project had three separate designers: Buchart Horn (BH), Johnson, Mirmiran and Thompson (JMT) and Collective Efforts (CE) to create a revitalized water system for PWSA. Designer and excavator, Collective Efforts LLC were sub-contracted to be responsible for the subsurface engineering by potholing. Collective Efforts placed three one call tickets for design and excavation, but per Collective Efforts, no excavation was ever completed by this company, due to a lack of</p> | |

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| | | <p>funding. AVR from Collective Efforts reported that they were no longer a part of this project.</p> <p>Violations having to do with the Complex Project are in Case 17209. More design tickets are listed as more AVR's are submitted.</p> <p>Violations for failure to submit a complex project ticket, Subsurface Utility Engineering (SUE) and concern for the process of responding to damaged gas lines are cited in case 17209.</p> | |
| 22354 | <p>Facility Owner: UGI Utilities, Inc.</p> <p>Contractor/Excavator: 3 D M Plumbing LLC</p> <p>Project Owner: American Water Resources</p> <p>Other: Moosic Borough Water</p> <p>Other: PA American Water</p> | <p>On 3/10/2021 1:00:00 PM at 2 May St., Moosic, <u>MOOSIC BORO, LACKAWANNA</u> 03/08/2022 DPC voted to Remove violations and penalties to PAWC.</p> <p>PA American Water is rejecting their violation stating that the ticket did not provide enough information or indicate that there was active digging.</p> <p>Incident occurred on March 10, 2021 at 2. May Street, Moosic Borough, Lackawanna County.</p> <p>On March 11, 2021 Moosic Borough contacted UGI informing them an excavator was excavating without a One Call notification and/or permit at 2 May Street, Moosic Borough, Lackawanna County.</p> <p>An AVR was submitted by UGI stating personnel showed up to the excavation site to find 3DM Plumbing finishing a job. They provided their information and promptly left the site. After speaking with the neighbors, UGI indicated, "Pneumatic hammers and road saws were observed on site and neighbors said they saw the contractor digging with an excavator the previous day." UGI took the initiative to vac the area inside the cut area of the excavation site left by the excavator, and discovered "damage to the exterior coating on our steel gas main as well as scratches." A photo was provided by UGI showing damages of the cathodic protection of the gas line.</p> <p>3DM Plumbing submitted an AVR indicating this was an Emergency repair due to roots entering the sewer line. The Project Owner, American Water Resources, was contacted regarding the clog and Moosic Township was asked to jet their main line to determine the location of the clogged pipe. The Township concluded the issue was the HO responsibility and marked the area which needed to be repaired. The excavator claimed there wasn't any damage caused while excavating on their behalf and the area looked to be "pre-excavated". The Township assisted in the location of crossing mains.</p> <p>One Call notated at the bottom of 3DM's AVR they have placed One Call notifications in the past and 3DM admitted to failing to contact 811 due to miscommunication with the office.</p> <p>American Water Resources stated in their AVR the Township personnel remained onsite while excavation and repair took place. It was also notated, "3DM maintained they did not damage UGI's gas main at the</p> | <p>3 D M Plumbing LLC: \$1,000.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Moosic Borough: \$1,000.00 Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>Section 2(11) 1st Offense \$0.00</p> <p>PA American Water: \$0.00</p> |

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| | | <p>repair location and there was no damage upon completion of the work."</p> <p>An email was sent to Moosic Borough requesting an AVR but an AVR has yet to be submitted. A recommendation of violating Section 5(17)- failing to comply with all requests for information from the PUC staff.</p> <p>***** ***** ***** **</p> <p>3DM Plumbing is being recommended for violation Section 5(2.1) of Act for for failing to submit a One Call Ticket.</p> <p>PA American Water and Moosic Borough are being recommended for violation of 2(5)(vii)- failing to respond to an Emergency notification as soon as practicable for Ticket #20210701762.</p> <p>Moosic Borough is being recommended for violating Section 5(17)- failing to comply with all requests for information from the PUC staff.</p> | |

Committee Review

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| 12469 | <p>Facility Owner: PA American Water Company Contractor/Excavator: Aaron Enterprises, Inc. Other: Falls Township Authority Other: PECO Energy</p> | <p>On 1/7/2020 11:00:00 AM at <u>MAKEFIELD RD, LOWER MAKEFIELD TWP, BUCKS</u> Incident occurred on January 7, 2020 on Makefield Rd., Lower Makefield Twp., Bucks County.</p> <p>Aaron Enterprises was excavating for a slide rail system when they struck PA American's water line. Aaron's photos show that the line was approximately 46-inches off where they say the marks were.</p> <p>On April 20, 2020, DPI Andrade-Locke sent an email to PA American Water asking for an AVR as PAWC is the project owner and designer for this project as well as the facility owner. To date, no AVR has been received.</p> <p>PA American Water is cited for failing to mark their line within 18 inches. PA American Water is also cited for failing to submit an AVR within 10 days of their contractor striking a line. As PA American was also the facility owner, they would have known that their line was hit and they were notified by the DPI.</p> <p>Falls Township Authority is cited for failing to respond to Excavation Ticket No. 20193611680 - response due 12/31. Falls Township responded "Scheduled Mark" on 12/27 but never finalized their response. Falls Township is also cited for failing to respond to New Excavation Final Design Ticket No. 20192061086 - response due 8/8. Falls Township responded "Scheduled Mark" on</p> | <p>PA American Water Company: \$750.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 6.1(7) 1st Offense \$250.00</p> <p>Falls Township Authority: \$1,000.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Section 2(4) 1st Offense \$250.00</p> <p>Section 2(4) 1st Offense \$250.00</p> <p>PECO Energy: \$0.00 Section 2(4) 1st Offense \$0.00</p> <p>Section 2(4) 1st Offense \$0.00</p> |

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| | | <p>7/25 but never finalized their response. Falls Township is also cited for failing to respond to Final Design Ticket No. 20191231219 - response due 5/17, Falls Township responded "Scheduled Mark" on 5/3 but did not finalize their response</p> <p>PECO Energy is cited for failing to respond to New Excavation Final Design Ticket No. 20192061086 - response due 8/8. PECO responded "Conflict" on 7/25 but never finalized their response. PECO is also cited for failing to respond to Final Design Ticket No. 20191231219 - response due 5/17, PECO responded "Conflict" on 5/6 but did not finalize their response.</p> | |
| 16419 | <p>Facility Owner: UGI Contractor/Excavator: BORE FORCE Project Owner: Comcast</p> | <p><u>On 6/4/2020 10:00:00 AM at 575 RUTTER AVE, KINGSTON BORO, LUZERNE</u> ~Incident occurred on 6/4/2020 at 575 Rutter Ave., near East Dorrance Street and James Street, Kingston Borough, Luzerne County.</p> <p>UGI submitted an AVR stating, "Contractor boring cable. Spotted out line where it was marked. Still proceeded to bore through our gas service line in spot hole." No photos were submitted. A violation of 5(4)- failed to exercise due care and employ prudent techniques is recommended against Bore Force as well as 5(11.2)- when using HDD, failed to utilize the best practices published in the HDD Consortium. Education is recommended in addition to the monetary penalties.</p> <p>A courtesy letter was sent on 6/30/2021 to the excavator and the PO to submit an AVR, but one has not been submitted by either party to date.</p> <p>Violations:</p> <p>Bore Force-</p> <p>~5(4)- failed to exercise due care and employ prudent techniques. Penalty is applied. Education is mandatory.</p> <p>~5(11.2)- when using HDD, failed to utilize the best practices published in the HDD Consortium. Penalty is applied.</p> <p>~5(16)- failing to submit a report of an alleged violation to the commission through the One Call System not more than ten business days after striking or damaging a facility owner's line during excavation or demolition. Penalty is applied.</p> <p>~5(17)- failed to comply with all requests for information from the PUC within 30 days of the receipt of the request. Penalty is applied.</p> <p>Comcast-</p> <p>~6.1(7)- Project Owner failed to submit an Alleged Violation Report within 10 business days of a line strike. This is a third time offense and the penalty is applied.</p> | <p>BORE FORCE: \$1,500.00 Section 5(16) 1st Offense \$250.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Section 5(11.2) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Comcast: \$750.00 Section 6.1(7) 3rd Offense \$750.00</p> |
| 15750 | <p>Facility Owner: Columbia Gas Contractor/Excavator: D&M Contracting Project Owner: Peoples Designer: Gateway</p> | <p><u>On 6/22/2020 1:20:00 PM at 1515 INDIANA AVE, MONACA BORO, BEAVER</u> ~Incident occurred on 6/22/2020 at 1515 Indiana Ave., near 15th St., Monaca Borough, Beaver County.</p> | <p>Columbia Gas: \$500.00 Section 2(5)(v) 2nd offense \$500.00</p> <p>D&M Contracting: \$1,750.00</p> |

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| | <p>Engineers Other: Monaca Borough</p> | <p>Columbia Gas submitted an AVR stating, "While working to replace a gas mainline for Peoples Natural Gas, D&M Contracting worked outside the agreed upon locate area for that day to saw cut. While saw cutting, D&M cut through a 1" plastic gas service line resulting in a damage. See above locate comments for detailed explanation on how damage occurred. Excavator Negligence - Excavator began digging in an area that wasn't agreed upon with the Columbia Gas locator, while the ticket was in conflict." The additional locate comments on the AVR from Columbia stated, "The work on this project was an on-going complex project and the locator had made daily arrangements with the excavator to mark out ahead of where the excavator was going to be working. This area was the second phase of the project, and the locator had made arrangements that the work for that day was going to take place on 15th street and not along Indiana Avenue. The ticket along Indiana Avenue was placed into conflict by the employee locator until the locate could be finished. The contractor went ahead and saw cut along Indiana Avenue without any marks on the ground and saw cut through a 1" gas service line resulting in a damage. The gas service line was 9" deep embedded in concrete." Photos were submitted with the AVR.</p> <p>An email was sent to Columbia Gas on 7/20/2021 requesting the locator documentation regarding the locator mark-out schedule. The response from Columbia indicated the notes on the agreement were supplied in the ticket management system after the damage had occurred (see Columbia-locator ticket notes. Locating agreement was documented at 4:13 pm on 6/22/2020). A violation of 2(5)(v) late- failed to respond to a One Call notification within the required amount of time for ticket #20201692547 is recommended against Columbia Gas.</p> <p>D&M Contracting submitted an AVR stating, "Locator did not mark the lines that Columbia Gas was responsible for in the time allotted for the one call. The one call ticket was due at 12:52 pm, the line was hit at 1:20 pm. Furthermore, the locator was on site from 11 am to 1:20 pm in his vehicle on the date of the alleged violation. The utility line was 11.5 inches deep and embedded half way into the concrete base (the road in the subject is approximately 8 inches of concrete underneath approximately 3 inches of asphalt top) making it impossible to locate the line without cutting it while cutting the road to spot the line. As we were cutting the road, the line was struck because it was so shallow. Pictures will indicate there were no markings on the road to base a tolerance zone off of. Pictures of the damaged area will also show the improper depth of the utility line." Photos were submitted with the AVR. A violation of 5(6)(i) Excavator failed to plan the excavation or demolition work to avoid damage or minimize interference to D&M Contracting with mandatory education.</p> | <p>Section 5(8) 2nd Offense \$1,500.00</p> <p>Section 5(6)(i) 1st Offense \$250.00</p> <p>Monaca Borough: \$250.00</p> <p>Section 2(4) 1st Offense \$125.00</p> <p>Section 2(4) 1st Offense \$125.00</p> |

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| | | <p>Columbia Gas placed Final Design ticket #20200270103 on 1/27/2020. Response due date was 2/10/2020. Monaca Borough did not respond until 2/26/2020. A violation of 2(4)- failed to respond to a Designer's request for information within 10 business days is recommended with education in lieu of the monetary penalty.</p> <p>Columbia Gas placed Final Design ticket #20201332595 on 5/12/2020. Response due date was 5/27/2020. Monaca Borough did not respond to the ticket. A violation of 2(4)- failed to respond to a Designer's request for information within 10 business days is recommended with education.</p> <p>Both D&M Contracting and Columbia Gas indicated 911 was not called after hazardous gas was released. A violation of 5(8)- failing to immediately notify 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property is recommended against D&M Contracting. This is the 2nd time D&M has been cited for failure to call 911 after an escape of gas.</p> <p>Violations:</p> <p>Monaca Borough- ~2(4)- failed to respond to a Designer's request for information within 10 business days- Ticket #20200270103. This is a first-time offense. The \$250. Penalty is reduced to \$125. ~2(4)- failed to respond to a Designer's request for information within 10 business days- Ticket #20201332595. This is a first-time offense. The \$250. Penalty is reduced to \$125. Education is mandatory.</p> <p>D&M Contracting- ~5(8)- failing to immediately notify 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property. ~5(6)(i) Excavator failed to plan the excavation or demolition work to avoid damage or minimize interference. Education is mandatory.</p> <p>Columbia Gas- ~2(5)(v)late- failed to respond to a One Call notification within the required amount of time for ticket #20201692547</p> | |
| 15751 | Facility Owner: PECO Energy Contractor/Excavator: CARR & DUFF Project Owner: PECO Energy Other: Comcast Other: Nether Providence Township | <p><u>On 6/22/2020 2:58:00 PM at MOORE RD, NETHER PROVIDENCE TWP, DELAWARE</u> ~incident occurred on 6/22/2020 on Moore Road, near Wiltshire Drive and Brookhaven Road, Nether Providence Township, Delaware County.</p> <p>Emergency One Call ticket #20201672432 was placed on 6/15/2020. Nether Providence Township did not respond to the notification until 6/17/2021. A violation</p> | <p>CARR & DUFF: \$1,500.00 Section 5(4) 1st Offense \$250.00</p> <p>Section 5(11.2) 1st Offense \$250.00</p> <p>Section 5(9) 1st Offense</p> |

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| | | <p>of 2(5)(vii)- Failed to respond to an emergency notification as soon as practicable following notification is recommended with education in lieu of the monetary penalty.</p> <p>Routine One Call ticket #20201712514 was placed on 6/19/2020. Response due date was 6/23/2020 for excavation to begin on 6/24/2020 at 7:00 AM. Comcast did not respond to the notification until 6/24/2020 at 5:20 AM. A violation of 2(5)(v)late- failed to respond to a One Call notification within the required amount of time is recommended.</p> <p>Carr & Duff submitted an AVR stating, "On June 22nd a Carr & Duff directional drill crew stuck a marked gas line at the intersection of Moore Road and Wildshire Drive. The directional drill crew pot holed the One Call Markings and located a cast iron pipe directly under mark at approximately 39 inches from grade. Identifying this cast iron pipe as the gas line identified on the C&C's, they adjusted for depth and continued the directional drilling activities. At approximately 1458 the directional drill contacted a gas line at the adjusted depth of 50 inches. It was later identified that the C&C's noted the gas line was a 6" plastic pipe, and that the directional drill crew miss-identified the pipe that was exposed during their pot-hole activities." A violation of 5(4)- failed to exercise due care and employ prudent techniques and 5(11.2)- when using HDD, failed to utilize the best practices published in the HDD Consortium are recommended. Carr and Duff is also cited for placing an emergency ticket for a non-emergency event. They placed an update excavation ticket for this job back in 2019 for the same area. Ticket 20201672432 is an emergency ticket to "install cable and conduit" and the duration of the work is 2 weeks which indicates that this is a standard installation, not a 2-week long emergency. The emergency ticket was also placed on June 15 but the excavation and damage did not occur until 1 week later on June 20.</p> <p>Violations:</p> <p>Nether Providence Township- ~2(5)(vii)- Failed to respond to an emergency notification as soon as practicable following notification. Nether Providence took 2 days to make an initial response to an emergency ticket.</p> <p>Comcast- ~(5)(v)late- failed to respond to a One Call notification within the required amount of time</p> <p>Carr & Duff- ~5(4)- failed to exercise due care and employ prudent techniques ~5(11.2)- when using HDD, failed to utilize the best practices published in the HDD Consortium ~5(9) Excavator placed an emergency ticket for a non-emergency event.</p> | <p>\$1,000.00</p> <p>Comcast: \$1,000.00 Section 2(5)(v) Subsequent \$1,000.00</p> <p>Nether Providence Township: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p> |

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| 18014 | <p>Facility Owner: PECO ENERGY Contractor/Excavator: HOMEOWNER</p> | <p>First two penalties reduced by 50% for first-time offender.</p> <p><u>On 8/31/2020 1:00:00 PM at 620 SANDY ST, NORRISTOWN BORO, MONTGOMERY</u> The incident occurred on Monday, August 31, 2020, at 620 Sandy Street, Norristown Borough, Montgomery County, where gas service line was damaged.</p> <p>PECO Energy stated, Homeowner, Daniel and his father used a shovel to dig for a downspout drainage that is directly in front of the gas meter and during the dig a 1-inch plastic gas service line was hit causing a leak. The Homeowner did not know to call One Call before the job. PECO called in the New Excavation Emergency ticket, 20202442522, to repair the line. PECO provided no pictures.</p> <p>On Wednesday, June 30, 2021, a letter was mailed to the Homeowner, Daniel requesting an Alleged Violation Report (AVR). There was no response to the letter and no AVR was submitted.</p> <p>*The Homeowner is in violation of sections: 5(16)- Failed to submit an Alleged Violation Report within 10 business days of striking a line. 5(8)- Failed to immediately notify 911 resulting in the escape of gas. They have no previous violations. Recommendation: No penalties and No violations.</p> | <p>HOMEOWNER: \$0.00 Section 5(16) 1st Offense \$0.00</p> <p>Section 5(8) 1st Offense \$0.00</p> |
| 22911 | <p>Facility Owner: MONROE ENERGY LLC Facility Owner: Philadelphia City Water Depart. Contractor/Excavator: QCI Excavating Inc. Contractor/Excavator: Trouble Shooters Resources LLC Project Owner: Homeowner</p> | <p><u>On 3/15/2021 7:00:00 AM at 1722 W ONTARIO ST, PHILADELPHIA CITY, PHILADELPHIA</u> The incident occurred on Monday, March 15, 2021, at 1722 W. Ontario, in Philadelphia City.</p> <p>Facility Owner, Monroe Energy, MIPC, LLC (MIPC) received a call from the contractor, Trouble Shooters Resources, LLC (TSR) stating, it is believed that Philadelphia Water Department (PWD) installed a tap into what was assumed to be PWD water main line. A MIPC Pipeliner arrived at the worksite and determined third-party damage resulting from a tapped connection installed in MIPC's 8-inch petroleum pipeline that runs from Philadelphia Junction to G Street Terminal.</p> <p>TSR called in a New Excavation Emergency ticket (20210631611), on March 4, 2021, with a scheduled excavation date of March 5th at 7:00 a.m.. The work type was installing water service from the street in, and working for the Homeowner. TSR stated that work was rescheduled for March 15th due to PWD concerns with their records.</p> <p>TSR explained, the drill team arrived at the worksite and TSR started their excavation to locate the water line. The first (1st) line exposed was a dry water main, and during continued excavation a second (2nd) line was exposed, which was believed to be a water main. A TSR excavator asked the lead mechanic, a PWD Employee, if they were confident that the second (2nd) line was the water main, and the PWD Employee assured TSR that</p> | <p>Philadelphia City Water Depart.: \$2,750.00 Section 5(8) 1st Offense \$1,000.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 2(10) 1st Offense \$250.00</p> <p>Trouble Shooters Resources LLC: \$0.00 Section 5(16) 1st Offense \$0.00</p> |

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| | | <p>the second (2nd) line was PWD’s water main. The Diller had completed tapping what was believed to be the water main, but it is a gasoline main line; the smell was strong. MIPC was called and the work crew was advised to “shut the job down, do not touch anything and leave everything the way it is”. The work crew vacated the worksite about 4:00 p.m. (TSR was at the worksite from 7:30 a.m. – 11:30 p.m.) TSR provided two pictures; please look at both.</p> <p>TSR indicated on their Alleged Violation Report (AVR) that 911 was not called. MIPC indicated on their AVR that they did call 911.</p> <p>On Monday, May 24, 2021, an email was sent to Philadelphia Water Department requesting an AVR. To date, there was no response to the email and no AVR was submitted.</p> <p>On Wednesday, May 26, 2021, a letter was mailed to the Homeowner requesting an AVR, but no AVR submitted</p> <p>On Tuesday, June 22, 2021, an email was sent to TSR requesting additional information; there was no response to the email.</p> <p>*Trouble Shooters Resources, LLC is in violation of Sections: 5(16)- Excavator failed to submit an AVR within 10 business days of striking a line. Recommendation: Education, zero penalty and keep violation. An AVR was submitted on May 25, 2021</p> <p>*Philadelphia Water Department is in violation of Sections: 2.5(i), 2(10), 2.5(vii)- 21210744432, 5(8), 5(8)*Philadelphia Water Department is in violation of Sections: 2.5(i)- Marked incorrectly. 2(10)- Facility owner failed to submit an AVR through the One Call System within 30 business days of a line struck. 5(8)- Excavator vacated worksite after causing damage that resulted in the escape of gas or liquid 5(8)- Failed to immediately notify 911 Recommendation: Education, penalties and violations applied.</p> | |
| 23365 | <p>Facility Owner: Columbia Gas Contractor/Excavator: First Energy / Penn Power Project Owner: Penn Power, FirstEnergy Corp. Other: Adams Township Municipal Water Authority</p> | <p><u>On 4/24/2021 10:00:00 AM at HAINE SCHOOL RD, CRANBERRY TWP, BUTLER</u> The incident occurred on Saturday, April 24, 2021, on Haine School Road, in Cranberry Township, Butler County, where a gas service line was damaged.</p> <p>Excavator and Project Owner, Penn Power-FirstEnergy Corp. (Penn Power) submitted their Alleged Violation Report stating the reason for the incident was due to Facility Owner issue, Columbia Gas marking incorrectly.</p> <p>Also, Penn Power explained, they were excavating to replace two poles and anchors, and they were confident in starting the job because Columbia Gas responded to New Excavation Routine ticket, 20211093228, as “Field Marked”. At approximately at 10:00 a.m. Penn Power hit</p> | <p>Columbia Gas: \$500.00 Section 2(5)(i.1) 2nd Offense \$500.00</p> <p>First Energy / Penn Power: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p> <p>Adams Township Municipal Water Authority: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> |

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| | | <p>and damaged an unmarked gas service line. The crew smelled a “minimal amount” of natural gas, they immediately contacted Columbia Gas at their emergency phone number to report the damage and called One Call placing a New Damage Emergency ticket, 20211140220. Columbia Gas arrived at the work site shortly after the phone call.</p> <p>Penn Power stated, “note that due to the minor nature of the damage, Penn Power did not contact 911. Although the damage was considered minor and Columbia Gas was contacted immediately, the Penn Power crew should have also called 911. It was reinforced with the Penn Power line supervisor to contact 911 when damage results in the escape of flammable gas or liquid if the damage results in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health or property.”</p> <p>Columbia Gas stated that Penn Power called in the damage at 10:17 a.m., and the hit and damage that occurred was on the customer-owned side of the gas service. Also, Columbia Gas explained that they did not install the service line, and there are no records to locate the customer-owned facility.</p> <p>Pictures were not provided.</p> <p>*Columbia Gas is in violation of section: 2(5)(i.1) Failed to locate an actually known facility’s point of connection to its facilities. Recommendation: Penalty and violation applied.</p> <p>*Penn Power-FirstEnergy Corp. is in violation of section: 5(8) Failed to immediately notify 911 when damage resulted in the escape of gas. Recommendation: Education. Penalty and violation applied.</p> <p>*Adams Township Municipal Water Authority- Late Response to New Excavation Routine ticket- 20211093228, due date was 4/22/2021, but Adams Twp responded on 4/23/2021 as “Clear No Facilities”. They are in violation of section: 2.5(v) Failed to respond to a routine One Call ticket within the required amount of time. Recommendation: Education, zero penalty and keep the violation.</p> | |