



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

January 9, 2024

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Pennsylvania Public Utility Commission,
Bureau of Investigation and Enforcement v.
A. Folino Construction, Inc.
Docket No. C-2024-
I&E Formal Complaint (Damage Prevention)

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Formal Complaint of the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission in the above-referenced matter.

Copies are being served on the parties of record in accordance with the attached Certificate of Service.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read 'G. Rosul', written over a light blue horizontal line.

Grant Rosul
Prosecutor
Bureau of Investigation and Enforcement
PA Attorney ID No. 318204
(717) 783-5243
grosul@pa.gov

GR/ac
Enclosures

cc: Michael L. Swindler, Deputy Chief Prosecutor, I&E-Enforcement (*via email*)
As per Certificate of Service

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the date as indicated at the top of the Secretarial Letter. *See* 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified.

Additionally, please electronically serve a copy on:

Grant Rosul, Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
grosul@pa.gov

B. If you fail to answer this Complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the administrative penalty and other requested relief.

C. You may elect not to contest this Complaint by paying the administrative penalty within twenty (20) days and performing the corrective actions set forth in the requested relief. A certified check, cashier's check or money order should be payable to the "Commonwealth of Pennsylvania" and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Your payment is an admission that you committed the alleged violations and an agreement to cease and desist from committing further violations. Upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer, which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the administrative penalty and granting the requested relief as set forth in the Complaint.

E. If you file an Answer which contests the Complaint, the matter will proceed before the assigned presiding Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at (717) 787-8714.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

| | | |
|--|---|--------------------|
| Pennsylvania Public Utility Commission, | : | |
| Bureau of Investigation and Enforcement, | : | |
| Complainant | : | |
| | : | |
| v. | : | Docket No. C-2024- |
| | : | |
| A. Folino Construction, Inc., | : | |
| Respondent | : | |

FORMAL COMPLAINT

NOW COMES the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission, by its prosecuting attorneys, pursuant to Section 182 of the Underground Utility Line Protection Law (“UULPL” or “PA One Call Law”), Act of October 30, 2017, P.L. 806, No. 50, 73 P.S. § 182.8(c)(2), and files this Formal Complaint (“Complaint”) against A. Folino Construction, Inc. (“A. Folino” or “Respondent”) alleging violations of the PA One Call Law in connection with a strike on a Columbia Gas service line while digging with a backhoe to replace water and sewer mains and service lines for the Pittsburgh Sewer and Water Authority on October 8, 2020, in the vicinity of 2135 Saint Leo Street, near Roscoe Street and Crossman Street in the City of Pittsburgh, Allegheny County. In support of its Complaint, I&E respectfully avers as follows:

I. COMMISSION JURISDICTION AND AUTHORITY

1. The Pennsylvania Public Utility Commission (“Commission” or “PUC”), with a mailing address of the Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to

regulate, *inter alia*, excavators, within the Commonwealth pursuant to the PA One Call Law, Act of October 30, 2017, P.L. 806, No. 50, 73 P.S. §§ 176 *et seq.*

2. Complainant is the Commission's Bureau of Investigation and Enforcement, which is the bureau established to take enforcement actions against public utilities and other entities subject to the Commission's jurisdiction pursuant to 66 Pa.C.S. § 308.2(a)(11). *See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices*, Docket No. M-2008-2071852 (August 11, 2011) (delegating authority to initiate proceedings that are prosecutory in nature to I&E).

3. Complainant's prosecuting attorneys are as follows:

Grant Rosul
Prosecutor
grosul@pa.gov
(717) 783-5243

Michael L. Swindler
Deputy Chief Prosecutor
mwindler@pa.gov

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

4. Respondent is A. Folino Construction, Inc. with a main mailing address of 109 Dark Hollow Road, Oakmont, PA 15139.

5. A. Folino Construction, Inc., is an "excavator," as that term is defined in Section 176 of the PA One Call Law, 73 P.S. § 176.¹

¹ "Excavator" is defined as "any person who or which performs excavation or demolition work for himself or for another person." 73 P.S. § 176. "Excavation work" means "the use of powered equipment or explosives in the movement of earth, rock or other material, and includes, but is not limited to, anchoring, augering, backfilling, blasting, boring, digging, ditching, drilling, driving-in, grading, plowing-in, pulling-in, ripping, scraping, trenching and tunneling." *Id.*

6. Section 180 of the PA One Call Law, 73 P.S. § 180, imposes duties on excavators.

7. Specifically, Section 180(2.1) of the PA One Call Law, 73 P.S. § 180(2.1), requires excavators to “request the location and type of facility owner lines at each work site by notifying the facility owner through the One Call System. Notification shall be not less than three nor more than ten business days in advance of beginning excavation or demolition work.” 73 P.S. § 180(2.1).

8. Section 184 of the PA One Call Law, 73 P.S. § 184, requires that those subject to the PA One Call Law use their best efforts to comply with the Common Ground Alliance Best Practices. 73 P.S. § 184.

9. Respondent, as an excavator, is subject to the authority of this Commission pursuant to Section 182.10 of the PA One Call Law, 73 P.S. § 182.10, which requires excavators to comply with the PA One Call Law. 73 P.S. § 182.10.

10. Section 182.8(c)-(d) and Section 182.10 of the PA One Call Law, 73 P.S. §§ 182.8(c)-(d) and 182.10, authorize the Commission to, *inter alia*, hear and determine complaints against excavators for violations of the PA One Call Law and to enforce the provisions of the PA One Call Law. 73 P.S. §§ 182.8(c)-(d) and 182.10.

11. Section 182.8(c)(2) of the PA One Call Law, 73 P.S. § 182.8(c)(2), authorizes the Commission’s prosecutorial staff to bring a formal complaint against entities subject to the PA One Call Law. 73 P.S. § 182.8(c)(2).

12. Section 182.10 of the PA One Call Law, 73 P.S. § 182.10(b)(1)(i)-(ii), authorizes the Commission to impose administrative penalties on any person or corporation, subject to the PA One Call Law, who violates any provisions of the PA One Call Law or any

regulation or order issued thereunder governing underground utility lines, of up to \$2,500 per violation or if the violation results in injury, death, or property damage of \$25,000 dollars or more an administrative penalty not to exceed \$50,000. 73 P.S. § 182.10(b)(1)(i)-(ii).

13. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this Complaint and the actions of Respondent related thereto.

II. FACTUAL BACKGROUND

14. On September 25, 2020, Columbia Gas's damage prevention specialist reached out to A. Folino via e-mail to instruct A. Folino to submit new tickets for all spot work² that needed to be done on the project, as it would be untenable to respond to an update on all tickets for all facilities at once, given the size and scope of Pittsburgh Water and Sewer Authority's main and service line replacement project. I&E Exhibit 1.

15. A. Folino was also advised in the same e-mail that the existing markings were "long gone by now." Id.

16. On October 8, 2020, A. Folino was using a backhoe to excavate the road outside of 2135 Saint Leo Street, in the City of Pittsburgh, Allegheny County, as part of a larger project for the installation of water and sewer mains and service lines for the Pittsburgh Sewer and Water Authority.

17. Although the new mains and service lines had already been installed, A. Folino had returned to the area on October 8, 2020, to install a fire hydrant.

18. While installing the fire hydrant, A. Folino's workers smelled gas and realized they had hit a gas line. 911 was called.

² There were several locations in the project area that required tie-ins, fire hydrants, and other "spot work."

19. The gas line was a 1.25 inch (one and one quarter) service line belonging to Columbia Gas. The line was not marked and was embedded into the concrete.

20. The updated One Call ticket that A. Folino had submitted to the Pennsylvania One Call System (“POCS”) for this excavation was placed on September 23, 2020, and had a lawful start date between September 28, 2020, and October 7, 2020. I&E Exhibit 2.

21. On June 21, 2022, a copy of the DPI’s report was mailed to Respondent informing them that they were in violation of § 180(2.1) and further informing A. Folino that they could either accept the finding or reject it and present their case to the Damage Prevention Committee (“DPC”). I&E Exhibit 3.

22. On August 12, 2022, a notice that their case would be heard at the September 13, 2022, DPC meeting was mailed to Respondent. I&E Exhibit 4.

23. On September 14, 2022, a copy of the DPC’s Informal Determination accepting the DPI’s report and proposed penalty was mailed to Respondent, informing A. Folino that it could either accept the DPC’s Informal Determination or reject it in writing within thirty (30) days of the date of the notification letter, and that if the Informal Determination is rejected the case may be sent to I&E prosecutory staff for issuance of a formal complaint. I&E Exhibit 5.

24. On October 13, 2022, Respondent informed the DPI that it would dispute the DPC’s Informal Determination. I&E Exhibit 6.

III. VIOLATIONS

25. Paragraphs 1-24 are incorporated herein as if stated in their entirety.

Count 1

26. Respondent failed to place a valid, routine locate request ticket through POCS prior to excavating to install a fire hydrant at 2135 Saint Leo Street in the City of Pittsburgh, Allegheny County.

If proven, this is a violation of Section 180(2.1) of the PA One Call Law, 73 P.S. § 180(2.1). As an excavator, Respondent was required to place a routine locate request ticket through POCS between 3 and 10 business days before starting excavation or demolition. The ticket was submitted to POCS on September 23, 2020. Therefore, October 7, 2020, was the last day the updated ticket submitted by Respondent for this excavation was valid; however, Respondent began their excavation work outside of the permitted time frame on October 8, 2020.

The Bureau of Investigation and Enforcement's proposed administrative penalty for this violation is \$2,000.

Count 2

27. Respondent failed to use best efforts to comply with Common Ground Alliance Best Practices.

If proven, this is a violation of Section 184 of the PA One Call Law, 73 P.S. § 184. As an excavator, Respondent was required to comply with the Common Ground Alliance Best Practices. Best Practice 5-1 provides that the excavator must request the location of underground facilities at each site by notifying the facility owner/operator through the one call center and must do so no more than 10 working days prior to beginning the excavation. Respondent began excavation for the fire hydrant installation during a period outside of the permissible time to begin the excavation. CGA Best Practices Manual 18.0, § 5-1.

The Bureau of Investigation and Enforcement's proposed administrative penalty for this violation is \$ 1,000.

WHEREFORE, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that the Commission:

- (1) Find A. Folino Construction, Inc. to be in violation of the PA One Call Law at 73 P.S. §§ 180(2.1) and 184;
- (2) Impose a cumulative administrative penalty upon A. Folino Construction, Inc. in the amount of \$3,000; and
- (3) Order A. Folino Construction, Inc. to attend an educational program for excavators through the DPC and provide proof of compliance to the Commission; and
- (4) Order such other remedies as the Commission may deem appropriate.

Respectfully submitted,



Grant Rosul
Prosecutor
PA Attorney ID No. 318204

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 783-5243
grosul@pa.gov

Date: January 9, 2024

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

| | | |
|--|---|--------------------|
| Pennsylvania Public Utility Commission, | : | |
| Bureau of Investigation and Enforcement, | : | |
| Complainant | : | |
| | : | |
| v. | : | Docket No. C-2024- |
| | : | |
| A. Folino Construction, Inc. | : | |
| Respondent | : | |

VERIFICATION

I, Sara Andrade-Locke, Damage Prevention Supervisor, Damage Prevention Section, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau of Investigation and Enforcement will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: January 9, 2024



Sara Andrade-Locke
Damage Prevention Supervisor
Damage Prevention Section
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

I&E
Exhibit 1



Fw: Tickets for the southside slopes and Mt . Oliver
Cort Bozic to: Alicia Breighner

10/19/2020 09:17 AM

Call Before You Dig!

Cort Bozic
Damage Prevention Specialist
PA, Central
Email: cbozic@nisource.com
Cell: (724) 255-7564

----- Forwarded by Cort Bozic/CPA/Enterprise on 10/19/2020 09:17 AM -----

From: Cort Bozic/CPA/Enterprise
To: abengel@afolino.com
Cc: Christopher Hooper/CPA/Enterprise@NISOURCE, Gregory Kinkaid/CPA/Enterprise@NISOURCE, Matthew Shaffer/CPA/Enterprise@NISOURCE, Justin Taylor1/CPA/Enterprise@NISOURCE
Date: 09/25/2020 10:45 AM
Subject: Tickets for the southside slopes and Mt. Oliver

Hey Alex, its Cort Bozic again. We're gonna have to figure something out with the Tickets in that water project that you just updated. We were informed by Tom that its gonna be spot work ie: removing hydrants and such. That project took a month plus to locate in full , and multiple locators working on it and most of the markings as you know are long gone by now. This is unattainable as an update on all tickets for all facilities at once. We will work with you Alex, but this is where contact with the crews that are performing the job tasks is crucial. I understand that this is more work for you and I apologize to you for that. But a phone call to the locators or just letting them know what street will be next to be updated would work as well and then update the ticket based on when your field crews will handle that street in the job . In short please space it out and give us some time to handle the locates .

Call Before You Dig!

Cort Bozic
Damage Prevention Specialist
PA, Central
Cell: (724) 255-7564

I&E
Exhibit 2

CDC 00000 POCS MM/DD/YY TT:TT:TT 20202673142-000 UPDT XCAV RTN

=====PENNSYLVANIA UNDERGROUND UTILITY LINE PROTECTION REQUEST=====

Serial Number--[20202673142]-[000] Channel#--[1420AWEB][0011][2019-08]
Message Type--[UPDATE][EXCAVATION][ROUTINE]

County--[ALLEGHENY] Municipality--[PITTSBURGH CITY] Ward--[17]

Work Site--[ST LEO ST]
Nearest Intersection--[ROSCOE ST]
Second Intersection--[CROSSMAN ST]
At Intersection--[N] Between Intersections--[Y] Site Marked in White--[Y]
Subdivision--[]

Location Information--

[]
Caller Lat/Lon--[]
Mapped Type--[P] Mapped Lat/Lon--
[40.423441/-79.978477,40.422292/-79.979444,40.421880/-79.979202,
40.422358/-79.978528,40.423323/-79.977987]
Attachments--[http://www.pa811.org/attachments/20202673142]

Type of Work--[RELAYING WATER MAIN] Depth--[15 FEET]

Extent of Excavation--[] Method of Excavation--[POWER EQUIP]

Equip Type--[EXCAVATOR]

Street--[X] Sidewalk--[X] Pub Prop--[] Pvt Prop--[] Other--[]

Private Front--[] Rear--[] Left--[] Right--[]

Lawful Start Dates--[28-Sep-20] thru [07-Oct-20] Response Due Date--[25-Sep-20]
Scheduled Excavation Date--[28-Sep-20] Dig Time--[0700] Duration--[1 MONTH]

Caller--[ALEX BENDEL]
Caller Phone--[412-328-3698]
Excavator--[A FOLINO CONSTRUCTION INC]
Address--[109 DARK HOLLOW RD]
City--[OAKMONT] State--[PA] Zip--[15139]
FAX--[] Caller Type--[B]
Email--[ABENGEL@AFOLINO.COM]
Work For--[PWSA]
Onsite Contact--[ALEX BENDEL]
Onsite Contact Phone--[412-328-3698]
Best Time to Call--[DAYTIME]
Onsite Contact Email--[ABENGEL@AFOLINO.COM]
Job Number--[20-08001]

Prepared--[23-Sep-20] at [1420] by [ABENGEL]

Remarks--

[*****== UPDATE 20202582716-000 --9/23/2020 1421 ABE WEB==*****]
UPDATE REQUESTED BY: ALEX BENDEL
REASON FOR UPDATE: WORK IN PROGRESS
REMARK LINES.]

AL 0 AL =PEOPLES GAS CB 0 CB =PGH WTR & SWR CE 0 CE =COL GAS B PARK
CP 0 CP =PGH MOB & INFRA CPE0 CPE=PGH MOB & INFRA CSA0 CSA=COL GAS
DC 0 DC =DUQ LIGHT PGH

Serial Number--[20202673142]-[000]

===== Copyright (c) 2020 by Pennsylvania One Call System, Inc. =====

| Ver | CDC | Name | Response | Time | Respondent |
|-----|-----|---------------------------|------------------|---------------------|------------|
| 0 | AL | PEOPLES GAS COMPANY LLC | 1-CLEAR NO FACIL | 09/25/2020 14:18:17 | AAA-WEBSVC |
| 0 | CB | PITTSBURGH WATER & SEWER | 3-FIELD MARKED | 09/23/2020 20:22:53 | SOU-WEBSVC |
| 0 | CE | COLUMBIA GAS OF PA INC BE | 3-FIELD MARKED | 09/29/2020 08:19:11 | AAA-WEBSVC |
| 0 | CE | COLUMBIA GAS OF PA INC BE | 9-NO RESPONSE** | 09/26/2020 00:26:15 | -KARL |
| 0 | CP | PITTSBURGH CITY DEPT OF M | 1-CLEAR NO FACIL | 09/23/2020 14:36:30 | SS-WEB |
| 0 | CPE | PITTSBURGH CITY DEPT OF M | 1-CLEAR NO FACIL | 09/23/2020 14:33:08 | TU-WEB |
| 0 | CPE | PITTSBURGH CITY DEPT OF M | 1-CLEAR NO FACIL | 09/23/2020 14:32:56 | TU-WEB |
| 0 | CSA | COLUMBIA GAS OF PA INC | 3-FIELD MARKED | 09/29/2020 08:17:12 | AAA-WEBSVC |
| 0 | CSA | COLUMBIA GAS OF PA INC | 9-NO RESPONSE** | 09/26/2020 00:26:15 | -KARL |
| 0 | DC | DUQUESNE LIGHT COMPANY | 1-CLEAR NO FACIL | 09/23/2020 17:17:35 | AAA-WEBSVC |

| Ver | CDC | Name | To | Time | Seq | Type |
|-----|-----|-------------------------------|-----|---------------------|-----|------|
| 0 | AL | PEOPLES GAS COMPANY LLC | AL | 09/23/2020 14:21:18 | 511 | MAIL |
| 0 | CE | COLUMBIA GAS OF PA INC BETHEL | CE | 09/23/2020 14:21:18 | 78 | MAIL |
| 0 | CSA | COLUMBIA GAS OF PA INC | CSA | 09/23/2020 14:21:18 | 38 | MAIL |
| 0 | DC | DUQUESNE LIGHT COMPANY | DC | 09/23/2020 14:21:19 | 307 | MAIL |
| 0 | CB | PITTSBURGH WATER & SEWER AUTH | CB | 09/23/2020 14:21:28 | 63 | MAIL |
| 0 | CP | PITTSBURGH CITY DEPT OF MOBIL | CP | 09/23/2020 14:21:32 | 58 | MAIL |
| 0 | CPE | PITTSBURGH CITY DEPT OF MOBIL | CPE | 09/23/2020 14:21:32 | 58 | MAIL |

| Ver | CDC | To | Dlvr | Show | Place+ | Rule+ | Renot+ | InAct- | Map- | Rule- | OOG- | Renot- | Forced+ |
|-----|-----|-----|------|------|--------|-------|--------|--------|------|-------|------|--------|---------|
| 0 | AL | AL | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | AS | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | ASL | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | ATM | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | BD | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | CB | CB | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | CE | CE | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | CFP | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | CP | CP | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | CPE | CPE | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | CSA | CSA | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | DC | DC | 1 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | DQE | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | LKC | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | MI | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | PGH | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | PTI | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |
| 0 | WE | | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 0 | 0 | 0 | 0 |

Map Graphic for S/N 20202673142:



I&E
Exhibit 3



Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
 Harrisburg, PA 17105-3265
ADMINISTRATIVE PENALTY INVOICE

A FOLINO CONSTRUCTION
 Attn: BRENDON STAMM
 109 DARK HOLLOW RD
 OAKMONT, PA 15139

INVOICE DATE

06-21-2022

INVOICE NUMBER

018897-004244

FISCAL YEAR

July 1, 2021 - June 30, 2022

- **Carefully Read All Enclosed information**
- **Use Return Envelope Provided**
- **Make Check Payable to:**
Commonwealth of Pennsylvania

TO RECEIVE PROPER CREDIT FOR YOUR
 PAYMENT, REMOVE THE BOTTOM PART
 OF THIS INVOICE AT THE PERFORATION
 AND RETURN WITH YOUR REMITTANCE

MAIL PAYMENT TO:

PENNSYLVANIA PUBLIC UTILITY COMMISSION
 DAMAGE PREVENTION
 PO BOX 3265
 HARRISBURG, PA 17105-3265

 FOLD AND CUT HERE

RETURN THIS PORTION WITH YOUR REMITTANCE

A FOLINO CONSTRUCTION
 Attn: BRENDON STAMM
 109 DARK HOLLOW RD
 OAKMONT, PA 15139

INVOICE DATE

06-21-2022

INVOICE NUMBER

018897-004244

FISCAL YEAR

July 1, 2021 - June 30, 2022

PAY THIS AMOUNT WITHIN 30 DAYS

\$1,500.00



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120

IN REPLY
PLEASE
REFER TO 811

June 21, 2022

A FOLINO CONSTRUCTION
Attn: BRENDON STAMM
109 DARK HOLLOW RD
OAKMONT, PA 15139

Re: Notification of Damage Prevention Investigator Report

To whom it may concern,

We are writing to inform you that your company, A FOLINO CONSTRUCTION, has been identified as a stakeholder in an alleged violation report (AVR) that the Pennsylvania One Call System (POCS) provided to the Pennsylvania Public Utility Commission (Commission) for investigation. The AVR concerns alleged violations of the Underground Utility Line Protection Law, Act of October 30, 2017, P.L.806, No. 50 (hereinafter referred to as "Act 50"), 73 P.S. §§ 176, et seq., in connection with the following incident:

- Case No. 018897 - Line strike in PITTSBURGH CITY, ALLEGHENY County on **October 08, 2020** near 2135 SAINT LEO ST. The incident resulted in damage to an underground facility . (Related POCS Ticket Nos.: 20191301525, 20193103872, 20193111028, 20201694087, 20201790122, 20201920734, 20202031510, 20202130475, 20202252000, 20202342253, 20202453784, 20202582716, 20202673142 and 20202831481.)

A Damage Prevention Investigator (DPI) of the Commission was assigned to investigate the allegations made in the AVR and prepared a report to the Damage Prevention Committee (DPC). Enclosed is the DPI Report, which contains the DPI's findings and recommendations.

In response to the DPI Report, you must choose one (1) of the following options:

1. **Accept the findings and administrative penalty contained in the DPI Report by remitting payment of the administrative penalty using the enclosed invoice within thirty (30) days of the date of this letter. If the DPI Report recommends mandatory training, you will receive a separate letter with further instructions.**
2. **Reject the DPI Report and present your case before the DPC at a future DPC Meeting. To reject the DPI Report, you must inform the DPC in writing within thirty (30) days of the date of this letter by first class mail at the address provided below or by email at damageprevention@pa.gov. You will receive notice of the date, time and location of the DPC Meeting.**

If you fail to respond to the DPI Report within thirty (30) days of the date of this letter, then this matter will be placed on the DPC's meeting agenda and voted upon by the DPC in your absence.

If you have any questions, please contact damageprevention@pa.gov or call 717-787-6489.

Sincerely,

Sara Locke
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120

Enclosures



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY
PLEASE
REFER TO 811

June 21, 2022

Investigation

Investigator name: Maki, Eva **Incident date:** 10/08/20 12:40 PM

Case Number: 018897 **Was 911 called?** Yes **Did damage occur?** Yes

Site of Alleged Violation: 2135 SAINT LEO ST
PITTSBURGH CITY, ALLEGHENY Country
Near ROSCOE ST and CROSSMAN ST

What type of underground facility was damaged? Gas Service/Drop/Lateral

Designer: RON ZAGROCKI, BUCHART HORN INC BASCO ASSOCIATES, 2200 LIBERTY AVE SUITE 300, PITTSBURGH, PA, 15222
Submitted report? Yes **Is PA One Call member?** Yes

Designer: CINDY ZUCH, Collective Efforts
Submitted report? No **Is PA One Call member?** Unknown

Designer: Wade Trim Pittsburgh PA
Submitted report? No **Is PA One Call member?** Unknown

Other: RICK OBERMEIER, PITTSBURGH WATER & SEWER AUTHORITY THE, 1200 PENN AVENUE, PITTSBURGH, PA, 15222
Submitted report? Yes **Is PA One Call member?** Yes

Other: ALICIA BREIGHNER, Columbia Gas of PA - Central, 305 N Franklin St, Hanover, PA, 17331
Submitted report? Yes **Is PA One Call member?** Yes

Other: BRENDON STAMM, A FOLINO CONSTRUCTION, 109 DARK HOLLOW RD, OAKMONT, PA, 15139
Submitted report? Yes **Is PA One Call member?** Yes

Other: TOM PAULIN, Pittsburgh City Dept of Public Works, 611 2ND AVE, PITTSBURGH, PA, 15219
Submitted report? No **Is PA One Call member?** Yes

Ticket Information: 20201694087 / Routine / 06/17/20, 03:56 PM (A FOLINO CONSTRUCTION), 20201790122 / Routine / 06/27/20, 09:53 AM (A FOLINO CONSTRUCTION), 20202582716 / Routine / 09/14/20, 01:49 PM (A FOLINO CONSTRUCTION), 20193103872 / Design / 11/06/19, 12:00 AM (Wade Trim Pittsburgh PA), 20201920734 / Routine / 07/10/20, 09:02 AM (A FOLINO CONSTRUCTION), 20202130475 / Routine / 07/31/20, 08:39 AM (A FOLINO CONSTRUCTION), 20202831481 / Routine / 10/09/20, 10:57 AM (A FOLINO CONSTRUCTION), 20202342253 / Routine / 08/21/20, 02:08 PM (A FOLINO CONSTRUCTION), 20191301525 / Design / 05/10/19, 11:03 AM (Collective Efforts), 20202031510 / Routine / 07/21/20, 10:48 AM (A FOLINO CONSTRUCTION), 20193111028 / Routine / 11/07/19, 10:15 AM (Wade Trim Pittsburgh PA), 20202673142 / Routine / 09/23/20, 02:20 PM (A FOLINO CONSTRUCTION), 20202453784 / Routine / 09/01/20, 03:54 PM (A FOLINO CONSTRUCTION), 20202252000 / Routine / 08/12/20, 11:48 AM (A FOLINO CONSTRUCTION)

Other Investigations Related by Ticket: 021765

Synopsis of the events that led to the damaged facility:

Incident occurred on 10/08/2020 at 2135 St. Leo Street, Pittsburgh City, Allegheny County.

A. Folino Construction Inc. was digging with a backhoe/tracker to replace the water and sewer mains and service lines for the City of Pittsburgh Sewer and Water Authority, when a 1 ¼ "steel gas service line was hit and damaged.

A Folino states in their Alleged Violation Report (AVR) that they were hand digging to put hydro off the main line when they smelled gas. They also state that the gas line was not marked and was embedded into the concrete.

Pittsburgh Water and Sewer Authority states in their AVR that they were hand digging to put hydro off the main line when they smelled gas. They also state that the gas line was not marked.

Columbia Gas states in their (AVR) that A. Folino Construction Inc. damaged an unmarked 1-1/4" steel gas service line at 2135 Saint Leo Street. The damage occurred while A. Folino was installing a new fire hydrant. The installation of the water main and services had already been

completed on Saint Leo Street. There was a total of 10 update tickets placed on this street during the project. The last update ticket was 20202673142 submitted on 9/23/2020. Remnants of markings were still visible from some of the previous mark outs. There were several streets that A. Folino needed to return to complete tie-ins, hydrant installations and other spot work. Locator and Columbia Gas Damage Prevention specialist reached out to A. Folino about placing new One Call tickets for each location needing spot work, denying a blanket update for all the previous tickets and locations that were mostly completed. A. Folino leaders agreed and began calling in One Call tickets for the specific areas, however they failed to place a One Call ticket regarding the installation of a fire Hydrant at 2135 Saint Leo Street. Documentation and request for submitting One Call tickets for work areas from locator and Damage Prevention Specialist are attached. Pictures are included.

AVR from Buchart Horn Inc BASCO Associates states that the designer did not witness firsthand. A Folino was hand shoveling to put hydro in, when they realized they hit a gas line due to the smell of gas. The line was not marked and was embedded in concrete.

9/25/2020 Columbia Gas had an email correspondence with A. Folino requesting that separate tickets be placed for each area which needed spot work, as there were many locations and that the "markings were long gone by now".

A Folino is in violation of Section:

5(2.1) Excavator failed to submit a location request to One Call within the correct timeframe. This is a second offense, and the penalty is applied. Education is mandatory.

Columbia Gas is in violation of Sections:

2(5)(v) Failed to respond to a routine One Call tickets 20201694087 and 20202831481. This is first offense, and the (\$500 x 2) \$1000. penalty is reduced to a warning. Education is mandatory.

2(5)(v) Failed to response to a routine One Call tickets 20202673142, 20202673142, and 20202673142 within the required amount of time. This is a first offense, and the (250. x 3) \$750. Penalty is deduced to a warning.

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.

The Pittsburgh Water and Sewer Authority is in violation of Sections:

2(5)(v) Failed to respond to a routine One Call ticket 20201694087 within the required amount of time. This is a third time offense, and the penalty is applied.

2(5)(v) Failed to respond to a routine One Call ticket 20191301525. This is a second offense, and the penalty is applied.

Pittsburgh City Department of Public Works is in violation of Sections:

2(5)(v) Failed to respond to a routine One Call ticket 20191301525. This is a second offense and penalty is applied.

Timeline:

The most recent One Call ticket was 9/23/2020. On 9/25/2020 Columbia Gas requested separate tickets for markings and noted that the markings were gone. Gas strike was on 10/08/2020.

Notes:

AVR's from A. Folino, Buchart Horn Inc and Pittsburgh Water and Sewer Authority state that the gas line was hit while digging by hand, but the work in that area was done with a backhoe/trackerhoe.

Connected cases for this complex project: CASES 17209, 18127, 13860, 17784, 18324, 21324, 21765, 21732, 17275, and 20302

Amount of property damage: None **Impact on public:** None

Entity out of compliance A FOLINO CONSTRUCTION

Compliance Violations:

| Section | Status | Ticket Number | Offense | Penalty | Factor | Factor Penalty | Total Penalty |
|--|----------|--|-------------|-------------------|--------|----------------|-------------------|
| 5 (2.1) | Proposed | Excavator failed to submit a location request to One Call within the correct timeframe | 2nd Offense | \$1,500.00 | 0 % | \$0.00 | \$1,500.00 |
| Recommendation: Education is mandatory. | | | | | | | |
| Totals | | | | \$1,500.00 | | \$0.00 | \$1,500.00 |

Previous Violations:

| Violation Number | Non-compliant Entity | Incident Date | Accepted Date | Sections | Total Penalty |
|------------------|-----------------------------|-------------------|---------------|---|---------------|
| 001484-001124 | A. Folino Construction, Inc | 06/26/18 10:00 AM | 08/13/19 | 5(2.1) 1st Offense \$1,000.00; 5(2.1) 1st Offense \$1,000.00; 5(9) 1st Offense \$1,500.00; 5(9) 1st Offense \$1,500.00 | \$5,000.00 |
| 013860-003184 | A FOLINO CONSTRUCTION | 03/06/20 10:00 AM | 11/10/20 | 5(2.1) 1st Offense \$1,000.00 | \$1,000.00 |
| 017784-003299 | A FOLINO CONSTRUCTION | 08/18/20 07:00 AM | 02/08/22 | 5(9) 1st Offense \$1,000.00; 5(17) 2nd Offense \$500.00; 5(2.1) 3rd Offense \$2,000.00; 5(17) 2nd Offense \$500.00 | \$4,000.00 |
| 015161-003569 | A FOLINO | 05/16/20 02:00 PM | 11/09/21 | 5(2.1) 2nd Offense \$1,500.00; 5(16) 1st Offense \$250.00; 5(17) 1st Offense \$250.00; 5(8) 2nd Offense \$1,500.00; 5(4) 2nd Offense \$1,000.00 | \$4,500.00 |

Entity out of compliance Columbia Gas of PA - Central

Compliance Violations:

| Section | Status | Ticket Number | Offense | Penalty | Factor | Factor Penalty | Total Penalty |
|--|----------|---------------|-------------|---------------|--------|----------------|---------------|
| 2 (5)(v) Failed to respond to a routine One Call ticket | Proposed | 20201694087 | 1st Offense | \$0.00 | 0 % | \$0.00 | \$0.00 |
| Recommendation: Education is mandatory. | | | | | | | |
| 2 (5)(v) Failed to respond to a routine One Call ticket within the required amount of time | Proposed | 20202673142 | 1st Offense | \$0.00 | 0 % | \$0.00 | \$0.00 |
| 2 (5)(v) Failed to respond to a routine One Call ticket within the required amount of time | Proposed | 20202673142 | 1st Offense | \$0.00 | 0 % | \$0.00 | \$0.00 |
| 2 (5)(v) Failed to respond to a routine One Call ticket | Proposed | 20202831481 | 1st Offense | \$0.00 | 0 % | \$0.00 | \$0.00 |
| 2 (5)(v) Failed to respond to a routine One Call ticket within the required amount of time | Proposed | 20202673142 | 1st Offense | \$0.00 | 0 % | \$0.00 | \$0.00 |
| Totals | | | | \$0.00 | | \$0.00 | \$0.00 |

Previous Violations:

No Previous Violations

Entity out of compliance PITTSBURGH WATER & SEWER AUTHORITY THE

Compliance Violations:

| Section | Status | Ticket Number | Offense | Penalty | Factor | Factor Penalty | Total Penalty |
|--|----------|---------------|-------------|-------------------|--------|----------------|-------------------|
| 2 (5)(v) Failed to respond to a routine One Call ticket within the required amount of time | Proposed | 20201694087 | 3rd offense | \$750.00 | 0 % | \$0.00 | \$750.00 |
| 2 (5)(v) Failed to respond to a routine One Call ticket | Proposed | 20191301525 | 2nd Offense | \$1,000.00 | 0 % | \$0.00 | \$1,000.00 |
| Totals | | | | \$1,750.00 | | \$0.00 | \$1,750.00 |

Previous Violations:

| Violation Number | Non-compliant Entity | Incident Date | Accepted Date | Sections | Total Penalty |
|------------------|--------------------------------------|-------------------|---------------|---|---------------|
| 007156-002208 | Pittsburgh Water & Sewer Authority | 06/03/19 01:00 PM | 05/11/21 | 2(5)(i.1) 1st Offense \$250.00; 2(5)(i) 1st Offense \$500.00; 2(5)(v) 2nd Offense \$500.00; 2(5)(v) 2nd Offense \$500.00; 2(5)(v) 2nd Offense \$500.00 | \$2,750.00 |
| 007784-002601 | Pittsburgh Water and Sewer Authority | 06/28/19 07:00 AM | 08/10/21 | 2(5)(v) 1st Offense \$500.00; 2(5)(v.1) 1st Offense \$500.00; 2(5)(viii) 1st Offense \$500.00; 2(4) 1st Offense \$250.00; 2(4) 1st Offense \$250.00 | \$2,500.00 |
| 012464-002666 | Pittsburgh Water & Sewer Authority | 01/06/20 12:00 AM | 09/14/21 | 2(5)(v) 2nd offense \$0.00; 2(5)(vii) 1st Offense \$0.00; 2(5)(v) 2nd offense \$0.00; 2(5)(v) 2nd Offense \$0.00; 2(5)(v) 2nd Offense \$0.00; 2(5)(i)(B) 1st Offense \$0.00 | \$0.00 |

Entity out of compliance Pittsburgh City Dept of Public Works

Compliance Violations:

| Section | Status | Ticket Number | Offense | Penalty | Factor | Factor Penalty | Total Penalty | |
|---------------|--|---------------|-------------|-------------|-------------------|----------------|---------------|-------------------|
| 2 (5)(v) | Failed to respond to a routine One Call ticket | Proposed | 20191301525 | 2nd Offense | \$1,000.00 | 0 % | \$0.00 | \$1,000.00 |
| Totals | | | | | \$1,000.00 | | \$0.00 | \$1,000.00 |

Previous Violations:

| Violation Number | Non-compliant Entity | Incident Date | Accepted Date | Sections | Total Penalty |
|------------------|--|-------------------|---------------|---|---------------|
| 007352-001914 | Pittsburgh City Dept. of Public Works | 06/10/19 12:00 PM | 05/12/20 | 2(5)(v) 2nd Offense \$1,000.00 | \$1,000.00 |
| 007423-002026 | Pittsburgh City Department of Public Works | 06/14/19 07:00 AM | 05/11/21 | 2(5)(viii) 1st Offense \$500.00; 2(5)(v) 2nd Offense \$1,000.00; 2(5)(v.1) 1st Offense \$500.00; 2(5)(v) 2nd Offense \$1,000.00; 2(5)(v.1) 1st Offense \$500.00; 2(4) 1st Offense \$250.00; 2(4) 1st Offense \$250.00 | \$4,000.00 |
| 007361-002040 | Pittsburgh City Dept. of Public Works | 06/11/19 12:00 PM | 03/10/20 | 2(5)(v) 1st Offense \$500.00; 2(5)(v.1) 1st Offense \$500.00 | \$1,000.00 |
| 012464-002667 | Pittsburgh City Department of Public Works | 01/06/20 12:00 AM | 09/14/21 | 2(5)(v) 3rd Offense \$0.00; 2(5)(v) 3rd Offense \$0.00; 2(5)(v) 3rd Offense \$0.00; 2(5)(v) 3rd Offense \$0.00 | \$0.00 |

Name of Investigator: Maki, Eva **Date completed:** 11/24/21 09:29 AM

Name of Supervisor: Locke, Sara **Date completed:** 05/25/22 05:23 PM

I&E
Exhibit 4



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120

August 12, 2022

A FOLINO CONSTRUCTION
Attn: BRENDON STAMM
109 DARK HOLLOW RD
OAKMONT, PA 15139

Re: Acknowledgment of Damage Prevention Investigator Report

To Whom It May Concern,

We are writing to inform you that the Damage Prevention Committee (DPC) has received your acknowledgment of the findings and administrative penalty contained in the Damage Prevention Investigator's ("DPI") Report regarding Case No. 018897 and payment of the administrative penalty. In your acknowledgment, you admitted to the following violations:

| Section | | Offense |
|---------|--|-------------|
| 5 (2.1) | Excavator failed to submit a location request to One Call within the correct timeframe | 2nd Offense |

This case will be reviewed at the next DPC Meeting on **September 13, 2022 at 09:00 AM**. The case will not be discussed in detail at this meeting, and **you are not required to attend**, though all DPC Meetings are open to the public.

If you have any questions, please contact damageprevention@pa.gov or call 717-787-6489.

Sincerely,

Terri Cooper Smith, Chairperson
Damage Prevention Committee
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

I&E
Exhibit 5



**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET, HARRISBURG, PA 17120**

September 14, 2022

A FOLINO CONSTRUCTION
Attn: BRENDON STAMM
109 DARK HOLLOW RD
OAKMONT, PA 15139

Re: Notification of Damage Prevention Committee Informal Determination (THIS IS NOT A BILL)

To whom it may concern,

We are writing to inform you that your company, A FOLINO CONSTRUCTION, was identified as a stakeholder in one or more cases that were voted on in omnibus fashion by the Damage Prevention Committee (DPC) at a meeting on **September 13, 2022** regarding alleged violation(s) of the Underground Utility Line Protection Law, Act of October 30, 2017, P.L.806, No. 50 (hereinafter referred to as "Act 50"), 73 P.S. §§ 176 et seq.

During the meeting, the DPC voted on the following case(s):

- Case No. 018897 - Line strike in PITTSBURGH CITY, ALLEGHENY County on **October 08, 2020** near 2135 SAINT LEO ST. The incident resulted in damage to an underground facility . (Related POCS Ticket Nos.: 20191301525, 20193103872, 20193111028, 20201694087, 20201790122, 20201920734, 20202031510, 20202130475, 20202252000, 20202342253, 20202453784, 20202582716, 20202673142 and 20202831481.)

The DPC specifically made the following informal determination(s) regarding the aforementioned case(s):

| Section | Offense | Penalty | Factor | Factor Penalty | Total Penalty | |
|--|--|-------------|-------------------|----------------|---------------|-------------------|
| 5 (2.1) | Excavator failed to submit a location request to One Call within the correct timeframe | 2nd Offense | \$1,500.00 | 0 % | \$0.00 | \$1,500.00 |
| Recommendation: Education is mandatory. | | | | | | |
| Total | | | \$1,500.00 | | \$0.00 | \$1,500.00 |

Written acknowledgement of and payment for the above violation(s) have been received. In response to the DPC's informal determination(s), as set forth above, you may:

Reject the DPC's informal determination by informing the DPC in writing within thirty (30) days of the date of this letter by first class mail at the address provided below or by email at damageprevention@pa.gov. If you choose to reject the informal determination, the matter will be returned to the Damage Prevention Investigator for further action, if appropriate, including referring the matter to the Pennsylvania Public Utility Commission's (Commission) Bureau of Investigation and Enforcement for the purpose of issuing a formal complaint.

If you choose not to contest the DPC's informal determination within thirty (30) days of the date of this letter, then you need not take any further action and this matter will be marked closed. The informal determination will become final and binding on the Commission. Appeals from final action of the Commission shall be filed in the Commonwealth Court within thirty (30) days of the date the informal determination becomes final.

If you have any questions concerning this matter, please call 717-787-6489 or contact damageprevention@pa.gov

Sincerely,

A handwritten signature in black ink, appearing to read 'TCS', is positioned above the typed name.

Terri Cooper Smith, Chairperson
Damage Prevention Committee
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

I&E
Exhibit 6

Locke, Sara

From: Maki, Eva
Sent: Friday, October 14, 2022 10:33 AM
To: CPeightal@afolino.com
Cc: Locke, Sara
Subject: Case 18897

Good morning, Chris,

Case 18897 was voted on in an omnibus session on 9/13/2022. I am forwarding Case 18897 to our legal department. Thank you,

In the future, if you would like to have a case discussed, please follow the instructions on the Stakeholder review notice. Once a case is voted on, and there is a disagreement, it goes to our legal department.
Thank You,
Eva

From: Chris Peightal <CPeightal@afolino.com>
Sent: Thursday, October 13, 2022 1:32 PM
To: PC, DamagePrevention <RA-PCDAMAGEPREVENTIO@pa.gov>
Subject: [External] Case 018897

ATTENTION: This email message is from an external sender. Do not open links or attachments from unknown senders. To report suspicious email, use the [Report Phishing button in Outlook](#).

Please see the attached rejection letter.



Chris Peightal
Safety Director
P 412.820.2800 x223
M 412.815.8194
www.afolino.com  

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Eva Maki, Compliance Specialist
PA Public Utility Commission
Bureau of Investigation & Enforcement
PA One Call Enforcement
400 North Street
Harrisburg, PA 17120
Phone: 717-7876489

www.puc.pa.gov

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

| | | |
|--|---|--------------------|
| Pennsylvania Public Utility Commission, | : | |
| Bureau of Investigation and Enforcement, | : | |
| Complainant | : | |
| | : | |
| v. | : | Docket No. C-2024- |
| | : | |
| A. Folino Construction, Inc. | : | |
| Respondent | : | |

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Service by Certified Mail

A. Folino Construction, Inc.
Attn: Alyssa Zezza
109 Dark Hollow Rd.
Oakmont, PA 15139



Grant Rosul
Prosecutor
PA Attorney ID No. 318204

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 783-5243
grosul@pa.gov

Dated: January 9, 2024