



Damage Prevention Committee

**Summaries and Actions
from the
Meeting of May 10, 2022**



Pennsylvania Public Utility Commission

Damage Prevention Committee Meeting Case List

Omnibus Session

Case Number	Stakeholders	Summary	Violations & Recommendation
14608	<p>Facility Owner: PECO Contractor/Excavator: GENERAL ASPHALT PAVING Project Owner: PECO Designer: PECO Other: BOROUGH OF POTTSTOWN/POTTSTOWN BOROUGH MUNICIPAL AUTHORITY Other: Comcast Other: LOWER POTTS GROVE AUTHORITY/LOWER POTTS GROVE TOWNSHIP Other: METROPOLITAN EDISON CO / FIRST ENERGY Other: Verizon</p>	<p><u>On 5/4/2020 9:00:00 AM at PLEASANT VIEW RD, LOWER POTTS GROVE TWP, MONTGOMERY</u> PECO disagrees with citation for violation 2(5)(v). DPI agrees with PECO and is requesting that violation for ticket 20201010015 be withdrawn Ticket was responded to timely.</p> <p>Incident occurred at Pleasant View Rd. (PECO’s AVR reads Pleasantville Rd), Lower Pottsgrove Township, Montgomery County.</p> <p>AVR was received from PECO, who is the Project Owner, Designer and Facility Owner of this Capacity Expansion Project. AVR states that on 05/04/2020 General Asphalt Company (GAC) was digging with a backhoe/tracker and failed to exercise due care and take all reasonable steps to avoid injury to or interference with all lines. A PECO 1/2-inch plastic gas service line was hit, causing one customer at 864 N. Pleasantville Rd. to be without service for 1-6 hours. AVR from General Asphalt Paving states that on 5/4/2020, their excavator received a field marked response. No other information was received. The crew was excavating in front of 935 N. Pleasant View Rd, to install an 8” MP PI main. GAC backhoe struck and caused a leak on an unmarked 1/2” plastic service line, which belonged to 864 N Pleasant View Rd. AVR’s from PECO and GAP state that 911 was not called. This is a violation of section 5(8) to General Asphalt & Paving for not immediately notifying 911 and the facility owner if the damage results in the escape of any flammable, toxic or corrosive gas. The facility owner was notified. Penalty is applied. Education is mandatory.</p> <p>PECO project information to include a packet that was shared with General Asphalt and Paving (GAP). This packet included a map and GFR service card. GFR Service card listed all the addresses with gas service. 864 N. Pleasant Road was not listed on this service card. 864 N. Pleasantville Road was listed on a map and marked No Pipe Data verify Material. There was a meter shown on the map. The meter could have been connected someplace away from the road that was under construction. This gas line was not marked in the field. Ticket # 20201130026 response was field marked by PECO. This is a violation of Section 2(5)(v) the information in KARL was incorrect. The Information that was included in the packet, should have been marked as well.</p> <p>The gas meter was known to be there and was not marked. This is a violation of Section 2(5)(i.1) House was listed on the maps and labeled “No pipe data” and</p>	<p>GENERAL ASPHALT PAVING: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p> <p>PECO: \$500.00 Section 2(5)(i.1) 1st Offense \$250.00</p> <p>Section 2(11) 1st Offense \$250.00</p> <p>Section 6.1(1) 1st Offense \$0.00</p> <p>Section 4(5) 1st Offense \$0.00</p> <p>BOROUGH OF POTTSTOWN/POTTSTOWN BOROUGH MUNICIPAL AUTHORITY: \$500.00 Section 2(4) 1st Offense \$0.00</p> <p>Section 2(5)(v.1) 1st Offense \$500.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(viii) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>Comcast: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>METROPOLITAN EDISON CO / FIRST ENERGY: \$750.00 Section 2(5)(v) 3rd offense \$750.00</p> <p>Verizon: \$8,000.00 Section 2(5)(v)</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>not marked in the field. This house could not be seen from the road that was under construction.</p> <p>Complex project Routine ticket was put in 90 working days after the Complex project final design.</p> <p>DPI requested Complex Project sign in sheet from PECO and the map that would include the 811 number and the level of SUE used. None of this information was received. This is a violation of Section 4(11) Facility Owner failed to reply with all requests for information by the Commission. This is a first-time offense. \$250. Penalty is reduced to a warning. Education specific to Project Owners is mandatory.</p> <p>Designers Drawing did not include the One Call's toll-free number and serial number of the ticket. This information was not included with the ticket numbers that were received from One Call, also this was requested from PECO. This is a first-time violation of 4(5) and \$250. Penalty is reduced to a warning. Education specific to Designers is mandatory.</p> <p>Level D Sue involves collecting the most basic level of information from existing utility records. This information was not including in the design and missed marked. This is a first-time violation of Section 6.1(1) and \$500 penalty is reduced to a warning. Education is Mandatory.</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>*Verizon – Late response to ticket's # 20200420020, 20200550284, 20200650078, 20201010015 and no response to ticket's # 20200080299, 20192321475. These are all subsequent violations of Section 2(5)(v) and penalties applied to each.</p> <p>* Comcast Cable – Late response to ticket 20201010015. Response was due by 4/14/20 and Comcast responded within two hours after the renotify ticket 20201010015-001 was submitted on 4/22/20. This is a violation of Section 2(5)(v) and penalty applied.</p> <p>* PECO Energy - Late response to ticket 20201010015. Response was due by 4/14/20 and PECO responded within two hours after the renotify ticket 20201010015-001 was submitted on 4/22/20. This is a third violation of Section 2(5)(v) and penalty applied.</p> <p>*Borough of Pottstown - Late response to ticket 20201010015. Response was due by 4/14/20 and Borough of Pottstown responded Field Marked on 4/21/2020. This is a first-time violation of Section 2(5)(v) and \$250 penalty is reduced to a warning. Renotify ticket 20201010015-001 was submitted on 4/22/20. No response was given to the renotify ticket on 4/22/2020 This is a first-time violation of Section 2(5)(v) and \$250 penalty is reduced to a warning. Education is mandatory.</p> <p>Late response to ticket #20200290588. Response was due by 1/31/20. Responded Field Marked on 2/3/2020 at 9:13. This is on the requested excavation date and after the requested dig time of 7:00 a.m. This is a first-time violation of Section 2(5)(v) and \$250 penalty is reduced to a warning.</p>	<p>Subsequent \$2,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Late response to ticket # 20200420020. Response was due by 2/13/20. Responded field marked on 2/14/20, at 14:20. The requested dig time was 7:00 a.m. This is a first-time violation of Section 2(5)(v) and \$250 penalty is reduced to a warning.</p> <p>No response was received for Complex Project ticket# 20200080299. This is a violation of Section 2(5)(viii) and penalty is applied. This is a first-time violation of Section 2(5)(viii) and \$500 penalty is reduced to a warning.</p> <p>No response was received for Design ticket # 20200650078. This is a violation of Section 2(4) and \$250 penalty is reduced to a warning.</p> <p>Final Design Ticket #20192321475 was due on 9/4/2019. Pottstown Borough responded field marked on 9/11/2019. This is a violation of Section 2(4) and \$250 penalty is reduced to a warning.</p>	
15887	<p>Facility Owner: Kinder Morgan Contractor/Excavator: Property Owner Project Owner: Homeowner</p>	<p><u>On 5/26/2020 8:00:00 AM at 4516 SR 3005, Laceyville, PA, AUBURN TWP, SUSQUEHANNA</u> Synopsis 15887 *No Damage* Incident occurred at 4516 SR 3005, Laceyville, in Auburn Township, Susquehanna County, PA. On 5/26/2020 Homeowner was using farm equipment to put in posts for a fence. This was in close proximity to the Tennessee Gas Pipeline (TGP). There was no One Call ticket submitted. AVR emailed to homeowner/excavator on 8/3/2021. No AVR was received. This is a first-time violation of Section 5(16) and \$250. Penalty is reduced to a warning. Homeowner failed to request a location request ticket to One Call prior to digging. This is a first-time violation of Section 5(2.1) and penalty is reduced to a warning.</p>	<p>Property Owner: \$0.00 Section 5(16) 1st Offense \$0.00</p> <p>Section 5(2.1) 1st Offense \$0.00</p>
15096	<p>Contractor/Excavator: Morrison William H. Excavating Contractor/Excavator: ULTRA-GLOW ELECTRIC Project Owner: CONTRACTOR Other: PPL ELECTRIC UTILITIES</p>	<p><u>On 5/27/2020 12:00:00 AM at 40 Reservoir Road, STRASBURG TWP, LANCASTER</u> Incident occurred at 40 Reservoir Road, Strasburg Township, Lancaster Co.</p> <p>On 5/27/2020, Project Owner; Mr. Glick scheduled a demolition of a structure. There were no One Call tickets submitted for the demolition. A PPL Electric underground service and meter base were damaged. PPL Electric states in their Alleged Violation Report (AVR) that B&D Building Contractors Inc, was demolishing a structure with a trackloader, when they damaged a PPL Electric Service and meter base. There were no reported injuries. One customer lost power. PPL Public Safety (PPL PPS) spoke with property owner/ builder Mr. Daniel Glick who stated that he engaged an electrical contractor to preform work for the project. This was Daniel Byler from Ultra-Glow Electric. Ultra-glow had inquired to PPL about having a new service for the planned home construction. The old service needed to be disconnected and removed. There was no work order placed for this, just the preliminary discussion. They added that Mr. Glick stated he had the demolition work scheduled and would not wait for PPL to disconnect the service. PPL PPS counseled Mr. Glick on the dangerous exposure to electrical hazards that his actions presented to workers at the site. He stated they</p>	<p>Morrison William H. Excavating: \$500.00 Section 5(2.1) 1st Offense \$500.00</p> <p>ULTRA-GLOW ELECTRIC: \$250.00 Section 5(16) 1st Offense \$125.00</p> <p>Section 5(17) 1st Offense \$125.00</p> <p>CONTRACTOR: \$1,000.00 Section 4(2) 1st Offense \$500.00</p> <p>Section 6.1(7) 1st Offense \$250.00</p> <p>Section 5(17) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>were “careful” while bull-doing the structure and burning materials near the meter and service. They also stated that additionally Mr. Glick admitted to not making a PA One Call for the excavation work at the site. PPL states there was a risk to others with his willful disregard for the hazards presented.</p> <p>AVR request letter sent to B&D Building Contractors Inc on 6/9/2021. No AVR was received. AVR letter was sent to B &D Builders Inc again, this time as the Project Owner. No AVR was received to date. On 2/03/2022, when the stakeholder review letters were mailed, an email was received from B&D Contracting stating that they were not involved with this incident. DPI sent an email asking if they were involved with the project at all.</p> <p>B&D Building Contractors sent an email 2/3/2022 stating this was not their project. Mr. Glick is part of B&D Builders, but was not working for a company project, but as a property owner. The name of William Morrison Excavating was provided.</p> <p>William H. Morrison Excavating AVR was received promptly, and they state that they were using a Backhoe/trackhoe to remove a building. They wrote that the Builder/Owner stated that all PA One Calls were performed for design and demolition and permits were received. Builder/Owner had removed the electric lines from the structure prior to demolition. Builder/Owner stated that the electric service had been terminated for many years prior to demolition. Builder/Owner stated that PPL just never came out to remove the meter.</p> <p>One Call states that no One Call tickets were found.</p> <p>Ultra-Glow Electric Service was mailed an AVR letter request on 2/3/2022. No AVR received to date. No information has been received to date.</p> <p>Ultra-Glow is in violation of Section: 5(16) Failed to submit an Alleged Violation Report. Penalty is applied. This is a first-time offence and the \$250. Penalty is reduced to \$125. Education is mandatory. 5(17) Failed to comply with all requests for information from PUC staff within 30 days. This is a first-time offence and the \$250. Penalty is reduced to \$125.</p> <p>Daniel Glick is in violation of Sections: 6.1(7) Project owner failed to submit an alleged Violation Report. Penalty is applied. Education is mandatory. 4(2) Designer failed to request the line and facility information prescribed by section 2(4) from the One Call system. Penalty is applied. 5(17) Excavator failed to comply with all requests for information from PUC staff. Penalty is applied.</p> <p>Morrison William H. Excavating is in violation of Section:</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>5(2.1) Excavator failed to submit a location request to One Call. This is a first-time offense and the \$1000. Penalty is reduced to \$500. Education is mandatory.</p> <p>Notes: This was a 4-month project >\$400. B&D Builders at 34 South Vintage Road, Paradise PA. is the address for the company location. This address is different than the address of the work site.</p> <p>Additional Notes: B&D Contracting is listed as the excavator in the AVR from PPL Electric. B&D contracting sent an email (when the violation and penalty was mailed to them) and provided the name of another excavator and stated that they were not on this project Case 15096 was approved to be reinvestigated, due to the new information that was received after the stakeholder letters were mailed.</p> <p>*Daniel Glick is a professional excavator. He chose not to respond as a homeowner. The CFO of company B&D Building contractors respond and gave the name of the excavator, who was working at the time of the damage. This was a very untimely response from B&D Builders. Mr. Glick never responded. The information that was received shows that Daniel Glick is the designer, project owner and an excavator in this project.</p>	
15243	<p>Facility Owner: Highland Heights Homeowners Association Contractor/Excavator: RJL COMMUNICATIONS LLC Project Owner: COMCAST Other: Frontier Communications Solutions Other: Quarryville Borough</p>	<p><u>On 6/2/2020 12:00:00 PM at 302 GROFFDALE RD, PROVIDENCE TWP, LANCASTER ***Quarryville Borough took and passed Designer Training on 3/18/2022***</u> Incident occurred on 6/02/2020 at 302 Groffdale Rd, Providence Township, Lancaster PA. Two Alleged Violation Reports (AVR) were received from R J L Communications LLC who stated that they were working for Comcast Cable, doing CATV maintenance, within the white lines, when they struck and damaged a water main owned by the Highland Heights Homeowners Association. They state that there were no mark outs by Highland Heights Home Association and that Highland Heights Homeowners Association is not a member of PA One Call. AVR received from Comcast states that there were no mark outs by Highland Heights Home Association and that Highland Heights Homeowners Association is not a member of PA One Call. AVR Request to Highland Heights Homeowners Association was mailed on 7/21/21. No AVR received to date. No contact made. Highland Heights Homeowners Association is in violation of Sections: 2(1) – They are not a member of One Call. \$250. Penalty is reduced to a warning. Becoming a One Call member is mandatory. Education is Mandatory. 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 2(5)(vii)</p>	<p>Highland Heights Homeowners Association: \$250.00 Section 2(1) 1st Offense \$250.00</p> <p>COMCAST: \$1,500.00 Section 2(5)(vii) 2nd Offense \$1,500.00</p> <p>Frontier Communications Solutions: \$1,500.00 Section 2(5)(vii) 2nd Offense \$1,500.00</p> <p>Quarryville Borough: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Failed to respond to an emergency notification as soon as practicable following notification.</p> <p>Quarryville Borough had an interim response to routine ticket#20201420178. This is a violation of Section 2(5)(v) with a penalty of \$500. Penalty is reduced to a warning.</p> <p>Emergency ticket #20201541743 also had an interim response which is a violation of Section 2(5)(vii) with a penalty of \$1000. which is reduced to a warning.</p> <p>Ticket 20201503042 was responded to on the date of the planned excavation about two hours late. This is a violation of Section 2(5)(v) with a penalty of \$500. Penalty is reduced to a warning. Training is mandatory.</p> <p>Comcast Cable failed to respond to Emergency ticket #20201541743. This is a second offense violation of 2(5)(vii) and penalty is enforced.</p> <p>Frontier Communications failed to respond to Emergency ticket #20201541743. This is a second offense violation of 2(5)(vii) and penalty is enforced.</p> <p>Notes: There is no information on the actual cost of repairs for this incident. AVR's from Comcast and RJL Communications state that the cost was estimated to be between \$1001 and \$5000 and affected customers for 1-6 hours.</p>	
15616	<p>Facility Owner: PECO Contractor/Excavator: HOMEOWNER Contractor/Excavator: INFRASOURCE INC PA</p>	<p><u>On 6/2/2020 2:00:00 PM at 19 WINDEMERE CT, EAST BRANDYWINE TWP, CHESTER</u> Incident occurred on 6/02/2020 at 19 Windemere Ct, East Brandywine Township, Chester County, PA.</p> <p>AVR from PECO states that a homeowner was putting up a fence by auguring without a One Call ticket, when a PECO secondary electric line was hit and damaged. Service was interrupted to one customer, for 12 to 24 hours.</p> <p>AVR was requested from homeowner/excavator Armstrong on 7/20/2021. No AVR was received. Emergency ticket submitted by Infrasource states that this excavation was hand dug. No pictures are submitted. Homeowner was hand digging. No violations of ACT 50 found.</p>	
15420	<p>Facility Owner: UGI Contractor/Excavator: PennDot</p>	<p><u>On 6/10/2020 8:15:00 AM at SR 0010, CUMRU TWP, BERKS</u> ~Incident occurred on 6/10/2020 at SR 0010, near Pheasant Road and Winter Ave., Cumru Township, Berks County.</p> <p>UGI submitted an AVR stating, "While PennDot was excavating for Storm Sewer pipe replacement the struck and damaged a correctly marked 6" Steel Gas Main with an mobile excavator." Photos were submitted with the AVR.</p> <p>Penn Dot submitted an AVR with a witness statement stating, "When I got to the jobsite we had a gas line running across our pipe. We started excavation and got to where the gas line was. My operator, Pat, was new to the crew and didn't realize how far to stay away from the pipe. He peeled the blacktop off and then dug more. He grabbed the pipe unknowingly and bent the gas line." A</p>	<p>PennDot: \$500.00 Section 5(4) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>violation of 5(4)- failed to exercise due care and employ prudent techniques is recommended.</p> <p>Both the PennDot AVR and UGI AVR indicated 911 had not been called. Photos submitted with UGI's AVR show the pipe's cathodic protection was scraped off and no indication of hazardous liquid was released.</p> <p>Violations:</p> <p>PennDot- ~5(4)- failed to exercise due care and employ prudent techniques.</p>	
16006	<p>Facility Owner: UGI Contractor/Excavator: C and J Lawncare Project Owner: GSP Management</p>	<p><u>On 6/10/2020 1:58:00 PM at FLORENCE DR (Lots 100 & 98), LONDONDERRY TWP, DAUPHIN</u> ~Incident occurred on 6/10/2020 on Florance Drive (lots 98 & 100), near Charles Ave. and Nelson Drive, Londonberry Township, Dauphin County.</p> <p>***No Damage</p> <p>UGI submitted an AVR stating, "Locator arrive at site on 06/10/2020 to find buildings already demolished, one day before Lawful start date posted on POC ticket 20201603917."</p> <p>C and J Lawncare was mailed an AVR request letter on 8/18/2021. No AVR has been received to date.</p> <p>* After an extensive Google search, the phone number on the truck matches C&J Lawn Care and is believed to be the same entity as C&J Landscaping & Excavating, LLC.</p> <p>Violations:</p> <p>C and J Lawncare: ~5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe. ~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 Education is mandatory.</p>	<p>C and J Lawncare: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$250.00</p>
15689	<p>Facility Owner: PECO Contractor/Excavator: GLASGOW PAVING Contractor/Excavator: INFRASOURCE INC PA Project Owner: Newtown Township</p>	<p><u>On 6/16/2020 4:00:00 PM at WHITE HORSE RD, EASTTOWN TWP, CHESTER</u> Incident occurred at White Horse Road, Easttown Township, Chester County PA. Glasgow Paving was digging with a backhoe to replace a curb, when a secondary main was damaged. There was no One Call placed prior to excavation.</p> <p>PECO stated in their AVR that on 6/16/2020, Glasgow Paving was digging with a backhoe to replace a curb, when they struck and damaged a secondary main which feeds three addresses. An aerial transformer attached to a transition pole was also damaged. This affected 2-10 customers for 6-12 hours.</p> <p>Glasgow Inc stated that they were excavating for a new curb along the southern curb line of Whitehorse Rd</p>	<p>GLASGOW PAVING: \$500.00 Section 5(2.1) 1st Offense \$500.00</p> <p>Newtown Township: \$250.00 Section 6.1(7) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>when an electric line was struck. The electric line was marked out by a previous One Call, so the location was known. They noted that the depth of the electric line was 3 inches below grade. PECO was immediately contacted, and repairs were made. Glasgow Paving did submit two One Call ticket prior to digging: 20201682303 and 20201682268 but started excavation prior to the lawful dig date.</p> <p>PA One call notes that Glasgow has previously submitted One Call tickets.</p> <p>Newtown Township AVR request was emailed on 9/23/2021. No AVR has been received to date, but an email was received on 10/14/2021, asking why and AVR was needed. DPI responded to this question on 10/14/2021.</p> <p>Emergency ticket submitted for three addresses on White Horse Road by Infrasource. This was for hand digging to fix the PECO electric line.</p> <p>Glasgow Inc is in violation of Section: 5(2.1) and \$1000 penalty is reduced to \$500. This is a first-time offense. Training is mandatory.</p> <p>Newtown Township is in violation of Section: 6.1(7) with penalty applied for failing to submit an AVR.</p>	
15850	<p>Facility Owner: Columbia Gas of PA</p> <p>Contractor/Excavator: RT Barclay Construction LLC</p> <p>Project Owner: Keystone Custom Homes</p>	<p><u>On 6/19/2020 7:30:00 AM at 310 ELIZA WAY, NEW FREEDOM BORO, YORK</u> ~The incident occurred on 6/19/2020 at Eliza Road, near Angelica Way and Campbell Road, Shrewsbury Township, York County.</p> <p>*Both Columbia and RT Barclay indicated hand tools were used and no gas blew on site after damage.</p> <p>Columbia Gas submitted an AVR indicating, "RT Barclay, also known as Barkas Inc., employees were hand digging to expose a 2" plastic gas main for a dig and backfill when they nicked the plastic gas main with their shovel. The main was located in front of Lot 39 but the work being done was for Lot 70 across the street. More than 10% wall thickness was compromised of the plastic gas main, which needed to be cut out and replaced. No gas ever blew on site. There was no valid one call ticket, but the gas facilities were still identified from another contractor's one call tickets nearby. Hand tools were only used around the gas main. RT Barclay would like to schedule a future gas safety presentation for their employees."</p> <p>An email was sent to Columbia Gas on 7/19/2021 requesting information regarding the locator markings stating, "The following picture was attached to your initial AVR submission when you had stated the excavator did not submit a One Call ticket at 310 Eliza Way, New Freedom Borough, York County for the incident occurring on 6/19/2020.</p> <p>Was this locator mark part of the original marking?" Columbia emailed (located in attachments) to state, "Yes, the mark was part of the original marking. Are you</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>also in receipt of the email correction we sent after this AVR was submitted? I have attached it just incase. It was initially believed the mark was for another contractor working in the area, as Columbia couldn't find a ticket due to the incorrect spelling. It wasn't until a week later after the damage, RT Barclay was able to produce the ticket number". The amendment to the AVR was submitted on 6/25/2020 indicating, "The excavator provided a valid One Call ticket (20201392255) after the report was sent. The street name was spelled wrong on the ticket, which is why it seemed one did not exist. Rather than an alleged violation of 5(2.1), failed to place a One Call, we would like to leave it Excavator issue, but use 5(4)- failed to use prudent techniques in the tolerance zone. We would also like to remove the statement in the Event Summary stating RT Barclay did not have a valid One Call."</p> <p>No violations to this case relating to Act 50.</p>	
16148	<p>Facility Owner: PECO Contractor/Excavator: DREAM CRETE CONCRETE</p>	<p><u>On 6/28/2020 11:00:00 PM at 756 LOCUST RD, WARMINSTER TWP, BUCKS</u> ~Incident occurred on 6/28/2020, at 756 Locust Road, near Chestnut Road and Greene Road, in Warminster Township, Bucks County.</p> <p>PECO submitted an AVR stating, "Contractor digging without a PA1 ticket damaged an unmarked 2" plastic main. The contractor failed to get PA1." No photos were submitted with the AVR. A violation 5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe is recommended with education in lieu of the monetary penalty.</p> <p>PECO did indicate 911 was not called by the excavator in their AVR. 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.</p> <p>A courtesy letter was sent to the excavator on 7/16/2021 requesting an AVR be sent and one has yet to 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 with education in lieu of the monetary penalty and 5(17)- failed to comply with all requests for information from the PUC within 30 days of the receipt of the request.</p> <p>Violations:</p> <p>Dream Crete Concrete: ~5(2.1)- excavator 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. ~5(16)- failing to submit a report of an alleged violation to the commission through the One Call System not</p>	<p>DREAM CRETE CONCRETE: \$2,500.00 Section 5(16) 1st Offense \$250.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>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 No penalties have been reduced as the excavator did not demonstrate a good-faith effort to comply with the Act by failing to respond to requests for an AVR.</p>	
15993	<p>Facility Owner: Pennsylvania American Water Contractor/Excavator: Carmen Paliotta Contracting Project Owner: PennDOT</p>	<p><u>On 6/30/2020 9:00:00 AM at SR 48, ELIZABETH TWP, ALLEGHENY</u> Synopsis 15993 Incident occurred at SR 48, Elizabeth TWP, Allegheny County PA. AVR from PENNDOT states that on 6/30/2020, Carmen Paliotta Construction was grading with a backhoe/tracker road builder, when they hit and damaged a new valve box stem. This stem was straightened out by the excavator. This incident was not reported by the excavator. Penn Dot noted that they made the excavator aware that this damage had to be reported through One Call. Another incident on 6/25/2021 occurred when the markings were worn out and the service line and valve box was hit by Paliotta. A new valve box was installed on 6/25/2020. This information was found when the SUE investigator was working in the area. One photo was submitted, which shows a close up of the damaged line. PA American Water AVR request sent 8/3/2021. This is the first hit by this excavator to their facility. No AVR submitted, no violation. Second hit occurred on 6/3/2020, case 15253. Paliotta AVR request sent 8/3/2021. No AVR received. This is a violation of section 5(16) and penalty is applied. This excavator did not make any contact with Damage Prevention Investigator. Paliotta Contracting is in violation of Section 5(3) for not preserving or requesting a mark out when the mark outs could not be seen. This was noted in AVR from Penn Dot. Paliotta Contracting is in violation of Section 5(7) for immediately not notifying the facility owner of any break, dent, gouge, groove, or other damage to their line.</p>	<p>Carmen Paliotta Contracting: \$1,750.00 Section 5(16) 1st Offense \$250.00 Section 5(3) 1st Offense \$500.00 Section 5(7) 1st Offense \$1,000.00</p>
16185	<p>Facility Owner: COMCAST Contractor/Excavator: Security Fence Co.</p>	<p><u>On 7/2/2020 10:00:00 AM at 1491 Lamplight Dr, DOVER TWP, YORK</u> Incident occurred at 1491 Lamplight Dr, Dover Township, York County PA. AVR from Comcast stated that on 7/02/2020, a Comcast Cable was hit and damaged by Security Fence Inc. There were no One call tickets found for this project. AVR from Security Fence Company submitted. They admit to not having a One Call ticket for this project. Compliance Specialist stated they have placed One Call tickets since 7/2/2020. Security Fence Company also mentioned that none of the excavators from this project are with the company any longer. The company has updated its policy to submitting One Call tickets for all ground movement projects. Security Fence Company did not submit a One Call ticket for this project which is a first-time violation of Section 5(2.1) \$1000. Penalty is reduced to a warning. Training is mandatory.</p>	<p>Security Fence Co.: \$0.00 Section 5(2.1) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
16770	<p>Facility Owner: PA American Water Contractor/Excavator: M. OHerron Company Project Owner: Peoples Gas Other: Verizon</p>	<p><u>On 7/7/2020 11:00:00 AM at 1224 PINWOOD DR, MT LEBANON TWP, ALLEGHENY</u> ~Incident occurred on 7/7/2020 at 1224 Pinewood Drive, near Firwood Drive and Maplewood Drive, Mt. Lebanon Twp., Allegheny County.</p> <p>PA American Water submitted an AVR stating, "M'Oherron was installing gas main for People's Gas and had 1 call their work area 1134 to 1220 Pinewood Dr., and stated work area was 950'. The locator marked what was identified on the 1 call. Contractor dug outside of the information that was provided on ticket and as a result hit water service at 1224 Pinewood which was past 1220. Contractor lawful dig dates were 07/06/20 to 07/14/20 but People's Gas design ticket was not due until 07/13/20 and stated work area to be 1060'."</p> <p>Peoples submitted an AVR stating, "M. O'Herron was installing new gas lines for Peoples Gas on Pinewood Dr. While preparing to tie-in the new section of plastic main line pipe, it was determined that the old pipe we were to tie-in to was no good, so M. O'Herron noticed all the facilities were marked and continued to strip the bad main line beyond 1220Pinewood Dr. until they located good pipe to tie-in to which happen to be approximately 20' beyond the property line of 1220 Pinewood Dr. The water service line for 1224 Pinewood Dr. was marked per M. O'Herron, and the crew that struck the line did not make management aware of the damage the day it occurred; therefore, Peoples Gas was not made aware as well until we received notification requesting an AVR for this damaged water service line."</p> <p>An AVR request letter was sent to M. O'Herron on 7/23/2021 to submit an AVR and one has not been received. 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 for failing to submit an AVR and a violation of 5(17)- failed to comply with all requests for information from the PUC within 30 days of the receipt of the request is recommended after a letter was sent requesting the AVR. Penalties have not been reduced for the excavator because they failed to demonstrate a good-faith effort to comply with the Act by failing to file an AVR after one was requested. Education is mandatory.</p> <p>Design Ticket #20201782143 was placed on 6/26/2020. Response due date was 7/13/2020. Verizon did not respond to the notification. A violation of 2(4)- failed to respond to a Designer's request for information within 10 business days is recommended.</p> <p>Design Ticket #20201781826 was placed on 6/26/2020. Response due date was 7/13/2020. Verizon did not respond to the notification. A violation of 2(4)- failed to respond to a Designer's request for information within 10 business days is recommended.</p>	<p>M. OHerron Company: \$750.00 Section 5(16) 1st Offense \$250.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Section 5(2.2) 1st Offense \$250.00</p> <p>Peoples Gas: \$500.00 Section 4(2) 1st Offense \$500.00</p> <p>Section 4(2) 1st Offense \$0.00</p> <p>Verizon: \$3,000.00 Section 2(4) Subsequent \$1,500.00</p> <p>Section 2(4) Subsequent \$1,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>One Call ticket # 20201811000 was placed on 6/29/2020. This was not between the parameters outlined in the Law of not less than ten not more than ninety business days of the Design Ticket(s) placed on 6/26/2020. Two counts of violation 4(2)- failed to request the line and facility information prescribed by section 2(4) from the One Call System not less than ten nor more than ninety business days before final design is to be completed is recommended against Peoples Gas with a penalty for only one violation.</p> <p>The ticket indicated M. O'Herron would be working from 1134 up to house 1220 on Pinewood Drive. It was stated the extent of excavation of 950 feet on the ticket; however, the measurement is approximately 1500 feet, which is more than the standard ticket of 1000 feet (shown in attached photo). A violation of 5(3.1)- scope of project exceeds maximum area of a routine ticket is recommended against M. O'Herron.</p> <p>The damage occurred at 1224 Pinewood Drive, which is outside of the One Call ticket parameters of working up to house 1220 on Pinewood Drive. A violation of 5(2.2)- failed to provide the One Call System with exact information to identify the worksite so that facility owners might provide indications of their lines is recommended with education in lieu of the monetary penalty.</p> <p>Violations:</p> <p>Peoples: ~4(2)- failed to request the line and facility information prescribed by section 2(4) from the One Call System not less than ten nor more than ninety business days before final design is to be completed for ticket #20201782143 ~4(2)- failed to request the line and facility information prescribed by section 2(4) from the One Call System not less than ten nor more than ninety business days before final design is to be completed for ticket #20201781826</p> <p>M. O'Herron- ~5(2.2)- failed to provide the One Call System with exact information to identify the worksite so that facility owners might provide indications of their lines. ~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>Verizon- ~2(4)- failed to respond to a Designer's request for information within 10 business days for ticket #20201782143</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		~2(4)- failed to respond to a Designer's request for information within 10 business days for ticket #20201781826	
16541	Facility Owner: PECO Contractor/Excavator: Homeowner	<p><u>On 7/8/2020 4:00:00 PM at 1285 CLEARBROOK RD, WEST WHITELAND TWP, CHESTER</u> ~incident occurred on 7/8/2020 at 1285 Clearbrook Road, near Country Lane and Boot Road, West Whiteland Township, Chester County.</p> <p>PECO submitted an AVR stating, "Homeowner XXXXX using an auger hit an unmarked one (1) inch high pressure plastic gas main. No PA1 Call prior to digging." A violation of 5(2.1)- homeowner failed to submit a location request to One Call within the correct timeframe is recommended.</p> <p>Violations:</p> <p>Homeowner- ~5(2.1)- homeowner failed to submit a location request to One Call within the correct timeframe.</p>	Homeowner: \$0.00 Section 5(2.1) 1st Offense \$0.00
16421	Facility Owner: PPL Electric Utilities Contractor/Excavator: Frank Henry and Son Construction Project Owner: Peter Thomas	<p><u>On 7/13/2020 4:00:00 PM at 155 Jermyn Drive, WAVERLY TWP, LACKAWANNA</u> ~Incident occurred on 7/13/2020, at 155 Jermyn Drive, near Winter Rues, in Waverly Township, Lackawanna County.</p> <p>PPL submitted an AVR that stated, "On Monday, 7/13/2020 at approximately 1600 a non-PPL contractor from Frank Henry and Son Construction contacted an unmarked underground service cable while hand digging for a building addition at 155 Jermyn Drive, Waverly Township, Lackawanna County. There were no reported injuries. One customer was removed from service to affect repairs. The excavator did not make a PA One Call for the work being performed. PPL Public Safety determined that the contractor admitted that he was aware of the proximity of the electric line by evidence of a gray PVC conduit on the side of the structure. The contractor had exposed a four inch diameter, black Cor Flo conduit along the foundation of the structure and mistook it to be a drainage pipe. Mr. Henry stated he pierced the pipe with a shovel and water gushed from the puncture, further convincing him that it was drainage. He then attempted to sever the Cor Flo with his shovel, cutting into the energized service within and causing an arc. At this point Mr. Henry abandoned the excavation. The homeowner then called PPL to report the issue." Photos were submitted with the AVR.</p> <p>Although a safety issue, and we definitely encourage a notification to the One Call center, by PPL's own admission in the AVR, hand tools were used and that is not a violation of Act 50. No violations of Act 50 are warranted.</p>	
17392	Facility Owner: PECO Contractor/Excavator: Sanchez Concrete Contractor	<p><u>On 7/29/2020 1:00:00 PM at 706 BUTTONWOOD, NORRISTOWN BORO, MONTGOMERY</u> ~Incident occurred on 7/29/2020 at 706 Buttonwood, near Oak</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Street and Elm Street, Norristown Borough, Montgomery County.</p> <p>PECO submitted an AVR stating, "On 07/29/2020 at approximately 1331 hrs, Sanchez Construction (xxx-xxx-xxxx) was installing a sidewalk and upon removing a curb pin realized they had struck the 1" plastic gas service feeding this property. No pa-one call prior to digging. One customer was affected and there were no injuries." One Call notated Sanchez Construction has not placed one call notifications in the past.</p> <p>Act 50 has not been violated. No indication of mechanized equipment was utilized.</p>	
18038	<p>Facility Owner: COLUMBIA GAS OF PA - EAST</p> <p>Contractor/Excavator: Homeowner</p>	<p><u>On 8/21/2020 5:41:00 PM at 3305 EASTERN BLVD, SPRINGGETTSBURY TWP, YORK</u> The incident occurred on Friday, August 21, 2020, at 3305 Eastern Blvd., in Springettsbury Township, York County.</p> <p>Columbia Gas submitted an Alleged Violation Report (AVR) stating, "Homeowner was using an auger they had rented to dig holes for fence posts when they hit a 1-inch plastic gas service line. Homeowner failed to call 811 before digging." Columbia Gas submitted pictures with the AVR. Also, Columbia Gas also indicated 911 was not called.</p> <p>On Monday, January 3, 2022, a letter was mailed to the Homeowner requesting Alleged Violation Report (AVR). In response to the letter, the Homeowner called and sent an email on Monday, January 10, 2022, explaining that "On August 21, 2020, my husband was working on a project. He was putting a fence to the yard. By accident he hit the gas line. We called Columbia Gas emergence service and they came and fix it. We filed a claim with our Erie insurance. I have no photos or videos because this incident was 16 month ago." The email is attached to the case.</p> <p>Homeowner is in violation of sections: 5(2.1)- Homeowner failed to submit a location request to One Call. 5(8)- Homeowner failed to immediately notify 911 and the facility owner when the damage resulted in escape of gas. 5(16)- Homeowner failed to submit an AVR within 10 business days of striking a line. Homeowner has no previous violations. Recommendation for all violations: Education, warning, zero penalties and keep the violations.</p>	<p>Homeowner: \$0.00 Section 5(2.1) 1st Offense \$0.00</p> <p>Section 5(8) 1st Offense \$0.00</p> <p>Section 5(16) 1st Offense \$0.00</p>
17978	<p>Facility Owner: PEOPLES NATURAL GAS LLC</p> <p>Contractor/Excavator: Luther Construction</p> <p>Contractor/Excavator: MODFINISH</p>	<p><u>On 9/1/2020 4:56:00 PM at 479 6th Ave, NEW KENSINGTON CITY, WESTMORELAND</u> ***since this case was completed, the violation for not calling 911 when a gas line was hit has been clarified to be no violations can be found if someone is hand digging. Incident occurred on 9/01/2020 at 479 6th Ave, New Kensington City, Westmoreland County.</p> <p>*Luther Construction states they are rejecting this report. They state that they are not the excavator for this project and named Modfinish as the excavator. They also stated</p>	<p>Luther Construction: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>that Modfinish left after damaging the gas line. Since they are an excavator and withheld this information for months, I am asking that a 5(17) penalty be added to Luther Construction. AVR request was emailed to Modfinish on 3/03/2022. All this new information was received after the stakeholder review had been sent.</p> <p>Luther Construction workers were using hand tools to install forms for a curb/sidewalk when they struck and damaged a 4” Plastic Peoples Gas line. No One call ticket was requested. 911 was not called.</p> <p>Peoples Natural Gas (PNG) states in their Alleged Violation Report (AVR) that while Luther Construction was installing forms for concrete work, a PNG 4” Plastic Service line was damaged. There was no One Call for this work. The work was done with hand tools.</p> <p>Luther Construction was mailed an AVR request letter on 11/03/2021. To date, no AVR has been received. On 3/10/2022, after the stakeholder notice was received, Luther Construction sent an email stating that they were not the contractor in charge of this project where the violation occurred. They stated that Modfinish was “in charge “and that Modfinish did everything that was necessary. Modfinish called the gas company when the strike occurred but could not stay until they arrived. The also state that this was an old line which was not in service. Luther Construction states that they were not aware that 911 was not called. Therefore, they are rejecting this DPI report, as they feel it should have been sent to Modfinish. They also stated that they informed Modfinish of the AVR request letter that they received. Modfinish was mailed an AVR request letter on 3/02/2022. No AVR has been received to date. Note: Modfinish facebook site indicates that the work they do is interior work.</p> <p>New Excavation Emergency ticket 20202454242 was called in by Peoples Gas.</p> <p>These violations' have been removed.</p> <p>Luther Construction is in violation of Section: 5(8) Excavator failed to immediately notify 911. The excavator did notify Peoples Gas and stayed on site until they arrived. Penalty is applied. Education is mandatory. 5(16) Excavator failed to submit an Alleged Violation Report within 10 business days of striking a line. Penalty is applied.</p> <p>Modfinish is in violation of Section: 6.1(7) project owner failed to submit an Alleged Violation Report within 10 business days of a line strike. The penalty is applied.</p> <p>Notes: *Peoples Gas AVR reads that the incident occurred in Allegheny County, but 479 6th Ave. New Kensington City is in Westmoreland Co. One Call notes that Luther Construction has placed One Call notifications in the past.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
18324	<p>Facility Owner: COLUMBIA GAS</p> <p>Contractor/Excavator: A. Folino Construction Inc.</p> <p>Project Owner: PITTSBURGH WATER & SEWER AUTHORITY THE</p> <p>Designer: BUCHART HORN</p> <p>Designer: Collective Efforts</p> <p>Designer: JOHNSON, MIRMIRAN AND THOMPSON (JMT)</p> <p>Other: Peoples Gas</p>	<p><u>On 9/9/2020 7:00:00 AM at ST THOMAS ST, PITTSBURGH CITY, ALLEGHENY</u> Incident occurred on 9/9/2020 at 7 a.m. at St. Thomas Street, Pittsburgh City, Allegheny Co.</p> <p>An old gas service stub was damaged while A. Folino Construction was installing water service to 2604 S. 18th St.</p> <p>AVR from Columbia Gas stated that an old gas service stub was damaged, while A. Folino Construction was installing water service to the rear of 2604 S. 18th St. which is located around the corner from St. Thomas Street. Knowledge of this is important, because on 12/22/2020 AVR was received from Columbia Gas stating that they located an unauthorized repair to a damaged gas line in this area. See Case 21324. In 9/03/2021 it was verified that this was a Peoples gas line.</p> <p>AVR from A. Folino states that work site was in ward 17 on St Thomas St. they were digging through asphalt when the operator struck an unmarked gas line. The markings were 16 ft away. Pictures are included.</p> <p>AVR from Pittsburgh Water and Sewer states that the gas line markings were 16” away.</p> <p>AVR received from Peoples Gas states that a call was received from a customer who resides at 52 Sharon St. reporting a gas smell. Peoples Gas serviceman made sure area was safe, checked the maps and there was no information about a main line running the block of St. Thomas Street. Columbia Gas was informed that this was their line, but it turned out to be an area that both Companies shared gas lines, Peoples Gas was not notified that this was indeed their line. On 8/31/21 the PUC directed the line to be dug up and verified that this line is now retired. It was retired on 10/07/2021, when A. Folino hit the saddle on the main and damaged the line. See AVR2020OCT300017.</p> <p>Update excavation ticket 20202453774 and 20202342267 read that area was marked in white and requested the sidewalks and public area between East Warrington St and Angelo St. marked. The area where the damage occurred was at 2604 South 18th St. Pictures submitted show the dig area to be off the road by many feet. This looks to be out of the ticket requested area. Pictures show the area on the side of a small building. See PIC Columbia Gas IMG_1014.</p> <p>A. Folino is in violation of section 5(2.2) for failing to provide exact information to identify the worksite. A. Folino is in violation of Section 5(13) for changing the location, scope, or duration of a proposed excavation without notifying the One Call System. Penalty is applied. There was an old preliminary design ticket 20191293094 which diagramed this little section, but this information was not on the Routine ticket. No</p>	<p>A. Folino Construction Inc.: \$500.00 Section 5(2.2) 1st Offense \$250.00</p> <p>Section 5(13) 1st Offense \$250.00</p> <p>JOHNSON, MIRMIRAN AND THOMPSON (JMT): \$0.00</p> <p>Peoples Gas: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Complex Project Ticket nor meeting has been provided. Email sent on 5/26/2021 to PWSA to clarify projects involving Water main replacements and work done by A. Folino and any designers for this project.</p> <p>***** ***** *****</p> <p>AVR was requested on 3/30/2021 from Designer Johnson Mirmiran and Thompson (JMT) listed on ticket 20201050368. JMT verified that although they did have a design in this area, their phase of the project was after this line strike. No violation found.</p> <p>*This excavation was part of a Complex project for Pittsburgh Water and Sewer that is listed in case 17209. Determination for this was that ticket # 20191293094 was submitted with the AVR from A Folino. Violations and penalties are listed in case 17209. There was no Complex Project meeting ticket, no final design ticket found, nor has A. Folino provided a Complex Project meeting sign in sheet. Verification of the projects cost is over \$400,000.00 provided in AVR's from the designer Johnson, Mirmiran and Thompson (JMT). This is an ongoing project. As more tickets are discovered, they are presented in the individual cases.</p> <p>Notes: *Three AVR's were received, all noting a different Gas Company. AVR was received from Columbia Gas, stating that this was their line. A. Folino had listed Equitable Gas, which is now Peoples Gas. Peoples Gas stated it was not their line that was damaged. The end result is that this was a People's gas line.</p> <p>**Emergency ticket 20202531098 lists incident at 19 St. Thomas St, but AVR from Columbia Gas states that the damage was on 2604 South 18th St. The photos that Columbia Gas provided show the exact area to be 199 Angelo St. with a search in Google. This is next door to 2604 South 18th St. ST Thomas touches this corner.</p> <p>Overview of Complex Project Designers:</p> <p>The Pittsburgh Water and Sewer Complex Project had three designers: each one designed different parts of the project. In an email Johnson, Miriman and Thompson, was awarded the project by PWSA to be the project manager, designer, subsurface utility engineering and Bid and Construction phase services for the 2020 Small Diameter Sewer Rehabilitation Project. Buchart Horn (BH) completed the design for various sections of aging and or undersized water mains scattered through several Pittsburgh Neighborhoods. BH has only been retained to answer design related questions- during construction if they arise. Collective Efforts was a sub consultant to BH. Most, maybe all of the One call design notifications were requested by Collective efforts. Collective Efforts was "let go due to funding" back in July of 2019. Buchart Horn wrote a detailed letter of how they are</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		involved in this project. No AVR requested from Buchart Horn nor Effective Efforts since they have submitted clear evidence of their rolls in this project and have not been involved since 2019. They state that PWSA decided not to pothole due to time and financial constraints. See Buchart Horn Inc summary.	
18269	Facility Owner: PECO ENERGY Contractor/Excavator: H. W. Munz Plumbing & Heating	<p><u>On 9/9/2020 2:00:00 PM at 301 CHURCH ST., ROYERSFORD BORO, MONTGOMERY</u> The incident occurred on Wednesday, September 9, 2020, at 304 Church Street, in Royersford Borough, Montgomery County, where a gas line was damaged. PECO Energy stated that, H. W. Munz Plumbing & Heating, Inc. was repairing a water service line without an excavation ticket, because it was assumed the old and faded makes were accurate, and during the excavation a 2-inch plastic gas main line was damaged. The fire department responded, the roadway was blocked, and the area was made safe. PECO called in a New Excavation Emergency ticket (20202533400) to repair the gas leak. PECO did not provide pictures.</p> <p>On PECO's Alleged Violation Report (AVR), the PA One Call Compliance Coordinator commented, there are no records of H. W. Munz Plumbing & Heating placing one calls in the past.</p> <p>On Wednesday, August 4, 2021, a letter was mailed to H. W. Munz Plumbing & Heating requesting an AVR. There was no response to the letter and no AVR was submitted.</p> <p>*H. W. Munz Plumbing & Heating is in violation of sections: 5(2.1) Excavator failed to submit a location request to One Call. 5(16) Failed to submit an Alleged Violation Report within 10 business days of striking a line Penalties were upheld as the excavator failed to show a good-faith effort to follow the Act by failing to submit an AVR after one was requested. Education is mandatory.</p>	H. W. Munz Plumbing & Heating: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00 Section 5(16) 1st Offense \$250.00
18255	Facility Owner: TEXAS EASTERN-ENBRIDGE Contractor/Excavator: Wild Rose Fencing Project Owner: John Fahnestock	<p><u>On 9/11/2020 11:00:00 AM at 2460 McDowell Road, St. Thomas PA 17252, PETERS TWP, FRANKLIN</u> This Near Miss incident occurred on Friday, September 11, 2020, at 2460 McDowell Road, in Peters Township, Franklin County.</p> <p>Texas Eastern-Enbridge state that around 10:30 a.m., an employee was in the area checking One Calls when a new fence was seen across their pipeline and there were no routine tickets for that area. Pictures were not provided, and there are no tickets associated with this incident. The contractor is Wild Rose Fencing, and the project owner is the Homeowner. On Texas Eastern-Enbridge's Alleged Violation Report (AVR), the PA One Call Compliance Coordinators commented, Wild Rose Fencing has placed one call notifications in the past.</p>	Wild Rose Fencing: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00 Section 5(17) 1st Offense \$250.00

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>On Wednesday, August 4, 2021, a letter was mailed to Wild Rose Fencing requesting an AVR. There was no response to the letter and no AVR was submitted.</p> <p>*Wild Rose Fencing is in violation of section: 5(2.1) Excavator failed to submit a location request to One Call 5(17) Failure to respond to PUC requests for information. No penalties reduced because Wild Rose did not respond to requests for information. Education is mandatory.</p>	
18331	<p>Facility Owner: PECO ENERGY Contractor/Excavator: ROAD CON, INC</p>	<p><u>On 9/15/2020 9:00:00 AM at 1203 MARKET ST, MARCUS HOOK BORO, DELAWARE</u> The incident occurred on Tuesday, September 15, 2020, at 1203 Market Street, in Marcus Hook Borough, Delaware County, where a gas line was damaged. PECO Energy stated, Road Con Inc. was doing roadway construction with an excavator and during the job a half-inch plastic gas service line was damaged. Road Con was working without an excavation ticket. PECO called in New Excavation Emergency ticket (202025910662) to repair the gas leak. PECO provided no pictures.</p> <p>On Wednesday, August 4, 2021, a letter was mailed to Road Con, Inc. requesting an AVR. There was no response to the letter and no AVR was submitted.</p> <p>*Road Con, Inc. is in violation of sections: 5(2.1) Excavator failed to submit a location request to One Call 5(16) Failed to submit an Alleged Violation Report within 10 business days of striking a line 5(17) Failed to comply with PUC requests for informaion Education is mandatory. First-offense penalties not reduced because the excavator failed to demonstrate a good-faith effort to follow the Act by failing to submit an AVR once notified it was mandatory.</p>	<p>ROAD CON, INC: \$1,500.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>Section 5(17) 1st Offense \$250.00</p>
21765	<p>Facility Owner: COLUMBIA GAS Contractor/Excavator: A Folino Construction Project Owner: Pittsburgh Water and Sewer Authority Designer: BUCHART HORN INC Designer: Collective Efforts Designer: JMT Designer: Wade Trim Pittsburgh PA Other: MICHAEL BAKER INTERNATIONAL Other: Pennsylvania American Water Other: Peoples Gas</p>	<p><u>On 11/9/2020 9:00:00 AM at 1942 Arlington Ave, PITTSBURGH CITY, ALLEGHENY</u> PWSA objects to Ticket 20201670472 stating this was an update ticket and no re markings were needed. Ticket 20201670473 they call a duplicate ticket but for Ward 16 instead of Ward 17. They object to violation for response to ticket Ticket 2020272260, which was no response. For ticket 20201770317, PWSA states they responded on 6/29, but the ticket shows response was due on 6/29/2020 and there was no response until 7/01/2020.</p> <p>Incident occurred 11/09/2020 at 1942 Arlington Ave in Pittsburgh, Allegheny Co. This incident was traced to an alleged non-reported, unauthorized, gas line strike and repair by A. Folino on St. Patrick St. See notes for map.</p> <p>Michael Baker International Alleged Violation Report (AVR) stated that on 12/28/2020 an inspector had witnessed an A. Folino employee fixing damage to a gas line at 1942 Arlington Ave on 11/09/2020. The inspector</p>	<p>COLUMBIA GAS: \$0.00</p> <p>A Folino Construction: \$5,000.00 Section 5(7) 2nd Offense \$1,500.00</p> <p>Section 5(8) 2nd Offense \$1,500.00</p> <p>Section 5(4) 2nd Offense \$1,000.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Pittsburgh Water and Sewer Authority: \$5,750.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	<p>Other: PITTSBURGH DEPARTMENT OF MOBILITY AND INFRASTRUCTURE</p> <p>Other: VERIZON</p>	<p>told A. Folino that they must report this incident. The inspector filled out an AVR with this issue. When the PUC received this information, Columbia Gas was notified.</p> <p>Upon receipt of this notification from the PUC, Columbia Gas immediately (12/30/20) sent a leak inspector to the property to complete a leak survey. The leak inspector did not detect any leaks. After some internal discussions and review, Columbia Gas made the decision to dig this gas service line up to determine if it had in fact been damaged and repaired by A. Folino without reporting the damage to Columbia Gas, 911, or 811. The Columbia Gas crew arrived on site 1/28/21 and spoke with the homeowner. The homeowner confirmed that her gas service was interrupted back in November and then restored after repairs were made. Columbia Gas then verified, that there was no knowledge of this incident.</p> <p>AVR request sent to designers Wade Trim and Collective Efforts. Wade Trim Pittsburgh PA was listed on ticket 20193111028 as the designer, but both PSWA and Wade Trim denied using those designs for this project. No AVR is needed.</p> <p>No AVR requested from Collective Efforts because it has been established that this Design Company was excused in Mid July 2019, due to funding.</p> <p>Buchart Horn was the responsible designer for this phase of the project. AVR request sent on 6/2/2021, due to not having the designer information until 6/2/2021. AVR received promptly.</p> <p>A. Folino Construction is in violation of ACT 50, sections:</p> <p>5(7) Failed to report immediately to the facility owner any break or leak in its lines. There was no emergency ticket or notification to the gas company. This is a second offence violation and penalty applied.</p> <p>5(8) Failed to immediately notify 911. This is a second offence violation of section and penalty applied.</p> <p>5(8) vacated the worksite after causing damage, without letting Columbia Gas know about the line strike. This is a first-time offense and penalty is applied.</p> <p>5(4) Failed to exercise due care and employ prudent techniques. This is a second-time offense violation of Section and penalty is applied.</p> <p>A. Folino did not notify Columbia Gas about the Line strike and although they submitted an AVR, when I requested one for case 21765, this issue was not addressed.</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>Section 2(5)(v) 3rd Offense \$1,500.00</p> <p>Section 2(5)(v) 3rd offense \$750.00</p> <p>Section 2(5)(v) 3rd offense \$750.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> <p>Section 2(5)(v) 3rd offense \$750.00</p> <p>BUCHART HORN INC: \$250.00</p> <p>Section 4(3) 1st Offense \$125.00</p> <p>Section 4(5) 1st Offense \$125.00</p> <p>Pennsylvania American Water: \$500.00</p> <p>Section 2(5)(v) 2nd offense \$250.00</p> <p>Section 2(5)(v) 2nd offense \$250.00</p> <p>PITTSBURGH DEPARTMENT OF MOBILITY AND INFRASTRUCTURE: \$3,000.00</p> <p>Section 2(4) 2nd Offense \$500.00</p> <p>Section 2(4) 2nd 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(5)(v) 2nd Offense \$1,000.00</p> <p>Section 2(5)(v) 2nd Offense \$0.00</p> <p>Section 2(5)(v) 2nd Offense \$0.00</p> <p>Section 2(5)(v) 2nd Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Pittsburgh Department of Mobility and Infrastructure is in violation of Sections: 2(4) for 4 tickets: 20193111028, 20191293766, 20193111027, 20193111029. This is a second offense, and the \$2000. penalty is reduced to \$1000. 2(5)(v) for 5 tickets: 20191563965, 20191563965, 20191773039, 20191773038, 20191583344. This is a second offense, and the \$5000 penalty is reduced to \$2000. Training is mandatory.</p> <p>Verizon is in violation of Section: 2(5)(v) for failing to respond to a routine One Call ticket within the required amount of time for 5 tickets 20201770316, 20201770317, 20191773039, 20191773038, and 20191583344. This is a subsequent offense, and the penalty is applied.</p> <p>Buchart Horn Inc is in violation of Sections: 4(3) Designers drawings does not show the position and type of each facility owners' line, and the name of the facility. 4(5) Designers drawing does not include One Call's toll-free number and the serial number of the ticket. These are first offences and \$250.00 per incident. Both fines were reduced in half to \$125.00 per incident. Education is mandatory.</p> <p>PA Water is in violation of Sections: 2(5)(v) for tickets 20191563964 and 20191773038 for failing to respond to a routing One Call ticket in the required amount of time. This is a second offense violation. \$500. Penalty has been reduced to \$250 per ticket.</p> <p>Notes St Patrick Street is connected to Arlington Ave. See Google Maps image named Arlington Ave and St Patrick St.</p> <p>More Notes</p> <p>This was one phase of a three phase, huge complex project to replace the water lines for the City of Pittsburgh. Another phase of this project is noted in case 17209. This project had multiple phases and designers, who were responsible for different phases. No final design was submitted to One Call. No information for a meeting was received. Level "C" SUE was listed in AVR from Project Owner PWSA and confirmed in an email with Buchart Horn. The tickets from Collective Efforts, where the pot holing was to be done, was never completed, per email with Buchart Horn and confirmed in a telephone conversation with Collective efforts. Buchart Horn is the designer for this phase of the project. This information was not discovered until after the stakeholder letters were sent for case 17209. The designer violations for Buchart Horn are listed in case 17275. 4(2) Designer failed to request the line and facility information prescribed by section 2(4) from the One Call</p>	<p>Section 2(5)(v) 2nd Offense \$0.00</p> <p>VERIZON: \$5,000.00 Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p> <p>Section 2(5)(v) Subsequent \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>system and 4(4) Failed to prepare construction drawings to avoid damage and to minimize interference with facilities s in the construction area. are listed in case 17275</p> <p>The Geotech boring was never started.</p> <p>*Pittsburgh Water and Sewer Authority is the Project Owner. Violations of Section 6.1(3), 6.1(1), are listed in case 17209.</p>	
21236	<p>Facility Owner: UGI Contractor/Excavator: Kenneth Schoonover</p>	<p><u>On 11/17/2020 11:24:00 AM at 212 E Main St, WESTFIELD BORO, TIOGA</u> Incident occurred at 212 E Main Street in Westfield Borough, Tioga County, PA. AVR received from UGI states that on 11/17/2020, Kenneth Schoonover was using a backhoe/trackhoe, while excavating a storm sewer, when he struck a gas service line. UGI submitted photos. There was no One Call ticket for this excavation. 911 was called. Service was interrupted for one customer for 1 – 6 hours. Note from One Call states that Schoonover has placed One Call tickets in the past.</p> <p>No AVR received from Homeowner/Excavator Schoonover as of 8/25/2021. This is violation of Section 5(16) and penalty is applied. Education is mandatory. No One call ticket was submitted for this project. This is a violation of Section 5(2.1) Penalty is applied as Mr. Schooner has used equipment previously and made One Call notifications.</p>	<p>Kenneth Schoonover: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$250.00</p>
21148	<p>Facility Owner: COLUMBIA GAS Contractor/Excavator: Countryside Fence, LLC Project Owner: Property Owner</p>	<p><u>On 12/3/2020 11:35:00 AM at 2957 Exeter Dr S, YORK TWP, YORK</u> Incident occurred at 2957 Exeter Drive South, York County, York PA.</p> <p>AVR received from Columbia Gas stated that on 12/03/2020, Countryside Fence, LLC was hand digging to put in a fence, when they hit a Columbia Gas, 1” plastic gas service line with a post hole digger. There was no valid One Call ticket, but only hand tools were used. The area was already marked accurately from another job at this site. The EFV (excess flow valve) was tripped when the damage occurred, stopping gas from blowing.</p> <p>Columbia Gas notes that they reached out to Countryside Fencing after this incident and educated them about the process of submitting an AVR, when damage occurs, calling in One Call tickets and notifying One Call if any facility is damaged, and calling 911 when a gas line is damaged.</p> <p>AVR request mailed on 7/22/2021. No AVR received. Columbia Gas reached out to this excavator and stated that they told him about submitting an AVR within 10 business days.</p> <p>AVR request mailed to homeowner on 8/26/2021. No AVR received.</p> <p>911 was not called by the excavator. This is a first-time violation of Section 5(8) and penalty is applied. Countryside Fence, LLC was not using mechanized equipment.</p> <p>Notes: The area was accurately marked from another project.</p>	<p>Countryside Fence, LLC: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
21182	Facility Owner: PECO Contractor/Excavator: FEDOR	<p><u>On 12/7/2020 12:00:00 AM at 3539 RHOADS AVE, NEWTOWN TWP, DELAWARE</u> Mr. Fedor states that he was using a hand tool when the gas line was hit. He also states that there was no reason to notify 911, as the plastic gas line was immediately clamped, folded and taped. he also states that he is a professional firefighter for over 15 years and currently a volunteer with the fire company, that covers his house. He saw no reason to tie up emergency personnel, when he followed the same protocol that he would use while working. He adds that if he should have called 911, he should have been advised to do so by 811 or when he called the gas strike into PECO. see*</p> <p>Incident occurred on 3539 Rhoads Ave, Newton Township, Delaware County.</p> <p>AVR received from PECO stated that on 12/07/2020, Homeowner E. Fedor hit and damaged a PECO gas line while landscaping with a backhoe/trackhoe.</p> <p>AVR from Fedor states he was using hand tools while landscaping in his yard.</p> <p>PECO called in ticket # 20203423002, to repair a gas leak, on 12/07/2020 at 14:43. One Customer was affected for 1 hour.</p> <p>*Ticket 20203423078 was submitted by Mr. Fedor to landscape with a mini excavator on 12/07/2020 at 14:52, after the emergency ticket was placed. This is a violation of Section 5(2.1) and \$1000. Penalty is reduced to a warning. Education is mandatory.</p> <p>911 was listed as not being called on the AVR from PECO. It is unknown if anyone called 911. This is a violation of Section 5(8) and penalty is applied.</p>	FEDOR: \$1,000.00 Section 5(2.1) 1st Offense \$0.00 Section 5(8) 1st Offense \$1,000.00
21200	Facility Owner: PECO Contractor/Excavator: SALVADORE CONSTRUCTION Project Owner: Property Owner	<p><u>On 12/14/2020 9:00:00 AM at 432 5TH ST, EAST NOTTINGHAM TWP, CHESTER</u> Incident occurred at 432 5th St, in East Nottingham Township, Chester County</p> <p>AVR received from PECO states that Salvadore Construction was excavating with a back hoe/ trackhoe for a water line repair and struck secondary electric wires. No One Call ticket was found. Note from One Call states that Salvatore Construction has never placed a One Call ticket prior to digging. One customer was affected.</p> <p>Emailed AVR request to Salvadore construction on 7/27/2021. DPI also had phone contact with M. Salvadore. He stated that he was hand digging at the time of the damage. Mr. Salvadore said he was very familiar with AVR's.</p> <p>No AVR was received as of 8/17/2021. Salvadore Construction is in violation of Section 5(16) for not submitting an AVR within 10 days of striking a line.</p> <p>Salvadore construction is in violation of Sections:</p>	SALVADORE CONSTRUCTION: \$1,750.00 Section 5(16) 1st Offense \$250.00 Section 5(4) 1st Offense \$500.00 Section 5(2.1) 1st Offense \$1,000.00 Property Owner: \$0.00

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>5(16) Excavator failed to submit an Alleged Violation Report. Penalty is applied. Education is mandatory.</p> <p>5(4) Excavator failed to exercise due care and prudent techniques. Penalty is applied. was not using prudent techniques.</p> <p>5(2.1) Excavator failed to submit a location request to One Call. Penalty is applied.</p> <p>Notes: AVR request letter was mailed to the home owner at 432 5TH ST, was returned undeliverable. This does not affect the violations to Salvadore Construction.</p>	
25653	<p>Contractor/Excavator: JAMES MIDDLETON</p> <p>Other: ELIZABETH DELPRIORE</p>	<p><u>On 6/21/2021 8:00:00 AM at 208 Montgomery Ave, WEST PITSTON BORO, LUZERNE</u> No Damage</p> <p>Incident occurred on 208 Montgomery Road West Pittston Borough, Luzerne Co,</p> <p>AVR received from neighbor who was concerned that there were no underground utility markings when the fence was put up. She is concerned that her Underground lines may have been compromised.</p> <p>Ticket was submitted by neighbor at 204 Montgomery Ave, West Pittston Boro, PA. to put in a French Drain.</p> <p>Ticket# 20211671815 and 20211672056 were submitted by 208 Montgomery Ave on 8/16/2021. They specify areas to be marked. The comment states that the fence is going up because of a property dispute with a neighbor.</p> <p>AVR request mailed on 8/24/2021 to 208 Montgomery Rd. 8/30/2021 received a telephone call from the homeowner/excavator. He submitted two tickets and started digging within the lawful start dates of the tickets. No violations found. Will not request an AVR from this homeowner.</p>	

Full Session

Case Number	Stakeholders	Summary	Violations & Recommendation
12410	<p>Facility Owner: CITY OF LATROBE</p> <p>Contractor/Excavator: INDEPENDENT ENTERPRISES</p> <p>Project Owner: Latrobe Municipal Authority</p> <p>Designer: Gibson Thomas Engineering Co</p> <p>Other: COMCAST</p> <p>Other: FIRST ENERGY/WEST PENN POWER</p> <p>Other: Level 3 Now Centurylink</p>	<p><u>On 1/7/2020 9:00:00 AM at Ligonier St, LATROBE CITY, WESTMORELAND</u> Incident occurred on January 7, 2020 on Ligonier Street, Latrobe, Westmoreland County.</p> <p>On January 7, 2020, Independent Enterprises reported that they struck an unmarked conduit belonging to the City of Latrobe while excavating on behalf of the Latrobe Municipal Authority. Their Emergency ticket states that they struck a conduit containing a 110 line inside of it. The ticket states that the conduit wasn't broken but was damaged, and the line was pulled. They have attached an email with pictures and the line appears to be intact.</p> <p>On March 11, 2020, DPI Andrade-Locke sent AVR letters to the City of Latrobe, Gibson Thomas Engineering, and the Latrobe Municipal Authority. As of 4/16/2020, Gibson Thomas and Latrobe Municipal have</p>	<p>CITY OF LATROBE: \$500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>INDEPENDENT ENTERPRISES: \$250.00 Section 5(3) 1st Offense \$250.00</p> <p>COMCAST: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>FIRST ENERGY/WEST PENN POWER: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>submitted AVRs. City of Latrobe has not submitted an AVR to date.</p> <p>Citations:</p> <p>The City of Latrobe is cited for failing to mark this line within 18-inches.</p> <p>Independent Enterprises is cited for failing to create a Complex Project Ticket for this excavation, which took place on several streets according to the Design Ticket.</p> <p>Comcast is cited for responding late to Ticket No. 20193642110. The mark out was due on 1/2. Comcast responded "Scheduled Mark on 1/2 and 1/3, but did not mark until 1/6 (4 days late).</p> <p>West Penn Power is cited for responding late to Ticket No. 20193642110. The mark out was due on 1/2. West Penn Power responded "Scheduled Mark on 1/2 and 1/3, but did not mark until 1/6 (4 days late).</p> <p>Level 3 Communications Now Centurylink is cited for failing to respond to Final Design Ticket No. 20192060896. (Failure to respond to a Designer's request for information within 10 business days)</p>	<p>Level 3 Now Centurylink: \$250.00 Section 2(4) 1st Offense \$250.00</p>
13203	<p>Facility Owner: CENTRAL ELECTRIC COOPERATIVE INC Contractor/Excavator: Horizon Construction Group Contractor/Excavator: LANDMARK EXCAVATING INC Project Owner: PA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES Designer: LARSON DESIGN GROUP Other: Verizon Other: West Penn Power / First Energy</p>	<p><u>On 2/12/2020 3:00:00 PM at MORaine STATE PARK /NORTH SHORE DRIVE, WORTH TWP, BUTLER</u> On 05/10/2022 DPC voted to keep all violations and penalties to Horizon Construction Group and remove violations section 5(11) and 5(11.2) to Landmark Excavating. .</p> <p>***Horizon Construction Group is disagreeing with Sections: 4(5) Designer's drawing does not include One Call's toll-free number and serial number of the ticket. \$250. Penalty is reduced to a warning. Training is mandatory. 4(4) Failed to prepare construction drawings to avoid damage and minimize interference with facilities in the construction area. Penalty is applied with a fine factor of .7 (.2 for damage costs >\$10,000. and .5 for customers affected < 50). 4(3) Designers drawing does not show the position and type of each facility owner's line and name of facility. Penalty is applied. There was no final design posted before the damage. The designs were being made as the construction progressed.</p> <p>Landmark Excavating is disagreeing with Sections: 5(11) Excavator failed to use the color white to mark a proposed excavation work site. White markings were specified in One Call tickets, but pictures submitted by Central Electric show no white markings. Penalty is applied. 5(11.2) When using horizontal drilling (HDD) excavator failed to use the best practices published by the HDD Consortium. Penalty is applied with a fine factor of .7 (.2 for damage costs >\$10,000. and .5 for customers affected < 50). 5(3.1) Scope of project exceeds the maximum area of a routine ticket. Penalty is applied.</p>	<p>CENTRAL ELECTRIC COOPERATIVE INC: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p> <p>Horizon Construction Group: \$675.00 Section 4(5) 1st Offense \$0.00</p> <p>Section 4(4) 1st Offense \$425.00</p> <p>Section 4(3) 1st Offense \$250.00</p> <p>LANDMARK EXCAVATING INC: \$500.00 Section 5(3.1) 1st Offense \$250.00</p> <p>Section 5(3) 1st Offense \$250.00</p> <p>PA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES: \$500.00 Section 6.1(1) 1st Offense \$500.00</p> <p>Section 6.1(3) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>5(3) Excavator failed to hold a preconstruction meeting prior to beginning a complex project. Penalty is applied. Education is mandatory.</p> <p>They state that the findings of the DPI are not reasonable, unjust and do not represent the facts. Further explanation by those on the site at the time of the incident need to be presented. A close-up photo of the stake is included.</p> <p>Incident occurred on 2/12/2020 in Moraine State Park, Worth Township, Butler County.</p> <p>Landmark Excavating was working on a complex project for the Pennsylvania Department of Conservation and Natural Resources (PA DCNR) to rehabilitate the sewer and water lines, throughout the length of Moraine State Park, when three underground electric conduits and one line were hit and damaged as the excavation was being prepared for a directional bore. 90 private and business customers were affected for 6-12 hours, and the cost of damages was \$8,748.25. See notes for fine factor calculations.</p> <p>This is an over \$400,000. complex project to rehabilitate the sewer system and waterlines throughout the park. The length of the entire project is 47500 LF. Project was expected to take nine months to complete.</p> <p>Central Electric Cooperative Inc states in their Alleged Violation Report (AVR) that on 2/12/2020, Landmark Excavating Inc hit and damaged their three phase underground distribution lines, while excavating in preparation for horizontal directional drilling techniques to install 4492 ft of line for a new water line. Central Electric Cooperative Inc also states that this area was not marked due to the size of the area and no white markings. The outage interrupted service to over 90 residential and commercial customers for 6-12 hours at a cost of \$8748.25. Many pictures were included. None had white markings in them.</p> <p>PA DCNR Bureau of Design & Construction states in their AVR that Central Electric Coop had marked the area incorrectly with markings that were over 40 ft off facility lines. Horizon Construction is the designer and Contractor for this project. No photos were included.</p> <p>Horizon Construction Group states in their AVR that the design was created using the best available information and field observation. One Call tickets were placed as the work was being done. Using the utility field markings, often pot holing was used to locate the utilities before any excavating took place. Landmark excavating would follow directly behind their foreman's layout with pipe installation. Two pictures included. No white markings found.</p> <p>Landmark Excavating Inc state in their AVR that this is the third time that the Central Electric UG utility lines were not marked correctly. The first two were found by</p>	<p>Verizon: \$1,500.00 Section 2(4) Subsequent \$1,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>employees before they began to dig. The electric Company returned to the site to remark. No photos were submitted until 12/31/2021, after the stakeholder review letters went out. Photos are now included. Detailed explanation Letter to DPI also included.</p> <p>PA DCNR is in violation of Section: 6.1(3) for releasing a project to bid or construction before the final design was complete. A final Design was not submitted to One call until after the damage to Central Electric was done. This is a first-time violation and \$500. Penalty is reduced to a warning. Training is mandatory.</p> <p>6.1(1) Failed to use sufficient quality levels of Subsurface utility engineering or other similar techniques. Penalty is applied.</p> <p>Horizon Construction Group is in violation of Sections: 4(5) Designer’s drawing does not include One Call’s toll-free number and serial number of the ticket. There are no design tickets found that show the PA One Call number since Larson’s submitted their predesign in 2017. \$250. Penalty is reduced to a warning. Training is mandatory.</p> <p>4(4) Failed to prepare construction drawings to avoid damage and minimize interference with facilities in the construction area. Penalty is applied with a fine factor of .7 (.2 for damage costs >\$10,000. and .5 for customers affected < 50).</p> <p>4(3) Designers drawing does not show the position and type of each facility owner’s line and name of facility. Penalty is applied. There was no final design posted before the damage. The designs were being made as the construction progressed.</p> <p>The Final Design ticket 20200501224, which was submitted after the emergency ticket 20200433001. does not show any specific facilities in the map, only a general area map is provided.</p> <p>Landmark Excavating is in violation of Sections: 5(11) Excavator failed to use the color white to mark a proposed excavation work site. White markings were specified in One Call tickets, but pictures submitted by Central Electric show no white markings. Penalty is applied.</p> <p>5(11.2) When using horizontal drilling (HDD) excavator failed to use the best practices published by the HDD Consortium. Penalty is applied with a fine factor of .7 (.2 for damage costs >\$10,000. and .5 for customers affected < 50).</p> <p>5(3.1) Scope of project exceeds the maximum area of a routine ticket. Penalty is applied.</p> <p>5(3) Excavator failed to hold a preconstruction meeting prior to beginning a complex project. Penalty is applied. Education is mandatory.</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</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>2(4) Failed to respond to Designer’s request for information within 10 business days.</p> <p>Verizon is in violation of Section: 2(4) Verizon did not respond to Design ticket # 20200501224. This is a subsequent violation and penalty is applied.</p> <p>Notes: 90 private and business customers were affected for 6-12 hours. A fine factor of .5 has been calculated into the penalty. The cost of damages was \$8,748.25. A fine factor of .2 has been calculated into the penalty.</p> <p>Additional Information</p> <p>*Landmark Excavating Inc. who is the Directional Drilling Subcontractor laying the pipe, was hired by Horizon Construction Group, who was contracted by PA DCNR.</p> <p>*Larson's Design Group (LDG) had submitted two Preliminary Designs in 2019. No AVR requested. Tickets 20190231962 and 20190231961 are both for a preliminary design. An email from LDG stated that they were not a part of this particular project.</p> <p>*Horizon Construction Group became the designer and the excavator for this project, submitting a final design on 2/19/2020. This is 7 days after the emergency ticket was submitted.</p> <p>*Ticket 20190231961 reads” considering the size and nature of this project, a specific project map can be provided “This was a complex project that was designed, planned, and excavated before July 2019, when clarification of what constitutes a complex project was outlined. All excavation tickets and final design ticket are from 2020. The tickets show the size and complexity of the construction of a 4,492 ft new water line that was being installed for the DCNR. ticket# 20190231962 is a preliminary design ticket with a response due date of January 24, 2020. By this date, there is a clear guide on what a complex project is and how it should be registered with one call. The project intersects through waterways, bike trails and woods and roads.</p> <p>*Preliminary design ticket # 20190231962 is submitted to rehabilitate the sewage system, a year before the next ticket is submitted- on 1/15/2020.</p>	
14318	<p>Facility Owner: FLEETWOOD BOROUGH</p> <p>Contractor/Excavator: DRILLMASTERS LLC</p> <p>Project Owner: Met-Ed / First Energy Corp.</p> <p>Other: IBEW LOCAL UNION 126</p> <p>Other: UGI</p>	<p><u>On 4/8/2020 10:00:00 AM at N Maple Street and Multiple Streets in a subdivision, FLEETWOOD BORO, BERKS</u> On 5/10/2022 the DPC voted to accept the DPI findings and add education for Drill Masters.</p> <p>The violation occurred on April 8, 2020, on N. Maple Street and multiple streets, in Fleetwood Borough, Berks County, where there was extensive directional drilling done without proper One Call notifications.</p>	<p>FLEETWOOD BOROUGH: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> <p>DRILLMASTERS LLC: \$1,000.00 Section 5(3) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>*No Damage</p> <p>UGI Disagrees with the DPI findings for tickets 2020070336 and 20200703371.</p> <p>Drill Masters disagrees with the findings of violations of sections: 5(3.1) and penalty is applied. The scope and area of the project exceeds the maximum area of a routine ticket. 5(3) and penalty is applied. Excavator failed to hold a preconstruction meeting prior to beginning a complex project or work performed at multiple sites or over a large area. 5(11.2) and penalty is applied. When using horizontal directional drilling, Excavator failed to utilize the best practices published by the HDD Consortium.</p> <p>IBEW Local Union 126 stated, in their Alleged Violation Report (AVR), that there was extensive directional drilling throughout the community without exposing the utilities; the crew crossed several water and sewer lines. Pics were included.</p> <p>Drillmaster LLC, stated in their AVR that they were replacing/upgrading primary electric for Met-Ed First Energy Corp (Met-Ed). They walked the proposed bore path using their Vactor Prodigy Hydro-Excavator (VPHE) to identify all the utilities they would be crossing, except for the water utilities. For each water service that would be crossed, they opened a curb stop, getting the measurement of water service and anything less than 32" deep was exposed with the VPHE. If the depth of the nut of the service line was less than 30", the street was cut open and an excavation was done to expose the service. All gas mains were exposed until the boring was completed. Pics were included.</p> <p>Met-Ed First Energy Corp's AVR stated that they believed no complex ticket was needed when working on an area under 1,000 feet but agree that a complex project designation would have been appropriate. They also state that a design ticket was not applicable because they were replacing existing underground facilities. They state per Drill Masters that the excavator uses a combination of hydro-excavation techniques to uncover facilities and measure depth at curb stops, valve boxes and manholes. The excavator also communicates with facility owners to ensure no cross-boring. Met-Ed states that the entire project did not meet the \$400,000 threshold for the required SUE or other similar techniques to properly determine the existence and position of underground facilities. However, the techniques described above were used to ensure no cross-boring. They note that there was no damage that occurred to any underground facilities and believe that Drillmasters, LLC preformed the proper verification of depth of the lines that crossed the bore paths. No pics were included.</p>	<p>Section 5(3.1) 1st Offense \$250.00</p> <p>Section 5(11.2) 1st Offense \$500.00</p> <p>Met-Ed / First Energy Corp.: \$2,250.00</p> <p>Section 6.1(1) 1st Offense \$500.00</p> <p>Section 6.1(3) 1st Offense \$500.00</p> <p>Section 9 1st Offense \$250.00</p> <p>Section 2(5)(v) 2nd offense \$500.00</p> <p>Section 2(5)(v) 2nd offense \$500.00</p> <p>UGI: \$4,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Update Excavation Routine ticket, 20200633907, was placed on March 3, 2020, at 2020, was for an area on the east side of Walnuttown Road. All the update tickets listed below were called in on March 23, 2020, they have different work sites and transformer numbers:</p> <ul style="list-style-type: none"> *20200832369 (time 2059)- for working on the even side of Spring Street *20200832371 (time 2101)- to mark Westfield Place *20200832372 (time 2103)- with a location of Maple Street *20200832373 (time 2105)- to mark at Maple Street <p>Met-Ed First /Energy is in violation of:</p> <p>6.1(3) and penalty is applied for releasing a project to bid or construction before the final design was complete. This was not submitted as a complex project. Education is mandatory.</p> <p>6.1(1) Failed to use sufficient quality levels of subsurface Utility Engineering or other similar techniques. All utility crossings must be exposed prior to drilling.</p> <p>9 and penalty is applied for failing to make best efforts to comply with the Common Ground Alliance Best Practices. Design Ticket was needed for a project that crosses over multiple utilities, even if project was replacing existing conduit.</p> <p>2(5)(v) and penalty is applied for each ticket. This is a second offense. Met-Ed / First Energy Corp. did not respond to tickets 20200503456 and renotify ticket 20200503456-001 prepared on 2/24/2020 8 a.m. until 16:11 on 2/24/2020.</p> <p>Drill Masters is in violation of Sections:</p> <p>5(3.1) and penalty is applied. The scope and area of the project exceeds the maximum area of a routine ticket.</p> <p>5(3) and penalty is applied. Excavator failed to hold a preconstruction meeting prior to beginning a complex project or work performed at multiple sites or over a large area.</p> <p>5(11.2) and penalty is applied. When using horizontal directional drilling, Excavator failed to utilize the best practices published by the HDD Consortium.</p> <p>Listed below are Facility Owners that are in violation Section 2(5)(v)- Failed to respond to a routine One Call ticket, and/or Section 2(5)(v)- Failed to respond to a routine One Call ticket within the required amount of time:</p> <p>2(5)(v) Fleetwood Borough responded a day after the scheduled dig date to ticket 20200653597. This is a first-time violation and \$250. penalty is reduced to a warning. Education is mandatory.</p> <p>2(5)(v) UGI Utilities responded on 4/22/2020 to Ticket 20200703371 which was due on 3/12/2020. This is a subsequent offence and Penalty applied.</p> <p>2(5)(v) UGI Utilities responded on 4/22/2020 to Ticket 20200703371 which was due on 3/12/2020. This is a subsequent offence and Penalty applied.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
14437	<p>Facility Owner: PECO Contractor/Excavator: Verizon Project Owner: Verizon Other: Lower Southampton Township Other: Philadelphia Gas Works</p>	<p><u>On 4/22/2020 4:00:00 PM at 2620 BROWNSVILLE RD, LOWER SOUTHAMPTON TWP, BUCKS</u> On 05/10/2022 The DPC voted to accept the violation and waive the penalty for Philadelphia Gas Works (PGW)</p> <p>Philadelphia Gas Works disagrees with the findings. They state that ticket 20201132141 is outside of their jurisdiction and would like to have the violation and penalty removed.</p> <p>Incident occurred on 4/22/20 at 2620 Brownville Road, Lower Southampton Township.</p> <p>AVR from PECO stated that Verizon was auguring to replace poles, when the unmarked 5” plastic Gas line was hit and damaged by Verizon. 911 was not called.</p> <p>AVR request was emailed to Verizon, the project owner and excavator, on 5/5/2021. No AVR WAS received. Verizon is a subsequent offense of violation of Section 6.1(7) for failing to submit an AVR as a Project Owner.</p> <p>No other tickets were located for this location by One Call. Verizon is in violation of Section 5(2.1) failure to submit a location request to One Call. PECO did not mark their lines, per their AVR. This also supports that no One call ticket was submitted.</p> <p>911 is listed as not being called in the only AVR received. This is a violation of Section 5(8) for Verizon and penalty is applied.</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>Ticket # 20201132141 PGW did not respond to emergency ticket. This is a violation of Section 2(5)(vii) and penalty applied. PGW had this same violation in 2020. Education is mandatory.</p> <p>Lower Southampton Township did not respond to emergency ticket # 20201132141 This is a violation of Section 2(5)(vii) and \$1000. penalty reduced to \$500. Education is mandatory.</p>	<p>Verizon: \$3,000.00 Section 6.1(7) Subsequent \$1,000.00</p> <p>Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Lower Southampton Township: \$500.00 Section 2(5)(vii) 1st Offense \$500.00</p> <p>Philadelphia Gas Works: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p>
14467	<p>Facility Owner: WAYNESBORO BOROUGH/WAYNESBORO BOROUGH AUTH Contractor/Excavator: Country Seal Coating and Paving</p>	<p><u>On 4/29/2020 11:00:00 AM at Westminster Drive, WASHINGTON TWP, FRANKLIN</u> On 5/10/2022 DPC voted to accept the staff recommendations as presented.</p> <p>1/7/2022 Country Seal Coatings disagrees with the findings and would like to be heard by the Damage Prevention Committee. ****No Damage ***</p> <p>The incident occurred on April 29, 2020, on Westminster Drive, in Washington Township, Franklin County.</p> <p>Waynesboro Authority stated in their Alleged Violation Report (AVR) that there was no damage to their water line but a near miss, and that Country Sealcoating and</p>	<p>Country Seal Coating and Paving: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Paving did not have a One Call ticket for their grading work. Three pictures were provided showing work completed and locate marks.</p> <p>The PA One Call Coordinator stated that there have been no One Call tickets placed by Country Sealcoating and Paving in the past.</p> <p>There are no excavation tickets associated with this case. Contact information for Country Sealcoating was found online. When speaking with the excavator it was explained what the PA PUC One Call Enforcement does, questions were answered, an AVR was requested to be submitted and the letter was mailed on May 5, 2021. They did not submit their AVR.</p> <p>Country Sealcoating and Paving is in violation of: 5(2.1) and recommending- penalty applied and education.</p> <p>5(16) and recommending- penalty applied and education.</p>	
14658	<p>Facility Owner: COMCAST</p> <p>Contractor/Excavator: Wexcon, Inc.</p> <p>Project Owner: Shrewsbury Borough</p> <p>Designer: KEYSTONE CONSULTANTS INC</p> <p>Other: Met-Ed / First Energy</p> <p>Other: VERIZON</p>	<p>On 5/6/2020 12:00:00 AM at WOODLAND DR, SHREWSBURY BORO, YORK 5/10/2022 DPC voted to accept all the DPI's findings except Waive all the penalties add education.</p> <p>Met Ed disagrees with violations for One Call tickets PA20201321105, PA20201331376, PA20201071024, 2(5)(vii) Failed to respond to an emergency notification as soon as practicable following notification <input type="checkbox"/> Met-Ed's One Call locator, USIC, responded within the 2-hour window. • Met-Ed disputes the findings and penalty related to 2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of the line <input type="checkbox"/> Met-Ed's One Call locator, USIC, maintained communication with the excavator, Wexcon, while marking the tickets after a mark-out scheduled was mutually agreed to by the Wexcon and USIC. • Met-Ed disputes the findings and penalty related to One Call ticket 20200793195, 2(5)(v) Failed to respond to a routine One Call ticket. <input type="checkbox"/> Met-Ed's One Call locator, USIC, maintained communication with the excavator, Wexcon, while marking the tickets after a mark-out scheduled was mutually agreed to by Wexcon and USIC.</p> <p>Shrewsbury Borough disagrees with the findings. They believe that Shrewsbury Borough took reasonable and prudent action to avoid any utility damages and violations. Moreover, the subsequent discussion and analysis as to what happened has proven to be a learning experience for those involved, as evidenced by the enhanced procedures that are noted above and will be utilized moving forward. They request that the PUC Compliance violations and penalties be removed against Shrewsbury Borough for violations of Sections: 6.1(7) Project Owner failed to submit an Alleged Violation Report within 10 business days. Although Shrewsbury Borough did submit an AVR after the AVR request letter was sent, they failed to provide any new information. \$250. Penalty is reduced to a warning. Education is mandatory.</p> <p>6.1(3) Released a project to bid or construction before the final design was complete. No final design was</p>	<p>COMCAST: \$0.00 Section 2(5)(vii) 2nd Offense \$0.00</p> <p>Section 2(5)(i) 2nd Offense \$0.00</p> <p>Section 2(4) 1st Offense \$0.00</p> <p>Section 2(5)(vii) 2nd Offense \$0.00</p> <p>Section 2(5)(vii) 2nd Offense \$0.00</p> <p>Shrewsbury Borough: \$0.00 Section 6.1(7) 1st Offense \$0.00</p> <p>Section 6.1(1) 1st Offense \$0.00</p> <p>Section 6.1(3) 1st Offense \$0.00</p> <p>Met-Ed / First Energy: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p> <p>Section 2(4) 1st Offense \$0.00</p> <p>Section 2(5)(i) 2nd Offense \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>found. All excavation tickets are from 2020. Penalty is applied.</p> <p>6.1(1) Failed to utilize sufficient levels of Subsurface Utility Engineering or other similar techniques. Penalty is applied.</p> <p>*Please see Disagreement letter form Shrewsbury Borough for more details about the project and some of the issues that were happening in the field.</p> <p>Comcast disagrees with some of the investigator's findings:</p> <p>3 violations of 2(5)(vii) Failed to respond to an emergency notification as soon as practicable. New Damage Emergency ticket 20201321105 was not responded to. Comcast states that the locator did respond to this ticket at 10:27 (due time (11:50). Comcast further states that the PUC had no legal response available for "damage" emergencies, since they are not dig tickets, and that the PUC offered no guidance at the time on how these tickets should be statused. Technician was on site and ticket statused within the two-hour window.</p> <p>2(5)(i) Failed to locate underground lines within 18" horizontally of the outside wall of line. The only damaged Comcast line within any of the given related ticket numbers was an abandoned cable main that was determined (during damage investigation) to have been cut off deep inside pedestal. The cut offline was not clearly visible during the routine visual scan performed at the original locate request and only found when scrutinized during the damage investigation. Therefore, it is determined that USIC technician performed the locate correctly, located all given underground facilities to the best of their ability, and did not mismark or fail to mark the lines in conflict with excavation.</p> <p>Incident occurred on 5/6/2020. Wexcon Inc was digging with a backhoe/trackhoe, replacing the water lines for Shrewsbury Borough, when they hit and damaged an electric. There were multiple miss markings of electric and cable lines and near misses on Woodland Drive, Shrewsbury Borough, York County.</p> <p>Wexcon Inc. stated in their Alleged Violation Report (AVR) that houses at 25,27,29, and 31 Woodland Dr. the cable and electric lines were off their marks by up to 8-10 ft. They also state that the area was hand dug, which cost the crew much extra time. This project was over \$400,000. And that Level "B" SUE was used. Photos with hit kit and markings were submitted.</p> <p>Met -Ed / First Energy Corp stated in their AVR that this project should have been a complex project. They also state that there was constant communication between the excavator and the locator. They were never notified that the marks were not in compliance and were not able to investigate this issue, due to not being notified of it when it occurred. They have no evidence that marking were</p>	<p>Section 2(5)(v) 3rd Offense \$0.00</p> <p>VERIZON: \$2,000.00</p> <p>Section 2(5)(v) Subsequent \$2,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>not in compliance. They believe that the markings were in compliance. AVR and Email received from First Energy / Met Ed includes communication dated through 5/11/2020. They have also requested that their locator (USIC) alert Met-Ed / First Energy of identifying any projects that should have been designated as a complex project.</p> <p>Shrewsbury Borough stated in their AVR that they do not remember the situation. Work information was left blank, excavator name and info blank, they did not fill out the project cost nor the Sue level used. Education is mandatory.</p> <p>Keystone Consulting Inc stated in their AVR that they only did a preliminary design for Columbia Gas and that the Columbia Gas makes their own Final Designs. They are not responsible for marking any utilities in the field.</p> <p>Comcast was emailed an AVR request letter on 11/17/2021.</p> <p>Shrewsbury Borough is in violation of Sections: 6.1(7) Project Owner failed to submit an Alleged Violation Report within 10 business days. Although Shrewsbury Borough did submit an AVR after the AVR request letter was sent, they failed to provide any information. \$250. Penalty is reduced to a warning. Education is mandatory. 6.1(3) Released a project to bid or construction before the final design was complete. No final design was found. All excavation tickets are from 2020. Penalty is applied. 6.1(1) Failed to utilize sufficient levels of Subsurface Utility Engineering or other similar techniques. Penalty is applied.</p> <p>Met – Ed / First Energy is in violation of Sections: 2(5)(vii) failed to respond to an emergency notification as soon as practicable for three tickets: 20201321105, 20201331376, and 20201071024, which had interim responses. 2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of the line. This is a second offense, and the penalty is applied. 2(5)(v) Failed to respond to a routine One Call ticket. This is a third offense, and the penalty is applied.</p> <p>Comcast is in violation of Sections: 2(5)(vii) failed to respond to an emergency notification as soon as practicable for three tickets: 20201321105, 20201331376, and 20201071024. 2(4) Failed to respond to designer’s request for information within 10 business days 2(5)(i) Failed to locate lines within 18 inches horizontally of the outside wall of the line.</p> <p>Verizon is in violation of Section:</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>2(5)(v) Failed to respond to a routine One Call ticket. This is a subsequent Violation, and the penalty is applied. Metro Edison states they would have done their own investigation if they would have been notified.</p> <p>Metro Edison / First Energy is in violation of Section: 2(5)(i) Failed to locate underground lines within 18” horizontally of the outside wall of the line. This is a second offense, and the penalty is applied.</p> <p>More information</p> <p>This was a complex project, for Shrewsbury Borough to install new water service to new subdivision. Project was over 1800 ft. No valid complex project final design ticket was found. Investigator was not provided a name of the design firm prior to this disagreement, so could not request an AVR from them. Although the AVR from Shrewsbury Borough was submitted immediately, no information was provided about things that the Borough did know about, for example the design information.</p> <p>See also case 14289</p>	
15013	<p>Facility Owner: UGI Utilities Contractor/Excavator: NEW ENTERPRISE STONE AND LIME Contractor/Excavator: Point Twp Contractor/Excavator: Recon Construction Services Inc Project Owner: Point Township Project Owner: Recon Construction</p>	<p><u>On 5/13/2020 11:26:00 AM at 875 Cannery Rd, POINT TWP, NORTHUMBERLAND</u> On 5/10/2022 the DPC voted to remove the violation to Recon Construction.</p> <p>Recon Construction Services disagree with the findings 5(16) Failed to submit an Alleged Violation (AVR) report and would like to discuss this matter. Recon states they were not the company doing the excavation. This is correct and verified by all accounts. Note that an AVR was submitted, but AVR was not filled out completely. DPI requests education to avoid future issues.</p> <p>Incident occurred on 5/13/2020 at 875 S. Cannery Rd., Point Township, Northumberland Co.</p> <p>Point Township was responding to an emergency to fix the storm water pipe that was damaged, when they hit and damaged the coating on a UGI line. Recon Construction Services was working on an FDR project, when they hit and damaged a Point Township storm water pipe. No One call ticket was found for this excavation.</p> <p>UGI stated in their Alleged Violation Report (AVR) that Point Township was digging for a storm pipe repair without a valid One Call ticket, when an UGI gas main coating was damaged.</p> <p>Point Township stated in their AVR that Recon Construction was excavating with a valid One Call ticket and hit Point Townships storm water pipe. Recon construction immediately notified Point Township. Point Township assumed that the tickets already placed for the area, would apply to their fixing the damage to their water line. While Point Township was fixing the water</p>	<p>UGI Utilities: \$500.00 Section 2(5)(v) 2nd offense \$500.00</p> <p>Point Twp: \$0.00 Section 5(2.1) 1st Offense \$0.00</p> <p>Section 5(16) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>Recon Construction Services Inc: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>pipe, they brushed the gas line. There was no gas leak, but they notified UGI of the damage. That is when Point Township found out that they needed their own One Call ticket placed to do any excavation. They have since, changed their policies to ensure that no matter what kind of earth moving is done, a valid One call ticket will be placed, even if there is already a One Call ticket for that area.</p> <p>Recon Construction Services Inc. stated in their AVR that they were not aware of anything that was hit and damaged. This is in conflict to AVR received from Point Township, who admitted to excavating because a line was hit and damaged by their excavator – Recon Construction. Although AVR was received after an AVR request was sent, the information in the AVR did not address the hit and damage to the storm water pipe that Point Township came out to fix. An AVR needs to be submitted after striking or damaging a facility owners line. Recon Construction damaged Point Township's facility, which was fixed by Point Township, without a valid One Call ticket. This is a first-time violation of Section 5(16) and penalty is applied. Education is mandatory.</p> <p>Point Township is in violation of Sections: 5(2.1) excavator failed to submit a location request to One Call within the correct time frame. This is a first-time offense and \$1000. Penalty is reduced to a warning. Education is mandatory. 5(16) Excavator failed to submit an Alleged Violation report within 10 business days of striking a line. An AVR was submitted after the AVR request letter was received. Point township stated in their AVR that they notified UGI of the damage to the gas line, so they knew about the damage. This is a first-time violation and \$250. Penalty is reduced to a warning. 2(5)(v) Failed to respond to a routine One Call ticket 20190931041. Response was due on 4/5/2019. Point Township did not respond until 8/6/2019. This is a first-time violation. \$500. Penalty is reduced to a warning. Recon Construction is in violation of Sections: 5(16) Excavator failed to submit an Alleged Violation Report within 10 business days of striking a line. AVR was submitted after request letter was mailed for the gas strike incident, but no AVR was found for the Point Township storm water pipe damage. \$250. penalty is reduced to a warning. Education is mandatory.</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>UGI is in violation of Section: 5(2)(v) Failed to respond to a routine One Call ticket. UGI responded field marked on time to ticket#20201263918, but on 5/11/2020, UGI UTL Southpoint responded with a Conflict, after the expected</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>excavation date and time. This is confusing and a second offense. Penalty is applied.</p> <p>Notes: Ticket 20190931041 was submitted by UGI, so is included in the case, but at the 12/14/2021 DPC meeting, Point Township shared that ticket 20190931041 was not a part of this project. Point Township did not submit any ticket for the excavation that took place on 5/13/2020. Point Township submitted Routine Ticket 20190931041 had been placed by Point Township. The lawful dig date was 4/08/2019 through 4/17/2019. Project was expected to complete in four hours. This was a notification that the subbase will be replaced, using power equipment across from the fire house on the South Bound Lane. This ticket is not valid for the excavation which took place on 5/13/2020. The lawful dig date is outside of the incident date by almost a month. Ticket#20201263918 was submitted by New Enterprise Stone and Lime, who is another excavator working for Point Township. This information was not needed to complete this case.</p>	
16441	<p>Facility Owner: West Pen Power - FirstEnergy Corp. Contractor/Excavator: Homeowner/Garing Roofing</p>	<p><u>On 6/3/2020 5:30:00 PM at 157 Garing Rd., CHICORA BORO, BUTLER</u> On May 10, 2022, the DPC accepted all penalties as-written and added an education requirement.</p> <p>~Incident occurred on 6/3/2020 at 157 Garing Road, Chicora Borough, Butler County.</p> <p>West Penn Power submit an AVR stating, "On 6/3/20 damages occurred to West Penn Power underground facilities located at 157 Garing Road, Chicora, by Excavator/Property Owner Thomas Garing. The Excavator failed to request the location and type of facility owner through the One Call System not less than three not more than ten business days in advance of beginning excavation or demolition work."</p> <p>One Call indicated the homeowner has placed notifications in the past.</p> <p>Google indicated this is a business residence of Garing Roofing.</p> <p>A violation of Section 5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe is recommended against Mr. Garing as he is in the excavation industry and has placed One Call notifications in the past.</p> <p>Violations: 5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe.</p>	<p>Homeowner/Garing Roofing: \$1,000.00 Section 5(2.1) 1st Offense \$1,000.00</p>
16992	<p>Facility Owner: PINE GROVE WATER SYSTEM Contractor/Excavator: R LEE LUTZ</p>	<p><u>On 7/30/2020 7:00:00 AM at 274 TREMONT RD, PINE GROVE BORO, SCHUYLKILL</u> **R. Lee Lutz rejects all penalties. No reasons or additional information provided.</p>	<p>R LEE LUTZ: \$1,500.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Incident occurred on July 20, 2020 at 274 Tremont Rd., Pine Grove Borough, Schuylkill County.</p> <p>On July 20, 2020, R. Lee Lutz Contracting was excavating to dig footers for a porch and struck the water line belonging to Pine Grove Borough.</p> <p>On October 14, 2020, DPI Locke sent an AVR request letter to R. Lee Lutz Contracting. To date, no AVR has been submitted and the company has not contacted the investigator.</p> <p>R. Lee Contracting is cited for Section 5(2.1) for failure to submit a One Call ticket before excavating, Section 5(16) for failure to submit an AVR within 10 business days and 5(17) for failure to comply with requests for information by PUC staff. This excavator has placed tickets in the past, and therefore is not ignorant of the requirement to do so. Penalties have not been reduced due to lack of good-faith effort by R. Lee Lutz to comply with Act 50 by failing to respond to AVR requests. Education is mandatory.</p>	<p>Section 5(17) 1st Offense \$250.00</p>
17771	<p>Facility Owner: Lehigh County Authority Contractor/Excavator: Liberty Excavating Inc. Project Owner: RC ANDERSON CONSTRUCTION & CONSULTING LLC Designer: SNYDER, SECARY AND ASSOCIATES</p>	<p><u>On 8/21/2020 12:00:00 PM at 4410 park view dr, NORTH WHITEHALL TWP, LEHIGH</u> On 5/10/2022 DPC voted to accept the DPI recommendations as presented.</p> <p>12/16/2021 Liberty Excavating sent an email that they are disagreeing with the case findings and would like the case discussed. Upon looking case over, it was found that no AVR letter was requested (or attached) to this case. DPI Maki sent out an AVR request letter to Liberty Excavators and is requesting that the case be held until further investigation can be completed. AVR from Liberty was received promptly. The excavation was done by another subcontractor named Armor. This is a one year project to develop a land area.</p> <p>~Incident occurred on 8/21/2020 at 4410 Park View Dr, near Spring Hill Dr and Sand Spring Rd, North Whitehall Twp, Lehigh County.</p> <p>Lehigh County Authority submitted an AVR stating, "Excavator hit a line at 4410 Parkview Dr. and claimed the one call was cleared back in April, which states that there was not only a remark ticket called into Pa one but when going back on one call tickets the site called in back in April was a complete different location from where the hit line took place. The original one call ticket was called in for 4239 and 4215 locust Dr, not 4410 Parkview Dr." A violation of 5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe is recommended against Liberty Excavating Inc. with education in lieu of the monetary penalty since this is the first time this excavator has been brought before the Committee.</p>	<p>Liberty Excavating Inc.: \$0.00 Section 5(2.1) 1st Offense \$0.00</p>
18011	<p>Facility Owner: PECO ENERGY Contractor/Excavator:</p>	<p><u>On 8/31/2020 10:00:00 AM at 408 CHERRY ST, NORRISTOWN BORO, MONTGOMERY</u> 5/10/2022 DPC Meeting. Nick Falcone & Sons- NO SHOW. Vote: DPC accepted all the DPI's recommendations.</p>	<p>NICK FALCONE & SONS: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	NICK FALCONE & SONS	<p>*****</p> <p>Rejection- Nick Falcon and Sons is rejecting all penalties and violations because- "we have never done business with Delta Construction nor have we worked in Norristown in over 15 years we do not hold a contractors license in Norristown either so I don't see how we are responsible for this claim." Attached is a letter from Nick Falcon and Sons to PECO regarding PECO contacting the wrong company.</p> <p>*****</p> <p>The incident occurred on Monday, August 31, 2020, at 408 Cherry Street, Norristown Borough, Montgomery County, where a gas service line was damaged.</p> <p>PECO Energy stated, Nick Falcon & Sons was excavating with a backhoe directly adjacent to a gas meter, without a One Call excavation ticket and during the job a 1-inch gas service line was damaged. PECO called in the New Excavation Emergency ticket, 20202441507, to repair the line. PECO provided no pictures.</p> <p>On Wednesday, June 30, 2021, a letter was mailed to Nick Falcon & Sons, requesting an Alleged Violation Report (AVR). There was no response to the letter and no AVR was submitted.</p> <p>*Nick Falcon & Sons 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 Alleged Violation Report within 10 business days of striking a line. They have no previous violations. Recommendation: Education, penalties and violations applied. Penalties not reduced as excavator failed to show good-faith effort to comply with Act 50 by failing to place a ticket and failing to respond to the AVR request.</p>	Section 5(16) 1st Offense \$250.00
18581	Facility Owner: NATIONAL FUEL GAS DIST Contractor/Excavator: Sallot Concrete Inc	<p><u>On 9/22/2020 4:00:00 PM at 3516 Green garden Blvd, ERIE CITY, ERIE</u> 5/10/22 DPC Meeting. Sallot Concrete- NO SHOW. DPC accepted the DPI's recommendations and education.</p> <p>*****</p> <p>Rejection from Sallot Concrete- They reject all violations because no machine was used but the concrete was removed by hand/sledge hammer. A Kubota Excavator was parked on the road. We were informed on no violation and next time even when removing concrete to place a one call. An AVR was not submitted because we were never informed of a written violation and we never got an email because of our non-working email address due to our server going out of business due to Covid-19.</p> <p>*****</p> <p>This Near Miss incident occurred on Tuesday, September 22, 2020, at 3516 Green Garden Boulevard, in Erie City, Erie County.</p> <p>National Fuel Gas Distribution (NFG) stated, Sallot Concrete was excavating with a Kubota over a 4-inch low pressure gas main and 12-inch medium pressure gas</p>	Sallot Concrete Inc: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00 Section 5(16) 1st Offense \$250.00

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>main, without an excavation One Call ticket. A NFG employee was informed by Sallot that they knew the location of the facilities and an excavation ticket was not needed.</p> <p>NFG provided pictures.</p> <p>On NFG's Alleged Violation Report (AVR), the PA One Call Compliance Coordinator commented, Sallot Concrete, Inc. has placed One Call Notifications in the past.</p> <p>There are no tickets associated with this Near Miss incident.</p> <p>On Wednesday, August 4, 2021, an email was sent to the Sallot Concrete requesting an AVR. There was no response to the email and no AVR was submitted</p> <p>*Sallot Concrete in violation of sections: 5(2.1)- Excavator failed to submit a location request to One Call. 5(16) Excavator failed to file an AVR. No penalty reductions are recommended because Sallot Concrete failed to show a good faith effort to follow the Act by submitting an AVR after being notified that one was mandatory. Education is mandatory</p>	
20540	<p>Facility Owner: PHILADELPHIA DEPARTMENT OF STREETS Other: PHILADELPHIA GAS WORKS</p>	<p><u>On 9/24/2020 9:00:00 AM at 1341 S HICKS ST, PHILADELPHIA CITY, PHILADELPHIA</u> On 5/10/2022 DPC voted to remove all violations to the Philadelphia Department of Streets.</p> <p>City of Philadelphia disagrees and requests an opportunity to present case in front of the DPC members. New contact information to include esquire.</p> <p>Incident occurred on 9/24/2020 at 1341 S. Hicks St, Philadelphia City, Philadelphia County.</p> <p>AVR from Philadelphia Gas Works stated that on 9/24/2020, Philadelphia Streets Department was performing street maintenance without a One Call ticket. A PGW gas line was damaged. There is no record of 911 being called. Mr. Scott, who did not identify his association with a company, per the PGW logs, did notify PGW about the damage to the gas line.</p> <p>Philadelphia Department of Street is in violation of Section 5(2.1) for failing to submit a One Call ticket prior to excavating. Education is mandatory. Philadelphia Department of Street is in violation of Section 6.1(7) Project Owner (and excavator) failed to submit an AVR. This is a first offence and penalty is applied. Multiple emails and request were sent, since the contact we have forwarded the AVR request email to others in the company. DPI also included the others and again requested an AVR to be filled out. An email was received from the Engineering Dept. Philadelphia Department of Street is in violation of Section 5(4) failed to exercise due care and employ prudent techniques. Philadelphia Department of Street is in violation of Section 5(8) There is no record of a 911 call, which is verified by PGW. .</p>	<p>PHILADELPHIA DEPARTMENT OF STREETS: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Philadelphia Department of Street is in violation of Section 5(17) DPI requested information with an email sent on 7/26/2021 about the area that PDS was working, after receiving an email that stated there was no information regarding PDS activities on the alleged date and location. DPI disagrees that there would be no information. I would expect PDS to maintain logs of work completed and planned.</p>	
20851	<p>Facility Owner: TC Energy Contractor/Excavator: Homeowner</p>	<p><u>On 11/27/2020 4:00:00 PM at Landowners driveway, WAMPUM BORO, LAWRENCE</u> On 5/10/2022 the DPC voted to accept the DPI recommendations as submitted and to add education.</p> <p>**Homeowner disputes saying that he was just scraping gravel for his driveway.</p> <p>~Incident occurred on 11/27/2020 at 1365 Darlington Road, near Route 18, Wampum Borough, Lawrence County.</p> <p>TC Energy submitted an AVR stating, "It appears that landowner was widening his driveway by mechanical excavation. Landowner did not submit a PA1 Call. Landowner excavated within a sloped embankment removing cover from the gas line causing it be struck several times causing leakage. Landowner contacted TC Energy Monitoring Center reporting he hit a gas line. TCE Employees responded to the line strike and repaired leak with clamp. Pipe is currently exposed and barricaded with safety fencing along the driveway embankment. Waiting for further instruction regarding permanent repair pending analysis/investigation." Photos were submitted with the AVR showing the damaged line in a hole.</p> <p>A violation 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 against the homeowner with education in lieu of the monetary penalty.</p> <p>Violations:</p> <p>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.</p>	<p>Homeowner: \$0.00 Section 5(2.1) 1st Offense \$0.00</p> <p>Section 5(8) 1st Offense \$0.00</p>
21009	<p>Facility Owner: UGI Contractor/Excavator: CITYLINE CONSTRUCTION</p>	<p><u>On 12/8/2020 10:50:00 AM at 2851 S. PIKE AVE., ALLENTOWN CITY, LEHIGH</u> On 5/10/2022 the DPC voted to waive the violations section 5(7) and 5(8) and keep violation 5(2.1) for Cityline Construction.</p> <p>Disagrees: City line Construction state that they always call in when excavating. The incident occurred because</p>	<p>CITYLINE CONSTRUCTION: \$1,000.00 Section 5(2.1) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>they were resetting existing rock into an existing stream. They state they were not digging. The rock had moved due to a flood. A machine was used to set the rock back down. The rock and machine then pinched the line, which was laying beneath the rock as opposed to being under the ground. They state they called UGI and 911 immediately, notifying them of the situation and then vacated the site.</p> <p>The also state that they believe there should be a permanent marker at this site, to show that the UGI line is not underground. Again, they state that 911 and UGI were notified immediately after this event occurred. The owner of the company called in personally so did the office employees.</p> <p>Please see *</p> <p>Incident occurred in Allentown City, Lehigh County.</p> <p>UGI states in their AVR that on 12/08/2020, City Line Construction was digging without a One Call ticket, when they struck and damaged an unmarked UGI gas service facility. *In an email received on 8/23/2021 from UGI, it was stated that the damage was taped and backfilled when the UGI employee found it. They also stated that 911 was not notified.</p> <p>AVR from City Line Construction states that and on 8/20/2021 a mini excavator was being used to move boulders, when a UGI gas line was hit on the City Line Construction Owners property.</p> <p>One Call notes that City Line Construction has submitted One Call tickets in the past. They were also very respondent and submitted what was asked for promptly.</p> <p>City Line Construction is in first time violation of Section: 2(5.1) failing to submit a One Call ticket. The penalty is applied. Education is mandatory. 5(8) Excavator failed to immediately notify 911. *Please see UGI email from 8/23/2021. 5(8) Excavator failed to report to the owner any break or leak in its lines. City Line Construction did not notify UGI of the break in their line.</p> <p>Notes: UGI verified 1 customer was affected.</p> <p>City line Construction # 610.820.5555</p>	
21321	<p>Facility Owner: PEOPLES GAS Contractor/Excavator: A. Folino Construction Inc. Project Owner: PITTSBURGH WATER AND SEWER AUTHORITY</p>	<p><u>On 12/22/2020 8:30:00 AM at BUENA VISTA ST, PITTSBURGH CITY, ALLEGHENY</u> On 5/10/2022 DPC voted to waive the 2(5)(v) violation to Peoples Gas.</p> <p>Incident occurred on 12/22/2020 at 1816 Buena Vista St., Pittsburgh City, Allegheny County.</p> <p>Peoples Gas is disagreeing with the DPI report. They state that ticket 20202990161 was not part of the incident. They marked "CLEAR NO FACILITIES" on</p>	<p>PEOPLES GAS: \$0.00</p> <p>A. Folino Construction Inc.: \$1,000.00 Section 5(4) 2nd Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>this ticket, but filed marked on ticket 20203421557 and that was the ticket that was submitted right before the incident occurred. Tickets are for the exact same location. Email received from Peoples Gas states that the locator looked at the maps and the house sat outside the work area described on the ticket. The main line was not involved because all the work was to take place in the street and the main line was in the sidewalk. However; this tap (customer) was actually involved and the customer owned service line was approximately 250 ft. and that is why the first locator responded clear on ticket 20202990161. The second locator responding to the update ticket completed a more thorough investigation of the home and marked the company owned service line crossing the street and also marked the main in the sidewalk even though there was no work taking place in the sidewalk.</p> <p>This was a water main break that caused extensive block stone damage in the City of Pittsburgh.</p> <p>AVR from A Folino Construction Inc. stated that a correctly marked Peoples Gas line that was embedded in Asphalt was struck and damaged, while A. Folino was using a backhoe/track hoe, working on the curb and sidewalk, as they were repairing a water line break. 911 was called and Peoples gas was notified. Pictures from both companies are included in report.</p> <p>AVR from Peoples Gas states that the line was properly marked and that this line was hit before by A. Folino, so they should have been more cautious and employed more prudent techniques. Pictures included.</p> <p>AVR request was mailed to Pittsburgh Water and Sewer Authority on 5/20/2021. In an email, In an email from PWSA, PWSA verified that this not part of a complex project, and that they will send in an AVR. No AVR received from Pittsburgh H2O as of 7/28/2021. PWSA cooperated with information asked for by the DPI on multiple cases, involving the same stakeholders. It is a violation of Section 6.1(7) to not submit an AVR, but their last violation of this Section was in 2019, so \$250. penalty is reduced to a warning.</p> <p>Pictures from A. Folino show the Gas line above the stone base that would be directly underneath the sidewalk. This is a difficult area to excavate, but prudent techniques must be taken around utility lines. 911 was called and Peoples Gas was notified. This area demanded a hand dig. A Folino is in violation of Section 5(4) for failing to exercise due care and prudent excavation techniques. Penalty is applied.</p> <p>Ticket # 20202990161 reads that Peoples Gas marked Clear no facilities, in the area which Peoples Gas was damaged. The area was marked correctly, but the ticket provided incorrect information. Peoples Gas is in violation of 2(5)(v) as a third offense and penalty is applied.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
22144	<p>Facility Owner: UGI Contractor/Excavator: David E. Moritz LLC Contractor/Excavator: Fox Pools Project Owner: Homeowner</p>	<p><u>On 2/24/2021 7:00:00 AM at 300 TAMARACK DR, DENVER BORO, LANCASTER</u> On 5/10/2022 DPC voted to remove both violations 2(5)(v) to UGI.</p> <p>***UGI rejects the violations and penalties for Section 2(5)(v) only</p> <p>No Damage Alleged violation occurred on 2/24/2021, at 300 Tamarack Drive, in Denver Borough, Lancaster County while David E. Moritz LLC was excavating an inground pool for Fox Pool.</p> <p>Fox Pools, Project owner, and designer submitted Alleged Violation Report (AVR) stating UGI did not mark in the lawful requested time and that UGI failed to locate their point of connection to their service lines. Fox Pools also stated that UGI responded to the New Excavation Routine ticket, 20210461850, as Clear No Facilities. When starting the job, on 2/24/2021, and the snow was cleared from the planned excavation site to lay out the pool and filter pad, it was noticed that a gas meter at the filter pad, and there were no gas locate marks.</p> <p>AVR request was emailed to David E Moritz LLC on 5/4/2021. this excavator was subcontracted by Fox Pools. No AVR was received as of 10/14/2021.</p> <p>AVR request letter was sent to homeowner on 3/29/2021. No AVR was received. DPI spoke with the homeowner and will not request an AVR from him, since there was no damage and he hired Fox Pools to oversee the project.</p> <p>AVR request letter was mailed to UGI on 3/19/2021. No AVR was received as of 10/14/2021.</p> <p>On 2/15/2021 Fox Pools submitted Routine ticket 20210461850. On 2/15/2021 UGI responded Conflict. DCTF. On 2/18/2021 UGI responded Clear No Facilities. On 2/24/2021 UGI responded Conflict DCTF at 13:28. Renotify ticket 20210461850-001 was submitted on 2/24/2021 at 13:24. On 2/24/2021 UGI responded Field Marked at 14:56</p> <p>On 2/17/2021 David E. Moritz LLC submitted ticket 20210480019. On 2/24/2021 UGI Utilities responded Field Marked at 14:56.</p> <p>On 2/24/2021 Fox Pools submitted renotify ticket 20210461850-001 stating that UGI responded clear no facilities, but excavator states there are UGI lines that need marking. UGI then Field Marked within the two hours renotify time limit.</p>	<p>UGI: \$1,000.00 Section 2(5)(i) 2nd Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>On 2/17/21. Ticket 20210480019 was submitted by David E. Moritz. On 2/24/21 Fox Pools and Contractor David E Moritz went to the work site and saw a gas meter. Her did not see any gas markings. Renotification ticket #20210480019 -001 was submitted 2/24/2021. UGI Field Marked within the two-hour notification time limit.</p> <p>UGI is in violation of: Section 2(5)(v) and penalty applied for failing to respond to One Call ticket 20210461850 and 20210480019 within the required amount of time. This is a subsequent offense for UGI. The penalty is applied for each ticket. Section 2.5(i) Failed to locate lines within 18 inches horizontally of the outside wall of line. This is a second offense, and the penalty is applied.</p> <p>David E. Moritz LLC did not submit an AVR. He did not excavate and there was no damage. Education would be beneficial.</p> <p>Additional Information This incident cost the project Owner a day of work and \$1,200 pay for the excavator, who stayed on the work site for three hours, without working, due to no UGI markings.</p>	
23649	<p>Facility Owner: VERIZON Contractor/Excavator: B R KREIDER & SON INC Project Owner: HORST AND SON BUILDERS Designer: Pennterra Engineering Other: LOWER WINDSOR TOWNSHIP</p>	<p><u>On 5/19/2021 12:00:00 AM at CORNER OF COOL CREEK RD & KNIGHTS VIEW RD, LOWER WINDSOR TWP, YORK</u> On 5/10/2022 Horst & Son Builders was a no show. The DPC voted to keep the PDI recommendations. The DPC also voted to modify the recommendations to Pennterra Engineering to section 4(8) to keep the violation, but reduce the penalty to a warning. Add a violation section 4(2) with a penalty and to remove the violation section 4(5).</p> <p>Verizon had two violations of 2(5)(v.1) for not responding to renotify tickets #20211341944-001 and # 20211341944-002. The violations have been changed because it was noticed that the tickets did not have a two-hour contact requirement, but tickets still needed responding to. Violation has been changed to 2(5)(v) for not responding to a routine One Call ticket. The maximum subsequent penalty amount is the same and not changed.</p> <p>***** *****</p> <p>Horst and Son Builders disagrees with violation for Section 6.1 (3)- Released a project to bid or construction before final design was complete Before construction, the developer obtained an approved plan with contingencies from Lower Windsor Township. The Township granted developer permission to commence installing the infrastructure of Ridge Hills Development. Horst and Son Builders disagrees to Section 6.1 (7)- Project owner failed to submit an alleged violation report within 10 days of a line strike. They state that the contracted excavator for the site did not strike or damage</p>	<p>VERIZON: \$10,000.00 Section 2(5)(v) Subsequent \$2,500.00</p> <p>Section 2(5)(v) Subsequent \$2,500.00</p> <p>Section 2(5)(v) Subsequent \$2,500.00</p> <p>Section 2(10) Subsequent \$2,500.00</p> <p>HORST AND SON BUILDERS: \$750.00 Section 6.1(7) 1st Offense \$250.00</p> <p>Section 6.1(3) 1st Offense \$500.00</p> <p>Pennterra Engineering: \$500.00 Section 4(2) 1st Offense \$500.00</p> <p>Section 4(8) 1st Offense \$0.00</p> <p>LOWER WINDSOR TOWNSHIP: \$750.00 Section 2(5)(v) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>a facility owner's line during their excavation activities, therefore, the requirement for the project owner to submit an alleged violation report (AVR) is not required and this fine is not justified. We ask that the fine be removed from our company's record.</p> <p>Pennterra disagrees with the DPI report stating that 1. They were fined for essentially not notifying the One Call System with regard to damage to a utility line. However, when Pennterra called B.R. Krieder (the excavator for the project) they informed me that NO LINES WERE EVER DAMAGED . Furthermore, they state that the DPI Report provided also indicates that no damage occurred. Therefore, they say it is impossible to notify One Call about damage to utility lines that never occurred. The only "violation" that we are aware of occurring was Verizon not marking their line so that excavation could proceed. This is not a design issue nor one that requires we contact One Call to resolve. Furthermore, it was alleged that an AVR was provided to our office and not responded to; however, our office received no such paperwork. I request the report be amended to remove this alleged violation and the fine removed.</p> <p>2. The second violation was that our plans did not contain the One Call toll free number and serial number of the ticket. I have attached our plan sheet that contains this information highlighted in yellow for easy reference. I have no idea how this conclusion was drawn since no one ever contacted me to obtain drawings to confirm. Again, because this is an erroneous claim, I request the report be amended to remove this alleged violation and the fine removed.</p> <p>***** *****</p> <p>Incident occurred at Gerry Horst Ridge Hills Development, on the corner of Cool Creek Rd and Knights View Rd in Lower Winsor Township, York County.</p> <p>B R Kreider & Son Inc. stated that multiple renotification tickets were placed and Verizon still did not respond to One Call tickets.</p> <p>AVR request letter emailed to Penn Terra Engineering on 6/29/2021 to the same email address as the final penalty notices were sent to. No contact was made until the final penalty notices were mailed to the stakeholders on 2/23/2022. AVR was received on 3/08/2022. There was no information filled out about the design. No Subsurface Underground Engineering (SUE) was filled in. There was no project cost, no Project Owner information provided. The summary of events was a statement of nothing being hit. *Please see more information.</p> <p>Final Design was submitted on 3/11/2022.</p>	<p>Section 2(5)(v) 1st Offense \$250.00</p> <p>Section 2(5)(v) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>AVR request letter emailed to Project Owner Horst and Son on 6/29/2021. No AVR was received to date.</p> <p>Verizon AVR request letter was emailed on 6/29/2021. No AVR was received to date.</p> <p>No tickets provided for this complex project.</p> <p>Horst and Son are in violation of Section: 6.1(7) Project Owner failed to submit an Alleged Violation Report. The penalty is applied. There was no good faith effort. 6.1(3) Released a project to bid or construction before the final design was complete. The penalty is applied. No One Call tickets were provided by Horst and Son.</p> <p>Pennterra Engineering is in violation of Sections: 4(8) Designer failed to submit an Alleged Violation Report. AVR request letter was mailed on 6/29/2021. AVR was received on 3/08/2022 and lacking information. 4(5) Designers Drawing does not include One Call's toll-free number and the serial number of the ticket. No One Call ticket found for design. The penalty is applied.</p> <p>Verizon is in violation of Sections: 2(10) Verizon failed to submit an Alleged Violation Report (AVR). This is a subsequent offense. The max penalty is applied, because of the multiple occurrences of Verizon not responding to AVR requests. 2(5)(v) Tickets 20211341944, 20211341944-001 and 20211341944-002 specified that Verizon needs to mark their utilities. This a subsequent offense. The maximum penalty is applied for each ticket.</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>Lower Windsor Township is in violation of Sections: 2(5) Failed to respond to ticket 20211341944 and renotify tickets 20211341944-001 and 20211341944-002. This is a first-time offense and penalty of \$500 is reduced to \$250 for each violation.</p> <p>Notes: See comments On 6/29/21, 12:40 PM, DPI Maki contacted Designer Penterra and Project Owner G. Horst to explain about AVR request that was emailed. 6/29/21, 12:40 PM. DPI Spoke with Gerry Horst and left a voice message on M. Magrecki's telephone extension.</p> <p>Verizon is in violation of Sections: 2(10) Verizon failed to submit an Alleged Violation Report (AVR). This is a subsequent offense. The max penalty is applied, because of the multiple occurrences of Verizon not responding to AVR requests.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>2(5)(v) Tickets 20211341944, 20211341944-001 and 20211341944-002 specified that Verizon needs to mark their utilities. This a subsequent offense. The maximum penalty is applied for each ticket.</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>Lower Windsor Township is in violation of Sections: 2(5) Failed to respond to ticket 20211341944 and renotify tickets 20211341944-001 and 20211341944-002. This is a first-time offense and penalty of \$500 is reduced to \$250 for each violation.</p> <p>*More Information: Penn Terra sent an email that they were not able to update the location (See attachments "DPI response to Penn Terr pending AVR") of the AVR, which they stated was "Pittsburgh" and could not be updated. They requested that I search for the AVR, when it is processed, as they could not get an AVR number. A pending AVR was emailed to DPI. AVR2022MAR080020 was located but the AVR had two erroneous tickets 20201543164 and 20202130417 listed for another location having nothing to do with this case.3/17/2022 Penn Terra sent a corrected version of an AVR listing the corrected locations, but no design information.</p>	

Committee Review

Case Number	Stakeholders	Summary	Violations & Recommendation
23625	<p>Facility Owner: PENNSYLVANIA AMERICAN WATER</p> <p>Contractor/Excavator: Montco Fence Superior Structures</p>	<p>On 5/15/2021 12:13:00 PM at 457 CHURCH ST, ROYERSFORD BORO, MONTGOMERY ~Incident occurred on 5/15/2021 at 457 Church St., near North 5th Ave and N 4th Ave, Royersford Borough, Montgomery County.</p> <p>NO DAMAGE</p> <p>On 5/10/2022 DPC discussed this case. They all agreed that education is most important. Education was listed in the case already.</p> <p>PA American submitted an AVR stating, "We received an insufficient time priority ticket on May 15, 2021 at 12:13pm with a planned dig date of May 19, 2021. These tickets are viewed the same as an emergency which require PAWC to pay overtime or drop all other work to immediately respond. We have had multiple discussions with Montco Fence and have also asked our local liaison , Jim Reynolds to intervene. They have verbally committed to stop doing this but yet they continue to misuse the ticketing system. This distracts us from other truly urgent markouts and can lead to safety issues because we are responding to their emergency/not sufficient time request in good faith when the need is truly not urgent." A violation of</p>	<p>Montco Fence Superior Structures: \$500.00 Section 5(2.1) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe is recommended with education.</p> <p>Violations:</p> <p>Montco Fence Superior Structures: ~5(2.1)- excavator failed to submit a location request to One Call within the correct timeframe, This is a first time violation and the \$1000. penalty is reduced to \$500.</p>	