

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265**

Public Meeting held March 26, 2026

Commissioners Present:

Stephen M. DeFrank, Chairman
Kimberly M. Barrow, Vice Chair
Kathryn L. Zerfuss
Ralph V. Yanora
John F. Coleman, Jr.

PA One Call – Act 50 of 2017;
Damage Prevention Committee Administrative
Penalties

Docket No. M-2026-3060794

ORDER

BY THE COMMISSION:

Before the Pennsylvania Public Utility Commission (Commission) for consideration is a list of persons who have been determined to have violated the Underground Utility Line Protection Law (One Call Law) by the Damage Prevention Committee (DPC or Committee), have been assessed an administrative penalty in accordance with that One Call Law and are delinquent in paying the administrative penalty. With this Order, the Commission, pursuant to Section 182.8 of the One Call Law, 73 P.S. § 182.8(d), concludes that the informal determinations of the DPC imposing administrative penalties on the persons listed in *Appendix A* to this Order have become final and binding on the Commission. Furthermore, the Commission, pursuant to Section 182.10(a) of the Once Call Law, 73 P.S. § 182.10(a), directs all persons listed in

Appendix A to this Order to remit payment to the Commission within 30 days of the entry date of this Order.¹

On April 30, 2018, Act 50 became effective, amending the One Call Law, 73 P.S. § 176 *et. seq.*, by creating the DPC, which meets regularly to review alleged violations of the Act and make determinations as to the appropriate response to such violations, including, but not limited to, the issuance of warning letters or administrative penalties. 73 P.S. § 182.8. Additionally, Act 50 assigned certain duties and responsibilities associated with the Pennsylvania One Call System (POCS) to the Commission. 73 P.S. §§ 182.8-182.10.²

Section 182.8(b)(3) of the One Call Law authorizes the DPC to issue, *inter alia*, informal determinations imposing administrative penalties on persons³ found to have violated the One Call Law. 73 P.S. § 182.8(b)(3). A person subject to an informal determination of the DPC may accept or reject the result. 73 P.S. § 182.8(c)(2). If an informal determination is rejected, the matter is returned to the damage prevention investigator for further action, if appropriate, including referring the matter to Commission prosecutorial staff for the purpose of issuing a formal complaint. *Id.* Unless the person rejects the informal determination, it becomes binding on the Commission. 73 P.S. § 182.8(d).

The One Call Law empowers the Commission to issue orders requiring compliance with the One Call Law and levy an administrative penalty for violations of this law. *See* 73 P.S. § 182.10. In accordance with the process outlined in 73 P.S. § 182.8(b)-(d), the DPC has determined that the following persons listed in *Appendix A*

¹ The total unpaid administrative penalties listed in Appendix A of this Order is approximately \$1,071,225.00.

² The One Call Law was subsequently amended effective October 29, 2024, by Act 127 of 2024.

³ "Person" means an individual, partnership, corporation, political subdivision, a municipal authority, the Commonwealth and its agencies and instrumentalities, or any other entity. 73 P.S. § 176.

have violated the One Call Law and issued informal determinations imposing administrative penalties for these violations. The persons listed in *Appendix A* were provided with an invoice and a synopsis of the Damage Prevention Investigator's (DPI) findings and given an opportunity either to accept the findings and pay the administrative penalty or reject the findings and present their case before the DPC. 73 P.S. § 182.8(c)(1)(i) and (ii). These persons were then provided with written notice of the date and time that their case was going to be heard and voted on by the DPC. These persons were then mailed a letter with an invoice and a notice telling them they have 30 days to remit payment of the administrative penalties, or in the case of a person having presented their position to the DPC, 30 days to file a written rejection of the findings or to remit payment.⁴

After 30 days had elapsed and neither written rejections nor payment of the administrative penalty had been received, the Commission's current practice is to issue an Order directing payment of the delinquent amount before referring the matter to the Pennsylvania Office of Attorney General for collection.⁵

The Commission concludes that the informal determinations of the DPC imposing administrative penalties on the persons listed in *Appendix A* to this Order have become final and binding on the Commission as prescribed in 73 P.S. § 182.8(d). Moreover, given these persons' failure to then respond to the aforementioned payment notices, the Commission formally adopts the DPC findings as its own and concludes that the persons listed in *Appendix A* to this Order both are not in compliance with the One Call Law and

⁴ A person that initially chooses to accept the findings of the DPI and the proposed administrative penalty has their case voted on in omnibus fashion and cannot present its position to the DPC. In such instances, the person may not reject the informal determination of the DPC under Section 182.8(c)(2). Persons that initially choose to reject the DPI's findings and present their position before the DPC have 30 days to reject the DPC's informal determination in writing.

⁵ Prior practice included having the Commission's Bureau of Investigation and Enforcement send a final dunning letter to persons with delinquent administrative penalties. In the interests of Commission time and resources, the practice of sending a final dunning letter has been discontinued in favor of issuing the instant Commission Order.

are delinquent in paying their administrative penalties. Accordingly, pursuant to Section 182.10(a) of the One Call Law, 73 P.S. § 182.10(a), the Commission issues this Order directing all persons in *Appendix A* to this Order to remit payment to the Commission within 30 days of the entry date of this Order. Failure to remit payment of the delinquent administrative penalty will result in these matters being referred to the Pennsylvania Office of Attorney General for collection pursuant to 71 P.S. § 732-204(c). **Moreover, in the event that any delinquent administrative penalties were imposed for incidents occurring on or after October 29, 2024, additional penalties of \$100 per day, per violation, up to a maximum of \$5000, per violation, shall be assessed.** 73 P.S. § 182.10(c)(3); **THEREFORE,**

IT IS ORDERED:

1. That the informal determinations of the Damage Prevention Committee imposing administrative penalties on the persons listed in *Appendix A*, attached hereto, have become final and binding on the Commission. Accordingly, the Commission formally adopts the Damage Prevention Committee findings as its own and concludes that the persons listed in *Appendix A*, attached hereto, are not in compliance with the One Call Law and are delinquent in paying their administrative penalties.

2. That persons listed in *Appendix A*, attached hereto, shall pay in full their delinquent administrative penalties imposed by the Damage Prevention Committee within 30 days of the entry date of this Order. Said payment will be made by certified check or money order payable to “Commonwealth of Pennsylvania” and sent to:

Matthew Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

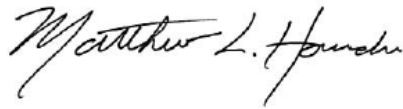
3. That for any delinquent administrative penalties that were imposed for incidents occurring on or after October 29, 2024, additional penalties of \$100 per day, per violation, up to a maximum of \$5,000 per violation shall be assessed beginning 30 days after the entry date of this Order.

4. That failure to pay the delinquent administrative penalty, including all applicable late fee penalties as stated in Paragraph 3 above, in full within 30 days will result in referral of the matter to the Office of Attorney General pursuant to 71 P.S. §732-204(c).

5. That the Secretary shall serve a copy of this Order and *Appendix A* upon the Commission's Bureau of Investigation and Enforcement, Bureau of Administration, the Pennsylvania Office of Attorney General, and all persons listed in *Appendix A*.

6. That the contact person for this matter is Sara Andrade-Locke, salocke@pa.gov, 717-772-8584, Bureau of Investigation and Enforcement, One Call.

BY THE COMMISSION



Matthew L. Homsher
Secretary

(SEAL)

ORDER ADOPTED: March 26, 2026

ORDER ENTERED: March 26, 2026

APPENDIX A

| Invoice Number | Company Name | Amount Owed |
|-----------------------|--|--------------------|
| 045092-007978 | 7 EXCAVATING AND PAVING | \$500.00 |
| 051372-009283 | A TEAM LLC | \$22,500.00 |
| 050455-008768 | A TEAM TRENCHING | \$750.00 |
| 052353-009513 | A TEAM TRENCHING | \$11,500.00 |
| 042046-007887 | A&R CONCRETE AND MASONRY | \$2,750.00 |
| 041137-008169 | A.B.A. SERVICES, LLC | \$2,000.00 |
| 041795-007784 | ALBELYS MEJIA TREE SERVICE | \$1,100.00 |
| 052055-009365 | ALVIN WISE LLC | \$23,000.00 |
| 052425-009715 | AMANI DEVELOPMENT, LLC | \$1,000.00 |
| 044339-008185 | AQUA AMERICA | \$500.00 |
| 052411-009572 | ASHLEY BOROUGH | \$8,500.00 |
| 052469-009617 | ASHLEY BOROUGH | \$7,450.00 |
| 051579-009114 | ASTOUND BROADBAND | \$6,000.00 |
| 051765-009387 | A-TEAM LLC | \$17,000.00 |
| 047114-008646 | ATLAS TECHNICAL | \$250.00 |
| 052108-009531 | BEN FRANKLIN IN HOME SERVICES | \$11,000.00 |
| 046932-008512 | BERKHEIMER EXCAVATION | \$1,250.00 |
| 044249-007973 | BETTERS COMPANY | \$2,750.00 |
| 046527-008407 | BORRELL EXCAVATING | \$2,000.00 |
| 034487-006939 | BRANDYWINE DIRECTIONAL DRILLING LLC | \$750.00 |
| 050823-009161 | BREEZELINE | \$400.00 |
| 038235-007520 | BURNS & MCDONNEL | \$1,000.00 |
| 052467-009619 | BUSTLETON SERVICES, INC. | \$5,000.00 |
| 043825-008318 | CALINI AND ASSOCIATES | \$3,250.00 |
| 051068-008867 | CALLAHAN CONSTRUCTION | \$1,250.00 |
| 050148-008785 | CHARLEROI AUTHORITY / AUTH. OF THE BORO. OF CHARLEROI | \$375.00 |
| 047132-008277 | CHARTER COMMUNICATIONS ALSO SPECTRUM | \$1,000.00 |
| 037248-006178 | CISCO MASONRY | \$2,000.00 |
| 048445-008658 | CITY OF CONNELLSVILLE | \$250.00 |
| 041474-008199 | CITY OF WILKES BARRE | \$2,000.00 |
| 047239-008335 | CITY OF WILKES BARRE | \$2,000.00 |
| 043627-007817 | CONSOLIDATED COMMUNICATIONS | \$500.00 |
| 043825-008321 | CONSOLIDATED COMMUNICATIONS | \$750.00 |
| 045679-008116 | CONSOLIDATED COMMUNICATIONS | \$250.00 |
| 048005-008763 | CONSOLIDATED COMMUNICATIONS | \$5,000.00 |
| 048084-008570 | D AND T CONCRETE | \$750.00 |
| 038691-007791 | D AND V CONTRACTORS INC. | \$4,000.00 |

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| 052111-009421 | DANELLA | \$16,500.00 |
| 046886-008678 | DANELLA LINE SERVICES | \$2,000.00 |
| 053056-009791 | DAVID JATNIEL LLC | \$16,500.00 |
| 044534-008347 | DAVIS HAULING AND EXCAVATING | \$2,750.00 |
| 052573-009837 | DELUCA BROTHERS CONSTRUCTION | \$33,750.00 |
| 047263-008754 | DIANTONIO AND BONGIOVANNI BUILDERS | \$2,750.00 |
| 047052-008546 | DJ HANNON AND SONS | \$2,250.00 |
| 047554-008526 | DOMINGUEZS CONCRETE | \$1,500.00 |
| 045883-008382 | DRAINNO ELECTRIC DRAIN CLEANING | \$3,000.00 |
| 051526-009239 | DUNMORE BOROUGH | \$5,000.00 |
| 052933-009753 | DUNMORE BOROUGH | \$10,500.00 |
| 046234-008406 | EISEL ENTERPRISES | \$3,000.00 |
| 041917-008177 | ELITE PAVING & CONCRETE | \$2,000.00 |
| 039785-008159 | EXTENET SYSTEMS LLC | \$250.00 |
| 038536-007780 | FAIRVIEW ASPHALT PAVING | \$1,750.00 |
| 047555-008560 | FALCONE CONCRETE & LANDSCAPING | \$2,750.00 |
| 050504-009012 | FERMANAGH CORP | \$2,500.00 |
| 047988-008478 | FORESITE CONCEPTS LLC | \$1,500.00 |
| 048034-008729 | FOUR SEASONS LANDSCAPE AND DESIGN | \$3,250.00 |
| 051048-009271 | FRANJO CONSTRUCTION CORPORATION | \$5,000.00 |
| 044608-008376 | FRIENDLY UNDERGROUND CONSTRUCTION, LLC | \$2,000.00 |
| 046198-008509 | FRONTIER COMMUNICATIONS OF PA INC | \$2,500.00 |
| 046336-008288 | FRONTIER COMMUNICATIONS OF PA INC | \$500.00 |
| 051241-009328 | FRONTIER COMMUNICATIONS OF PA INC | \$15,750.00 |
| 041365-008171 | FRYER EXCAVATION, INC. | \$1,250.00 |
| 042477-008189 | FUTURE COMMUNICATIONS | \$3,500.00 |
| 040715-008109 | G AND R CONTRACTOR | \$1,750.00 |
| 042118-007917 | GENXC GROUP | \$3,000.00 |
| 050422-009007 | GILLESPIE FENCE & LANDSCAPE | \$1,500.00 |
| 038284-007091 | GLASGOW BOROUGH | \$500.00 |
| 051618-009170 | GOMEZ ORELLANA LLC | \$10,500.00 |
| 040599-008108 | GOODWILL CONSTRUCTION | \$2,000.00 |
| 050680-008801 | GREENTREE PROPERTY CARE & MAINTENANCE | \$1,500.00 |
| 050200-008814 | HAND-D-MAN | \$3,750.00 |
| 042022-007872 | HANOVER EXCAVATION | \$1,750.00 |
| 041786-007767 | HD PAVING | \$1,750.00 |
| 051707-009343 | HIGH ASSOCIATES | \$5,000.00 |
| 046438-008568 | HOMEOWNER | \$2,000.00 |
| 046598-008411 | HORN CONSTRUCTION | \$2,000.00 |

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| 045829-008120 | INDEPENDENT ENTERPRISE | \$1,500.00 |
| 047016-008545 | INDEPENDENT ENTERPRISE | \$1,500.00 |
| 047251-008605 | INDEPENDENT ENTERPRISE | \$1,000.00 |
| 048134-008620 | INDEPENDENT ENTERPRISES | \$1,750.00 |
| 050810-008958 | INDEPENDENT ENTERPRISES | \$1,000.00 |
| 050939-009040 | INDEPENDENT ENTERPRISES | \$1,000.00 |
| 051228-009233 | INDEPENDENT ENTERPRISES | \$5,500.00 |
| 051230-009309 | INDEPENDENT ENTERPRISES | \$16,500.00 |
| 051788-009339 | INDEPENDENT ENTERPRISES | \$10,500.00 |
| 051839-009325 | INDEPENDENT ENTERPRISES | \$10,500.00 |
| 052592-009672 | INDEPENDENT ENTERPRISES | \$14,550.00 |
| 052813-009680 | INDEPENDENT ENTERPRISES | \$26,550.00 |
| 048325-008534 | INDEPENDENT ENTERPRISES INC | \$1,000.00 |
| 050844-008925 | INDEPENDENT ENTERPRISES INC | \$3,500.00 |
| 050857-008930 | INDEPENDENT ENTERPRISES INC | \$1,000.00 |
| 052232-009582 | INDEPENDENT ENTERPRISES INC | \$15,300.00 |
| 052236-009609 | INDEPENDENT ENTERPRISES INC | \$14,550.00 |
| 043793-008046 | INDEPENDENT ENTERPRISES INC. | \$500.00 |
| 048469-008566 | INDEPENDENT ENTERPRISES INC. | \$500.00 |
| 046803-008516 | INDEPENDENT ENTERPRISES, INC. | \$1,250.00 |
| 052080-009493 | J D MYERS PLUMBING | \$2,000.00 |
| 050820-009105 | J J KELLY SERVICES L L C | \$2,750.00 |
| 043069-007652 | J S WILLIAMS AND SON | \$1,250.00 |
| 039995-007682 | JAY C M MECHANICAL | \$2,000.00 |
| 052619-009727 | JDA UNDERGROUND LLC | \$11,000.00 |
| 050567-008866 | JEFF BOBB HOME IMPROVEMENTS LLC | \$2,250.00 |
| 040205-008078 | JIM SKURKA MASONRY | \$2,000.00 |
| 040183-008022 | JOSEPH LITTLE INC | \$3,000.00 |
| 040187-007799 | JT AND SON CONSTRUCTION LLC | \$2,750.00 |
| 053947-009754 | JUST PLUMBING AND HEATING | \$16,000.00 |
| 044475-008241 | KD CUSTOM MAINTENANCE AND LAWN CARE | \$1,500.00 |
| 051334-009218 | KIEFER NURSERY LLC. | \$22,500.00 |
| 045129-008023 | KORB LANDSCAPING | \$2,250.00 |
| 051671-009266 | LANCO SHEDS | \$5,000.00 |
| 052343-009550 | LANDIS EXCAVATING LLC | \$1,600.00 |
| 046198-008508 | LECMAR UNDERGROUND CABLE | \$5,000.00 |
| 039785-008160 | LUMOS NETWORKS | \$250.00 |
| 046057-008058 | LUMOS NETWORKS OF WV | \$1,000.00 |
| 041049-007711 | M G PROPERTY MANAGEMENT / PHOENIXVILLE PLUMBING DIVISION | \$500.00 |

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| 051875-009197 | MACHI MECHANICAL | \$1,200.00 |
| 042793-008191 | MARK ANTHONY CONCRETE | \$3,000.00 |
| 051112-009155 | MARYLAND UNDERGROUND | \$22,500.00 |
| 053821-009748 | MCCLAIN BROS. | \$17,000.00 |
| 051273-009209 | MCCLAIN BROTHERS PLUMBING | \$16,500.00 |
| 051820-009379 | MID OHIO UTILITIES | \$6,500.00 |
| 051835-009414 | MOUNTAIN VIEW MHC (EQUITY LIFESTYLE) | \$37,750.00 |
| 043077-007743 | NJ UNDERGROUND LLC | \$1,000.00 |
| 051843-009286 | NORTH BRADDOCK BOROUGH | \$7,400.00 |
| 050455-008895 | NORTH FAYETTE COUNTY MUNICIPAL AUTHORITY (NFCMA) | \$500.00 |
| 041816-007807 | ORIE PLUMBING | \$2,000.00 |
| 050069-009447 | P AND G UNDERGROUND UTILITIES | \$1,750.00 |
| 050555-008799 | P AND G UNDERGROUND UTILITIES | \$1,250.00 |
| 046156-008226 | PATINO CONSTRUCTION | \$500.00 |
| 046904-008475 | PATINO CONSTRUCTION | \$1,750.00 |
| 048005-008760 | PATINO CONSTRUCTION | \$1,000.00 |
| 052583-009661 | PATINO CONSTRUCTION | \$11,500.00 |
| 051308-009212 | PEACHEY LANDSCAPE INC | \$23,000.00 |
| 039785-008162 | PENN TELECOM INC | \$250.00 |
| 047168-008599 | PHILADELPHIA CITY DEPARTMENT OF STREETS | \$1,000.00 |
| 051896-009431 | PHILADELPHIA CITY DEPARTMENT OF STREETS | \$11,000.00 |
| 052108-009535 | PHILADELPHIA CITY DEPARTMENT OF STREETS | \$11,500.00 |
| 051536-009240 | PINE RIDGE PROPERTY MAINTENANCE | \$16,500.00 |
| 040955-008234 | PITTSBURGH UNIVERSITY MEDICAL CENTER | \$2,500.00 |
| 042971-007515 | PLUMBOSS | \$2,500.00 |
| 038576-007070 | PRIZM VINYL CORPORATION | \$1,000.00 |
| 050274-008794 | PRO GOMEZ COMMUNICATIONS INC | \$2,750.00 |
| 038656-007785 | R AND R CABLE PROS | \$2,000.00 |
| 040381-008081 | R AND R CABLE PROS | \$2,500.00 |
| 044445-007961 | R L E ENTERPRISES | \$500.00 |
| 039115-007327 | R. L. E. ENTERPRISES | \$500.00 |
| 042048-007889 | RATOSKEY & TRAINOR INC | \$2,750.00 |
| 040573-008107 | RICCO DEMOLITION | \$2,000.00 |
| 042992-007595 | RIGHT WAY PAVING | \$1,000.00 |
| 046541-008426 | RLE ENTERPRISES | \$5,000.00 |
| 045394-008920 | S AND S FIBER OPTICS | \$3,000.00 |
| 051239-009390 | S AND S FIBER OPTICS | \$55,500.00 |

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| 051559-009378 | S AND S FIBER OPTICS | \$22,250.00 |
| 052468-009650 | S AND S FIBER OPTICS | \$15,750.00 |
| 052904-009679 | S AND S FIBER OPTICS | \$22,000.00 |
| 053000-009755 | S AND S FIBER OPTICS | \$16,500.00 |
| 053033-009758 | S AND S FIBER OPTICS | \$16,500.00 |
| 041344-008485 | SA WAY PLUMBING AND HEATING | \$5,000.00 |
| 051499-009352 | SANCHEZ UNDERGROUND CABLE CREW LLC | \$5,000.00 |
| 038686-007789 | SILA HEATING AND AIR CONDITIONING | \$500.00 |
| 052146-009502 | SOUTHERN CABLE CONSTRUCTION | \$5,000.00 |
| 046232-008385 | STASH CONTRACTING | \$12,750.00 |
| 046971-008280 | STROUDSBURG BOROUGH | \$2,000.00 |
| 051608-009245 | SUPERIOR UTILITY EXCAVATING INC | \$16,000.00 |
| 037882-006959 | SYMCHECK CONCRETE AND EXCAVATION | \$2,750.00 |
| 039981-007753 | TAILORED CONSTRUCTION AND DESIGN LLC | \$1,250.00 |
| 038850-007792 | TRIPLE A LAWN CARE AND POOLS | \$1,750.00 |
| 043627-007811 | UTILITIES SERVICES RADIUS LLC | \$500.00 |
| 043814-007822 | UTILITIES SERVICES RADIUS LLC | \$500.00 |
| 043773-008005 | VALACON ENTERPRISES | \$1,000.00 |
| 052528-009559 | VERIZON | \$10,000.00 |
| 050206-009026 | VERIZON BUSINESS | \$7,500.00 |
| 050254-008864 | VERIZON BUSINESS | \$6,000.00 |
| 050260-009032 | VERIZON BUSINESS | \$2,500.00 |
| 050269-008750 | VERIZON BUSINESS | \$10,000.00 |
| 050666-009084 | VERIZON BUSINESS | \$5,000.00 |
| 051001-008949 | VERIZON BUSINESS | \$5,000.00 |
| 033665-006837 | WEBER LAND AND TREE | \$4,250.00 |
| 039215-007899 | WILKES BARRE CITY | \$17,500.00 |
| 046541-008427 | WILKES BARRE CITY | \$7,500.00 |
| 045566-008128 | WILKES BARRE CITY OF | \$1,500.00 |
| 036402-007142 | WILKINSBURG PENN JOINT WATER AUTHORITY | \$500.00 |
| 033206-006782 | WILKINSBURG-PENN JOINT WATER AUTHORITY (WPJWA) | \$2,500.00 |
| 044452-008357 | WILKINSBURG-PENN JOINT WATER AUTHORITY (WPJWA) | \$1,000.00 |
| 044720-008006 | WILKINSBURG-PENN JOINT WATER AUTHORITY (WPJWA) | \$500.00 |
| 052563-009642 | WILLIAMS EXCAVATION | \$15,750.00 |