



Pennsylvania Public Utility Commission

**Damage Prevention Committee Meeting Case List
Feb. 13, 2024**

Omnibus Session

Case Number	Stakeholders	Summary	Violations & Recommendation
33350	<p>Facility Owner: AQUA PENNSYLVANIA Contractor/Excavator: Danella Line Services Inc Contractor/Excavator: Fermanagh Corporation</p>	<p><u>On 7/22/2022 1:00:00 PM at 1211 New Hampshire Lane, WEST BRADFORD TWP, DELAWARE</u> Incident occurred on 7/22/22 at 1pm at 1211 New Hampshire Lane, west Bradford Township, Delaware County.</p> <p>A water line was damaged. No PA1call.</p> <p>Danella Line Services' submitted an Alleged Violation Report (AVR) on behalf of Fermanagh Corporation that stated, "Crew was digging up a damaged communications cable when they struck an unmarked water service 29 feet off the nearest mark." PA1call notes that no tickets were found from Fermanagh Corporation, but they have placed PA1calls in the past.</p> <p>Fermanagh Corporation never filed an AVR. Recommending Fermanagh's violation for not placing a PA1call since they have placed PA1calls in the past.</p> <p>Danella also submitted two pictures with the damage site and excavator.</p> <p>Aqua were mailed and emailed to submit an AVR.</p> <p>Aqua emailed that, "The Excavator Fermanagh Corporation hit the customer owned water service line between the curb stop and house. Aqua needed to reset the curb box to turn off the water so Fermanagh Corporation could make the necessary repairs to the water service line. No repairs were made to the water service line by Aqua."</p> <p>Violation:</p> <p>Fermanagh Corporation Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Education is required. 1st offense \$2,500 recommended. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required.</p>	<p>Fermanagh Corporation: \$3,000.00 Section 5(16) 1st Offense \$500.00</p> <p>Section 5(2.1) 1st Offense \$2,500.00</p>
33465	<p>Facility Owner: PEOPLES GAS Contractor/Excavator: M. O'HERRON Project Owner: Wilkinsburg Penn Joint Water Authority Designer: MS Consultants</p>	<p><u>On 8/2/2022 9:45:00 AM at DUFFIELD AVE, PENN HILLS MUNIC, ALLEGHENY</u> Incident occurred on 8/2/22 at 9:45am along Duffield, Penn Hills Municipality, Allegheny County.</p> <p>A gas line was damaged.</p> <p>Peoples Gas Company's Alleged Violation Report (AVR) states, "M. O'Herron was installing new water facilities for WPJWA on Duffield St. when they struck</p>	<p>M. O'HERRON: \$1,250.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>and damaged a 1" plastic gas service line 12" from its marks. M. O'Herron failed to use prudent digging techniques within the tolerance zone markings for the gas service line." AVR notes that 911 was notified on a damaged line that affected one customer for less than one hour. Repair cost was under \$1,000. Pictures from Peoples shows the line damaged within the tolerance zone.</p> <p>Pictures from Peoples show yellow and white marks on the ground. The damage was done within the tolerance zone of the yellow marks.</p> <p>Wilkinsburg Penn Joint Waste Authority (WPJWA) and M O'Herron were mailed and emailed requests for AVRs on 4/6/23. No AVR was received from M O'Herron to date.</p> <p>WPJWA AVR states, "I am just the project owner. I was not present and did not have any Authority personnel on site when the damage occurred, so I do not have any details on what happened. For any additional information please contact MS Consultants as they were there to perform the project inspection for the Authority."</p> <p>MS Consultants was mailed and emailed a request to complete an AVR on 6/21/23. AVR was received on 7/21/23.</p> <p>MS Consultants AVR documents answered the following:</p> <p>What level of SUE was utilized on this project? Please justify the level of SUE No SUE was utilized. Water line can be easily relocated to miss utilities that are found to be in the trench based on One Call marking.</p> <p>When was the project related for bid? January 20, 2022</p> <p>Was a final design ticket placed? Yes</p> <p>What was the total estimated cost of this project? \$650,000</p> <p>What was the total length of the project? 3,200 linear feet</p> <p>No final design tickets were found by PA1 call.</p> <p>Violations:</p> <p>M. O'Herron Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Education is required.</p>	<p>Wilkinsburg Penn Joint Water Authority: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>MS Consultants: \$750.00 Section 4(2) 1st Offense \$500.00</p> <p>Section 4(4) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required.</p> <p>Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Education is required.</p> <p>WPJWA</p> <p>Section 6.1(3) – Released a project to bid or construction before final design was complete. Project Owner education is Required.</p> <p>MS Consultants</p> <p>Section 4(2) – Designer 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. Education is required.</p> <p>Section 4(4) – Failed to prepare construction drawings to avoid damage to and minimize interference with facilities in the construction area. Education is required.</p>	
33954	<p>Facility Owner: PEOPLES GAS</p> <p>Contractor/Excavator: JET JACK INC</p> <p>Project Owner: Swissvale Borough</p> <p>Designer: Glenn Engineering and Associates, Limited</p>	<p><u>On 8/12/2022 10:00:00 AM at 7367 DENNISTON AVE, SWISSVALE BORO, ALLEGHENY</u> Incident occurred on 8/12/2022 at 10am at 7367 Denniston Ave, Swissvale Boro, Allegheny County.</p> <p>A gas line was damaged.</p> <p>Peoples' Alleged Violation Report states, "Jet Jack Inc. was installing new sewer and manholes for Swissvale Borough on Denniston Ave. when they struck and damaged a properly marked 1" plastic gas service line to 7338 Denniston Ave. Jet Jack failed to use prudent digging techniques within the tolerance zone for the markings of this gas service line." AVR notes that 911 was notified on the damaged line that affected one customer for 1-6 hours with a cost between \$1-\$1,000 to repair.</p> <p>Jet Jack and Swissvale Borough were mailed and emailed request for AVRs on 4/25/23. Emails show that Glenn Engineering was also asked to submit an AVR on May 31st, 2023 by the DPI. No AVR has been submitted by the designer or project owner. No final design ticket was located by 811 or submitted by the designer. The designer responded to the DPI request by attaching a copy of the excavators AVR without answering the SUE information that was requested by the DPI. DPI asked for a second time for the designer to submit and AVR along with designs drawings, final design tickets, and SUE information.</p> <p>Designer's email states, "Please note that our Bid Documents clearly place full responsibility for location and protection of existing utilities on the Contractor." Glenn Engineering became aware of the line strike on April 25th, 2023, and filed an AVR only July 17th, 2023.</p>	<p>JET JACK INC: \$1,000.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Swissvale Borough: \$1,000.00 Section 6.1(3) 1st Offense \$500.00</p> <p>Section 6.1(7) 1st Offense \$500.00</p> <p>Glenn Engineering and Associates, Limited: \$1,500.00 Section 4(2) 1st Offense \$500.00</p> <p>Section 4(8) 1st Offense \$500.00</p> <p>Section 5(15) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Glenn Engineering's AVR states, "The Contractor apparently damaged the Gas Line during his sewer line construction operations. Project Representation by the Borough was performed only part time, so they were not on site when the incident occurred. Contract Documents require Contractor to determine exact location of all utilities and to protect same from damage. Any damages to be repaired by Contractor at his sole expense. (NOTE: Scope of Work attached for reference (Paragraph 12)). Project released for Bid March, 2022. Total Project Cost \$329,00. Total Project Length 400 FT. Final Design Ticket-Unknown. No Excavator Compensation."</p> <p>Pictures show that the line was mark accurately.</p> <p>Jet Jack's AVR states, "Damaged Gas service line was just below the cobble stone roadway."</p> <p>Violations:</p> <p>Jet Jack Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Education is required. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required.</p> <p>Swissvale Borough Section 6.1(3) – Released a project to bid or construction before final design was complete. Education is required. Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Education is required.</p> <p>Glenn Engineering and Associates, Limited Section 4(2) – Designer 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. Education is required. Section 4(8) – Designer failed to submit an Alleged Violation Report through the One Call System within 30 business days of being notified or aware that a violation of this act may have been committed. Education is required. Section 5(15) – Project Owner or Designer prepared contract documents which attempt to waive an excavator’s rights. Education is required.</p>	
34017	<p>Facility Owner: PEOPLES GAS Contractor/Excavator: JET JACK INC Project Owner: Swissvale Borough</p>	<p><u>On 8/15/2022 8:30:00 AM at 7342 DENNISTON AVE, SWISSVALE BORO, ALLEGHENY</u> Incident occurred on 8/15/2022 at 8:30am at 7342 Denniston Avenue, Swissvale Boro, Allegheny County.</p> <p>A Peoples gas line was damaged.</p> <p>Peoples Gas Company Alleged Violation Report (AVR) states, "Jet Jack was replacing the sewer and manholes for Swissvale Borough on Denniston Ave. when they struck and damaged a 1" gas service line for 7342</p>	<p>JET JACK INC: \$1,250.00 Section 5(17) 1st Offense \$250.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Denniston Ave. The gas service line was marked correctly. Jet Jack had the line exposed previously and was exposing the plastic gas line a 2nd time and damaged the line." AVR notes that the damaged line affected one customer for 1-6 hours. Peoples pictures show that damaged line was damaged in the tolerance zone at 7342 Denniston Avenue.</p> <p>Jet Jack and Swissvale Borough were mailed and emailed requests for AVRs on 5/1/2023.No AVRs were received to date.</p> <p>Other violations are noted on related case number 33954.</p> <p>Violation:</p> <p>Jet Jack Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Education is required. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request.</p> <p>Swissvale Borough Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Education is required.</p>	<p>Swissvale Borough: \$500.00 Section 6.1(7) 1st Offense \$500.00</p>
34031	<p>Facility Owner: PEOPLES GAS Contractor/Excavator: Duquesne Light Company Project Owner: DUQUESNE LIGHT</p>	<p><u>On 8/16/2022 10:30:00 AM at 2227 LEECHBURG RD, PENN HILLS MUNIC, ALLEGHENY</u> The incident occurred on 8/16/2022 at 10:30am, at 2227 Leechburg Road, in Penn Hills Municipality, Allegheny County.</p> <p>Peoples Gas Company's Alleged Violation Report (AVR) states, "Duquesne Light was completing a pole replacement near 2227 Leechburg Rd. when they began to auger through a 3" gas low pressure main within the tolerance zone of the markings for the line. The locator marked the line inductively and had the signal at the front of the pole as shown in the photos. The damage occurred in the rear of the pole, but still within the tolerance zone of the marks once you take into consideration the size of the line. Duquesne Light should have potholed in the tolerance zone prior to using the auger." Peoples damage picture 2 shows the line mark out indicating a 3" line that would increase the tolerance zone to 19.5 inches.</p> <p>Duquesne Light was mailed and emailed a courtesy letter to complete an AVR on 5/2/23.</p> <p>Duquesne Light's AVR states, "An overhead crew from Duquesne Light Company were excavating to replace a deteriorated pole in front of address 2227 Leechburg Rd in Penn Hills when they struck a mismarked gas line. In the photo you can see the yellow paint on the road side/opposite side of the pole being replaced. The base</p>	<p>Duquesne Light Company: \$1,750.00 Section 5(4) 2nd Offense \$1,000.00</p> <p>Section 5(16) 2nd Offense \$750.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>of that pole is over 40" in diameter, meaning the strike happened outside the 18" tolerance zone. The DLC crew called 911 and the local Fire Dept. responded to the site. Also, a Damage 1 Call ticket was placed, alerting People's Natural Gas Company of the damage. The project included the changing of 1 pole due to the weathering and deterioration of the pole. Because of this, the work was charged to capital expense. The labor charges were a total of \$3,720.31. The total length of the project was to replace this single pole and there was no SUE utilized by the company. 911 was called and the facility owner was notified by the Damage 1 Call ticket that was placed."</p> <p>Duquesne's picture fails to show that the street marking was an offset mark on the road surface in case the grass mark outs were removed by mowing. The augur was used within the 19.5 inch tolerance zone which damaged the line. Please see Peoples Gas Company's pictures for additional perspectives and the other mark outs.</p> <p>Duquesne damaged the line on 8/16/2022 and failed to file an AVR till June of 2023.</p> <p>Violation:</p> <p>Duquesne Light Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Education is required. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required.</p>	
38163	<p>Facility Owner: Verizon Contractor/Excavator: E.K. Services, Inc. Other: LEESA SWARTZ</p>	<p><u>On 8/16/2022 12:00:00 PM at INTER OF PRIMROSE AND JONATHAN LN, WEST MANCHESTER TWP, YORK</u> The incident occurred on 8/16/2022 at 12pm, at the intersection of Primrose and Jonathon Lane, in West Manchester Township, York County.</p> <p>A Verizon line was hit.</p> <p>Homeowner's Daughter submitted an Alleged Violation Report (AVR) that states, "DAMAGE OCCURED AT INTER OF PRIMROSE AND JONATHAN LN BUT AFFECTED HOMEOWNER AT 2630 PRIMOSE LN YORK PA 17404. HER MOTHER WHO IS THE RESIDENT HAD AN UNDERGROUND COPPER PHONE WIRE. NO ONE LET THE CALLER KNOW THAT THE LINE WAS DAMAGED. SHE SPOKE WITH KINSLEY CONSTRUCTION AND THEIR EXCAVATOR WHO SAID THEY DAMAGED THE LINE BUT IT WASNT MARKED OUT RIGHT. SHE FOUND OUT BECAUSE SHE WAS NOT ABLE TO REACH HER MOTHER. 911 SERVICE ETC WAS AFFECTED. CALLER HAS HAD TO PAY A COUPLE HUNDRED DOLLARS TO RESOLVE THE ISSUE. HAS HAD TO PUT A LOT OF TIME AND EFFORT TO GET VERIZON OUT, TALKING TO CUSTOMER SERVICE, AND INTO TRYING TO FIND A PHONE TO REPLACE WHAT THEY HAD</p>	<p>Verizon: \$2,500.00 Section 2(5)(i) 1st Offense \$2,500.00</p> <p>E.K. Services, Inc.: \$1,000.00 Section 5(7) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>THAT WILL RING LOUD ENOUGH FOR HER MOTHER TO HEAR. CALLER IS HAPPY TO ANSWER ANY ADDITIONAL QUESTIONS IF YOU GIVE HER A CALL. CALLER HAS SPOKEN WITH SARAH AT THE PUC."</p> <p>Verizon and E K Services were mailed and emailed request letters to complete AVRs on 5/2/23.</p> <p>E K Services AVR states, "On 8.08.2022 our crew was on site installing water main. While excavating using a spotter through the intersection at Primrose Lane and Jonathan Drive, our crew dug around a marked Verizon line in a 2" grey conduit approximately 16" deep. Once our crew got to the other side of intersection, we were digging around a storm pipe. The site foreman had our crew dig on the up hill side so we could dig under the storm pipe. Our operator began using powered equipment and dug through an unmarked line. At this point our site foreman did not feel the need to call in to PA One Call because he was told all Verizon lines runs in the back yard of each home and the crew had already exposed the marked Verizon line going in between houses. Our site foreman also looked around and didn't see a Verizon pedestal near where they were excavating and on that side of the intersection all the electric and communication lines are above ground. There were no signs of orange paint anywhere indicating another underground line. Our crew continued work for the day as needed. Eight (8) days later, on 8.16.2022 our site foreman was stopped by Verizon representative who arrived on site and asked if we had hit a line Verizon line. Our jobsite foreman showed the Verizon representative approx. where the strike took place. The Verizon representative had painted a fresh orange line on street at this time. The Verizon representative stated this was a live line and they were going to contact their supervisor."</p> <p>E K Services photos show that the line was unmarked during excavation. E K Services failed to place a damage ticket after hitting an unmarked line.</p> <p>Verizon's AVR states, "Verizon received SN# 20221751929 regarding work that was being completed by EK Services on Primrose Ln, Verizon's contractor Stake Center completed the mark out on 7/6/2022. Verizon received an additional notification on 7/26/2022 SN#2022207114 which was marked out on 8/11/2022 also by Verizon's contractor Stake Center. Allegedly the Verizon damage occurred on 8/8/2022 after the 1st mark out on 7/6/2022. Verizon was not notified of this damage immediately. According to the Verizon field manager, we became aware of the damage on 8/15/2022 when the customer reported telephone trouble, ticket #PACV01QYWY. Verizon located the cable cut on 8/16/2022 and completed the repair on 8/16/2022. Subsequently, the working customers were moved to Verizon's Voice connect service on 8/17/2022. Since moving to Voice Connect, Verizon received 1 trouble</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>report related to a signal issue which the customer canceled the report stating it was 'ok for now' and 2 additional trouble reports related to additional features on the line. Verizon does not have any pictures related to the damage.</p> <p>The damage happened on 8/8/2022, but the homeowner's issue arose on 8/16/2022 which caused some confusion on AVRs.</p> <p>Violations:</p> <p>E K Services Section 5(7) – Failed to immediately report to the facility owner any break or leak in its lines, or any dent, gouge, groove, or other damage to such lines or to their coating or cathodic protection. Education is required.</p> <p>Verizon Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line.</p>	
33909	<p>Facility Owner: UGI Utilities Contractor/Excavator: Rossi Rooter Project Owner: Homeowner</p>	<p><u>On 9/13/2022 2:14:00 PM at 602 Timber Lane, CLARKS SUMMIT BORO, LACKAWANNA</u> Incident occurred on 9/13/2022 at 2:14pm at 602 Timber Lane, Clarks Summit Boro, Lackawanna County.</p> <p>A gas line was damaged.</p> <p>UGI's Alleged Violation Report (AVR) states, "Excavator struck and damaged gas service line while digging with mechanized without a PA One Call. Excavator admitted to us that he forgot to place the one call for this site. Excavator also squeezed off plastic gas line creating the danger of a static discharge and fire/explosion." AVR notes that 911 was not notified on a damage that affected one customer for 1-6 hours and costing \$1,001-\$5,000. Pictures submitted by UGI show the mini excavator, broken line, and trench dug with the excavator.</p> <p>Rossi Rooter and the homeowner were mailed and emailed a request to submit an AVR on 4/24/23. No AVRs have been received. Email and delivery receipt to our server attached.</p> <p>Rossi Rooter Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Education is required. Section 5(8) – Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Education is required. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Education is required.</p>	<p>Rossi Rooter: \$3,000.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$500.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Homeowner: \$0.00 Section 5(16) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Homeowner Section 5(16) – Homeowner Failed to submit an Alleged Violation Report within 10 business days of striking a line.</p>	
33850	<p>Facility Owner: PENNSYLVANIA AMERICAN WATER Contractor/Excavator: WILSON EXCAVATING AND UTILITY CONSTRUCTION LLC Project Owner: PEOPLES GAS COMPANY LLC Designer: KEYSTONE SURVEYING AND MAPPING Designer: Lennon Smith Souleret Engineering</p>	<p><u>On 9/16/2022 12:00:00 PM at 428 LEBANON RD, WEST MIFFLIN BORO, ALLEGHENY</u> Incident occurred on 9/16/2022 at 12pm at 428 Lebanon Road, West Mifflin Boro, Allegheny County.</p> <p>A water line was damaged.</p> <p>Pennsylvania American Water Company (PAWC)'s Alleged Violation Report (AVR) states, "Wilson Excavating was digging to make a connection when the excavator hit a service line. The 6" main line marks were off by approximately 12" but it appears that the dig was still within the tolerance zone. The service did not appear to be marked but there were also 8 curb boxes in the area which should have prompted the crew to call for a re-notification. This dig was for the bore from across the street at the connection point. The crew should have been aware of our facility locations." AVR notes that 51+ customers were affected for 1-6 hours.</p> <p>Wilson Excavating's AVR states, "Unmarked 1" copper water service line was struck with excavator. In this area the main was marked but not the service line. PA American Water was notified, and they did the repair on the line." Wilson Excavating's pictures show that the curb stops were painted blue and that the line hit occurred outside of the marked out blue water line. Please see Wilson Excavating Best picture 1 & 2.</p> <p>Peoples Gas Company's AVR states, "Wilson Excavating was installing gas facilities for Peoples Gas on Lebanon Rd when they struck and damaged an unmarked 1" copper water service line in the area the main was marked. PA America Water was notified, per our 2nd Party Contractor."</p> <p>LSSE submitted an AVR and email from Peoples that confirms their design tickets were related to a different company's project. LSSE's attachment also show that Peoples Natural Gas Company notified the designer, Keystone Surveying, of the incident by forwarding them the courtesy letter sent by the PUC on 4/20/2023. No AVR has been received to date.</p> <p>A request for an AVR was mailed and emailed to Keystone Surveying on 7/7/2023 even though they were notified of the line strike on 4/20/2023. Keystone Surveying responded with an AVR on 7/7/23. Reducing penalty to \$0 for not filing an AVR within 30 days of becoming aware of the line strike.</p> <p>Keystone Surveying's AVR states, "As the designer, Keystone Surveying and Mapping performed an initial One Call 20192112270 at the beginning of our design process and when the design was completed, performed</p>	<p>PENNSYLVANIA AMERICAN WATER: \$1,500.00 Section 2(5)(i) 3rd Offense \$1,500.00</p> <p>KEYSTONE SURVEYING AND MAPPING: \$0.00 Section 4(8) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>a final design One Call 20221593722. Our engineer visited the site during design to collect project information that included utility investigation that and gathering utility location information (if possible) at the time of the initial design One Call. A photo is attached of what we believe is the area in which the damage occurred. As you can see in the photo, this was not marked for our initial design One Call our Engineer noticed it and took a photo. We did receive a map from PAWC. Our plans indicate both One Call numbers as well as depicting the general area of the existing utilities based on whatever information was provided by the utilities and field observations. Keystone Surveying and Mapping was not present when the incident occurred. We typically are not present during construction activities."</p> <p>Violations:</p> <p>PAWC Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line.</p> <p>Keystone Surveying Section 4(8) – Designer failed to submit an Alleged Violation Report through the One Call System within 30 business days of being notified or aware that a violation of this act may have been committed. Education is required. Penalty is reduced to \$0.</p>	
33669	<p>Facility Owner: PECO Contractor/Excavator: CADDICK UTILITIES L L C Project Owner: AQUA PENNSYLVANIA Designer: Total Engineering, LLC Other: Verizon</p>	<p><u>On 9/20/2022 9:00:00 AM at ARGYLE RD, LOWER MERION TWP, MONTGOMERY</u> Incident occurred on 9/20/2022 at 9am, Argyle Road, Lower Merion Township, Montgomery County.</p> <p>A gas line was damaged.</p> <p>PECO's Alleged Violation Report (AVR) states, "ON 9/20/2022, CADDICK UTILITIES LLC, WHILE TRENCHING FOR A WATER MAIN, DAMAGED A CORRECTLY MARKED 1/2 INCH PLASTIC GAS SERVICE TO 610 ARGYLE RD. IN LOWER MERION TOWNSHIP, MONTGOMERY COUNTY. THIS GAS SERVICE WAS DAMAGED WHILE THE CONTRACTOR WAS PULLING UP THE CONCRETE IN THE ROAD. THE SERVICE WAS ONLY 10 INCHES DEEP AT THE POINT OF THE DAMAGE. 1 CUSTOMER AFFECTED AND NO INJURIES." AVR notes that 911 was notified on the damaged line that affected one customer for 1-6 hours.</p> <p>Caddick's AVR states, "Damaged mismarked gas service at 610 Argyle Rd. Line was 2'2" off the mark. The line was 12" deep up against the paving and repair crew did not lower the line, so we will likely damage it again when we saw-cut the trench for restoration phase. Also, response crew procrastinated throughout their repair and delayed our production by at least 3 hours." AVR notes that 911 was notified on the damaged line that affected one customer for 1-6 hours.</p>	<p>PECO: \$2,000.00 Section 2(5)(i) Subsequent \$2,000.00</p> <p>AQUA PENNSYLVANIA: \$500.00 Section 6.1(7) 1st Offense \$500.00</p> <p>Verizon: \$5,000.00 Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Caddick Photos of the line strike show that the marks were off by roughly 24 inches, and not within the tolerance zone.</p> <p>Aqua and Total Engineering were mailed and emailed request for AVRs on 4/14/23.</p> <p>Total Engineering's AVR stated, TOTAL ENGINEERING was not notified of this damage until notified by the DPI requesting an AVR for Case 033669. Aqua informed Total Engineering that the contractor damaged a mismarked gas service at 610 Argyle Rd that was 2'-2" off the mark. The line was 12" deep up against the paving and repair crew did not lower the line, so it may be damaged again during restoration. The repair delayed production by more than 3 hours. AVR notes level B Sue was utilized.</p> <p>Total Engineering's photos from Haver</p> <p>Aqua's AVR states, Aqua was not notified of this damage by the contractor until notified by the DPI requesting an AVR for Case 033669. Caddick Utilities damaged mismarked gas service at 610 Argyle Rd. Line was 2'2" off the mark. The line was 12" deep up against the paving and repair crew did not lower the line, so we will likely damage it again when we saw-cut the trench for restoration phase. Also, response crew procrastinated throughout their repair and delayed our production by at least 3 hours."</p> <p>AVR notes emergency ticket placed by Caddick Utilities that notified Aqua of the damaged facility. Aqua responded field marked to emergency damage ticket 20222631213. Excavator has hit 2 or more Aqua lines within 6 months. Aqua's AVR states they weren't notified till the PUC notified them however 811 tickets show they were notified and responded field marked to the ticket on their project. Ticket also states: Work For-- [AQUA PA]. Aqua's AVR was received more than 10 business days after the line strike.</p> <p>Emergency ticket 20222631213 was field marked by Aqua. Ticket also stated the work was being done for Aqua. Aqua was notified by this ticket of the gas damage. AVR was not completed within 10 business days of the line strike.</p> <p>Violations:</p> <p>PECO Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line.</p> <p>Aqua Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike.</p> <p>Verizon</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Section 2(4) – Failed to respond to designer’s request for information within 10 business days. 20220761107</p> <p>Section 2(4) – Failed to respond to designer’s request for information within 10 business days. 20220261995</p>	
33659	<p>Facility Owner: UGI Utilities</p> <p>Contractor/Excavator: GREAT WESTERN SERVICES INC</p> <p>Other: Verizon</p>	<p><u>On 9/20/2022 9:05:00 AM at N 2ND ST, ALLENTOWN CITY, LEHIGH</u> Incident occurred on 9/20/2022 at 9:05am along North 2nd Street, Allentown City, Lehigh County.</p> <p>A gas line was damaged.</p> <p>UGI's Alleged Violation Report states, "GREAT WESTERN WAS DIGGING THERE TRENCH A WHEN DOING SO THEY STRUCK A CORRECTLY MARKED GAS SERVICE FACILITY CREATING A DAMAGE AND A LEAK." AVR notes that 911 was notified on the line damage that affected 2-10 customers for 1-6 hours.</p> <p>Great Western Services was mailed and emailed a courtesy letter on 4/13/2023.</p> <p>Great Western Services AVR states, "Crew failed to use prudent digging techniques within the tolerance zone resulting in hitting a marked gas service tee to address 191 Tilghman St. that came off of N. 2nd St." AVR notes that 911 was notified on the line damage that affected one customer for 1-6 hours.</p> <p>Great Western Services pictures show that the line was punctured within the tolerance zone with mechanized equipment.</p> <p>Violations:</p> <p>Great Western Services Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Education is required.</p> <p>Verizon Section 2(4) – Failed to respond to designer’s request for information within 10 business days. 20220330296. Education is required. Section 2(4) – Failed to respond to designer’s request for information within 10 business days. 20212780328. Education is required.</p>	<p>GREAT WESTERN SERVICES INC: \$500.00 Section 5(4) 1st Offense \$500.00</p> <p>Verizon: \$5,000.00 Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p>
34047	<p>Facility Owner: Columbia Gas</p> <p>Contractor/Excavator: Lapinski Contruction</p> <p>Contractor/Excavator: The Contractor</p>	<p><u>On 9/28/2022 10:50:00 AM at 624 E CHURCH AVE, MASONTOWN BORO, FAYETTE</u> Lapinski's violation and penalty have been removed. *****</p> <p>The incident occurred on 9/28/2022 at 10:50am, at 624 East Church Avenue, in Masontown Borough, Fayette County.</p> <p>Columbia Gas Company's Alleged Violation Report (AVR) states, "Excavator was digging to install a retaining wall for a customer when he struck and damaged Columbia's 2" plastic gas main. Excavator did not call 811 because there was already paint on the</p>	<p>Lapinski Contruction: \$0.00</p> <p>The Contractor: \$2,750.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>ground where he was digging. He notified Columbia Gas directly regarding the damage. A Columbia Gas crew responded immediately to make the area safe and complete repairs. The local Damage Prevention Specialist gave the excavator a brief overview of the PA One Call law, the requirement to call 911 anytime there is a release of gas, needing his own ticket and not being able to piggyback off existing marks, and the requirement to file an AVR for this damage." AVR notes that one customer was affected for 6-12 hours.</p> <p>The Excavator home and Construction company were mailed and emailed a courtesy letter to file an AVR on 5/3/23. No AVR has been received to date.</p> <p>Violations:</p> <p>The Contractor Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Education is required. Section 5(8) – Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Education is required. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Education is required. Lapinski Construction Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Education is required.</p>	<p>\$250.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p>
34146	<p>Facility Owner: National Fuel Gas Contractor/Excavator: Aloï Construction Project Owner: The City of Sharon Project Owner: Youngblood Construction Designer: QUALITY ENGINEERING SOLUTIONS</p>	<p><u>On 10/4/2022 9:00:00 AM at 467 Tamplin St, SHARON CITY, MERCER</u> Aloï Construction e-mailed their dispute and after further review, it was noted that hand tools were used and there are NO violations or penalties for this Case.</p> <p>*****</p> <p>The incident occurred on 10/4/2022 at 9:00am, at 467 Tamplin St., in Sharon City, Mercer County.</p> <p>A National Fuel Gas line was hit. Project was less than \$400,000 and Level B SUE was used.</p> <p>Quality Engineering Solutions alleged violation report (AVR) states, "Sub-contractor Aloï Construction was using a mini-excavator to remove existing sidewalk and curb in the even area. A small plug was threaded into the top of the 3" steel distribution line. It is unclear whether the plug was embedded in the concrete curb and was subsequently damaged when the curb was removed, or if it was damaged with the excavator bucket while removing debris. The project the damage occurred on is City of Sharon Hometown Streets, Phase 3. The prime</p>	<p>Aloï Construction: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>contractor is Youngblood Paving and the sub-contractor is Aloi Construction. Youngblood paving called in their one call locations a week prior to any excavation. The subcontractor, Aloi, did NOT call in one-calls for this location. Aloi claims his excavation is covered under the one-calls placed by Youngblood. Aloi had made one-calls for every other excavation location on this project so far. The NFG line was marked accurately and correctly. NFG was onsite to assess damage and repair the distribution line in roughly 60 minutes. Once the repairs were completed, the subcontractor resumed their operation. Total downtime was approximately 2 hours. A saddle was used to repair the damaged plug." PA One Call Compliance commented in PECO's AVR under Compliance Research Results, "Aloi Construction has not placed notifications with PA One Call in the past."</p> <p>On 3/3/2023 an AVR request letter was mailed to Aloi Construction as well as mailed and e-mailed to Youngblood Construction and National Fuel Gas.</p> <p>National Fuel Gas responded via e-mail on 3/6/23 stating "Our records indicate that there was no facility damage. During the course of the excavation the excavator discovered a leaking NFG facility and notified us accordingly, NFG personnel responded and repaired the leak."</p> <p>Youngblood Paving's AVR states, "Youngblood Paving Inc was Prime Contractor on the project for the City of Sharon. Subcontractor, Aloi Construction hit gas line while driving 3/4" diameter concrete form stake into the ground. Typically stakes are driven less than 12" depth. Line was more than likely too shallow and installed incorrectly, as it was hit at a 6" depth below surface."</p> <p>On 4/20/2023 an AVR request letter was mailed and e-mailed to the City of Sharon.</p> <p>City of Sharon's AVR states, "While installing a concrete pin a gas line was struck."</p> <p>Aloi Construction is in violation of sections: Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education Required; Penalties applied</p>	
34118	Facility Owner: UGI Utilities Contractor/Excavator: Little Mountain Concrete Project Owner: Mama Juana Lounge & Restaurant	<p><u>On 10/5/2022 12:18:00 PM at 39 N 9TH ST, LEBANON CITY, LEBANON</u> The incident occurred on 10/5/22 at 12:18pm, at 39 North 9th Street, in Lebanon City, Lebanon County.</p> <p>UGI's Alleged Violation Report (AVR) states, "While excavating and removing existing curbing with</p>	<p>Little Mountain Concrete: \$1,750.00 Section 5(8) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>mechanized equipment, the contractor damaged the correctly marked gas service to 39 N. 9th Street." AVR also notes that 911 was not notified on the damage that affected one customer with an estimated repair cost between \$1,001-\$5,000.</p> <p>Pictures from UGI show that the curb stop and line were accurately marked.</p> <p>Little Mountain Concrete and Mama Juana Lounge & Restaurant were mailed requests for AVRs on 5/5/23. No AVRs have been received to date.</p> <p>Violations:</p> <p>Little Mountain Concrete Section 5(8) – Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Education is required. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Education is required.</p> <p>Mama Juana Lounge & Restaurant Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Education is required.</p>	<p>Section 5(17) 1st Offense \$250.00</p> <p>Mama Juana Lounge & Restaurant: \$500.00</p> <p>Section 6.1(7) 1st Offense \$500.00</p>
34392	<p>Facility Owner: PEOPLES NATURAL GAS Contractor/Excavator: PENNDOT Project Owner: PENNDOT- placeholder</p>	<p><u>On 10/24/2022 8:00:00 AM at SR-4032 Merwin Rd, UPPER BURRELL TWP, WESTMORELAND</u> The incident occurred on 10/24/2022, on SR-4032 Merwin Road, in Upper Burrell Township, Westmoreland County.</p> <p>PENNDOT stated in their Alleged Violation Report (AVR) that “Penn DOT Jobsite Foreman began excavation believing the 1-call he had was for the current worksite. In fact it was for a previous job on the same road. No 1-call was made for the current project”. Project was less than \$400,000. 911 was checked as not called. No pictures submitted.</p> <p>Peoples Gas stated in their AVR that “penndot dug without a one call” and that " Began excavation work before the lawful start day (on ticket) §5(2.1) and §5(5). 911 was checked as not notified. Pictures are provided. ***** *Ticket 20222973049 was submitted by PennDOT on 10/24/2022 with a response due by 10/26/2022. Responses were all timely. ***** Penn DOT is in violation of sections: 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. This is a second offense violation.</p>	<p>PENNDOT: \$2,500.00 Section 5(2.1) 2nd Offense \$1,500.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>5(8) - Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Recommendation: penalties applied; education is required.</p>	
34591	<p>Facility Owner: Radnor Township Project Owner: AQUA PENNSYLVANIA Designer: Aqua PA Other: COMCAST CABLEVISION Other: UTILITY LINE SERVICES Other: VERIZON PA LLC</p>	<p><u>On 10/27/2022 9:30:00 AM at S DEVON AVE, RADNOR TWP, DELAWARE</u> Incident occurred on 10/27/2022 on S. Devon Ave. between S. Valley Forge Road and Calvarese Lane in Radner Township in Delaware County.</p> <p>An unmarked 2” Forced Sanitary Lateral was hit and damaged.</p> <p>UTILITY LINE SERVICES stated in their AVR that “While the ULS crew was trenching in the area of 648 S. Devon Avenue to install a water main they hit an unmarked 2” forced sanitary lateral. The ULS crew made the repairs which met with the satisfaction of Radnor Township. Pictures were provided.</p> <p>Aqua PA stated in their AVR that “qua Contractor Utility Line Services, while the ULS crew was trenching in the area of 648 S Devon Avenue to install a water main they hit an unmarked 2” forced sanitary lateral. The ULS crew made the repairs which met with the satisfaction of Radnor Township”. Aqua submitted information about the project on 7/03/2023. The cost of this 1,979 LF project estimated to be \$463,000. Level “C” SUE was utilized. Aqua America stated that “This is justified due to lack of complexities within the project area. This is a residential job with no stream crossings, large pipeline crossings, sewer trunk line crossings, gas transmission crossings, etc. “</p> <p>Radnor Township Public Works was sent an AVR request courtesy letter on 6/29/2023 and they responded with an email on 6/29/2023 stating that “This was a private sewer lateral that was hit. Radnor township takes no responsibility for private sewer laterals. We try to mark the sewer laterals in good faith when we can. Our Township ordinance states the homeowners are responsible from the home all the way to the sewer main and including the connection at the sewer main. In this case we did mark the general area of said 2” forced sewer lateral and advised the contractor we do not know pipe size and or depth. That is the reason there was never an AVR submitted”.</p> <p>There was no exact address given to reach out to the homeowner.</p> <p>*****</p> <p>*Design Ticket 20210061606 was requested by Aqua America on 1/06/2021 with a response due by 1/21/2021. Verizon had an interim response Design Conflict. This was never updated.</p>	<p>COMCAST CABLEVISION: \$2,500.00 Section 2(5)(viii) 1st Offense \$2,500.00</p> <p>VERIZON PA LLC: \$12,500.00 Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>*Design Ticket 20210061607 was requested by Aqua America on 1/06/2021 with a response due by 1/21/2021. Verizon had an interim response Design Conflict.</p> <p>*Design Ticket 20212093908 was submitted by Aqua America on 7/28/2021 with a response due by 8/11/2021. Verizon had an interim response Design Conflict.</p> <p>*Design Ticket 20220410753 was submitted by Aqua America on 2/10/2022 with a response due by 2/25/2022. Verizon had an interim response Design Conflict.</p> <p>*Design Ticket 20220410754 was submitted by Aqua America on 2/10/2022 with a response due by 2/25/2022. Verizon had an interim response Design Conflict.</p> <p>*Complex Project Ticket 20222843492 was submitted by Utility Line Services Inc on 10/11/202. And stated that no meeting needed. The response was due by 10/24/2022. Comcast did not respond until 10/25/2022.</p> <p>*Ticket 20222910032 was submitted by Utility Line Services Inc on 10/18/202. The response was due by 10/23/2022. All facility owners responded timely. *****</p> <p>No violation found for the damage. The point of connection is not owned by the township. This is a residential area. *****</p> <p>Listed below are facility owners in violation of Act 50, Section 2(4) – Failed to respond to Designer’s request for information within 10 Business days and Violation 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project as described in section 5(3).</p> <p>Verizon is in violation of Sections: 2(4) – Failed to respond to designer’s request for information within 10 business days. Tickets 20210061606, 20210061607, 20212093908, 20220410753, 20220410754 were not responded to with a final response. This is a subsequent offense, and the penalty is applied.</p> <p>Comcast Cablevision is in violation of Section: 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3). The penalty is applied. Comcast is delinquent on the following Facility Owner training as required by the DPC. 5/10/2022 – Cases 14658 and 15116. 2/14/2023 – Case 30396. 3/14/2023 – Case 21817 (Project Owner) All penalties are raised to \$2500.</p>	
34734	Facility Owner: Comcast Contractor/Excavator: Jireh Cable Installation	<u>On 10/28/2022 10:00:00 AM at 2205 May Apple Dr, YORK TWP, YORK</u> Incident occurred on 10/28/2022 at	Jireh Cable Installation: \$2,000.00 Section 5(4) 1st Offense

Case Number	Stakeholders	Summary	Violations & Recommendation
	<p>Project Owner: Shentel Communications/GloFiber Other: First Energy/MetEd Other: Verizon</p>	<p>10:00am at 2205 May Apple Dr., York Twp., York County.</p> <p>A Comcast cable line was hit. Project was less than \$400,000.</p> <p>Comcast's alleged violation report (AVR) states "Glo Fiber is running fiber in neighborhood, and they hit our cable at least 5 times in my TDR. Customer at this address said their service started after they were running their stuff."</p> <p>On 3/7/2023 an AVR request letter was emailed and mailed to Shentel Communications/GloFiber.</p> <p>Shentel Communications/GloFiber's alleged violation report (AVR) states "The Damage occurred due to the excavator was directional drilling toward and had mechanical equipment inside the 18" tolerance zone of the existing Verizon pedestal (clear evidence)."</p> <p>On 5/2/2023 an AVR request letter was emailed and mailed to Jireh Cable Installation. No AVR was received to date.</p> <p>Jireh Cable Installation is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Fine Factor of 0.5 added to violation 5(11.2) for failing to utilize HDD best practices. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education Required; penalties applied First Energy/MetEd is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20222540112. Responded "Field Marked" on 9/15/22. Response was due 9/14/22. Recommendation: penalties applied Met Ed/ First Energy is delinquent on Project Owner training required by the DPC on 5/10/2022 for case 14318. All penalties raised to \$2500.</p> <p>Verizon is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20222540112. Responded "Field Marked" on 9/16/22. Response was due 9/14/22. Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20222540113. Responded "Field Marked" on 9/16/22. Response was due 9/15/22.</p>	<p>\$500.00</p> <p>Section 5(11.2) 1st Offense \$750.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Shentel Communications/GloFiber: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>First Energy/MetEd: \$500.00 Section 2(5)(v) 2nd offense \$500.00</p> <p>Verizon: \$7,500.00 Section 2(5)(v) Subsequent \$2,500.00</p> <p>Section 2(5)(v) Subsequent \$2,500.00</p> <p>Section 2(5)(vii) Subsequent \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Section 2(5)(vii) – Failed to respond to an emergency notification as soon as practicable following notification for Ticket 20222633297. Response was due 9/20/22. Did not respond until 9/22/22. Recommendation: penalties applied</p> <p>Shentel Communications/GloFiber is in violation of sections: Section 6.1(3) – Released a project to bid or construction before final design was complete. Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Recommendation: Education Required; penalties applied</p>	
36707	<p>Facility Owner: Comcast Contractor/Excavator: Jireh Cable Installation Project Owner: Shentel Communications/GloFiber Other: Verizon</p>	<p><u>On 11/3/2022 1:30:00 PM at 914-918 HERITAGE HILLS DR, YORK TWP, YORK</u> The incident occurred on 11/3/2022 at 1:30pm, at 914-918 Heritage Hills Dr., in York Twp., York County.</p> <p>A Comcast telecommunications line was hit. Related to Case 35249.</p> <p>Shentel / GloFibers alleged violation report (AVR) states "The Damage occurred when the crew was digging for the placement of the 11”x17” handhole / vault. They struck an unmarked CATV main line. USIC marked one CATV mainline and did not mark the second CATV main line."</p> <p>On 4/21/2023 an AVR letter was mailed and e-mailed to Jireh Cable and Comcast. Did not receive an AVR from Jireh Cable to date. Jireh Cable submitted an AVR for the gas line hit in the related Case 35249, but did not submit one for the CATV line that was hit on the same day, on the same project.</p> <p>Comcasts AVR states "Field Tech notes: Glo Fiber contractors cut our line with machine was not hand dug Spliced in rg11 to feeder and ran temp. Will put in for cable replacement and damage claim, will put all in and update job. Contractor #551 for GloFiber by Shentel. CALLER STATES LINE WAS NOT MARKED. FACILITY TYPE: TELECOM-COMCAST EXCAVATION EQUIPMENT: HAND TOOLS HAZARDOUS RELEASE: NO"</p> <p>Comcast responded, "Scheduled Date & Times Lines will be marked" on 10/11/2022, but then Responded "Clear, No facilities or facilities not involved" on 10/12/2022 on the Complex Project Ticket 20222794200.</p> <p>Comcast is in violation of sections: Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3) for Ticket 20222794200. Recommendation: penalties applied</p>	<p>Comcast: \$5,000.00 Section 2(5)(i) Subsequent \$2,500.00</p> <p>Section 2(5)(viii) Subsequent \$2,500.00</p> <p>Jireh Cable Installation: \$1,500.00 Section 5(16) 1st Offense \$500.00 Section 5(17) 1st Offense \$250.00</p> <p>Section 5(11.2) 1st Offense \$750.00</p> <p>Shentel Communications/GloFiber: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>Verizon: \$7,500.00 Section 2(5)(viii) 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>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>***Comcast is delinquent on the following Facility Owner training as required by the DPC. 5/10/2022 – Cases 14658 and 15116. 2/14/2023 – Case 30396. 3/14/2023 – Case 21817 (Project Owner). All fines are raised to \$2500.</p> <p>Jireh Cable is in violation of sections: Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Fine Factor of 0.5 added to violation 5(11.2) for failing to utilize HDD best practices. Recommendation: education required; penalties applied</p> <p>Verizon is in violation of sections: Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3) for Ticket 20222794200. Did not respond on 10/11/22. Responded "Insufficient Do Not Dig" on 10/13/22. Responded "Clear" on 10/14/22. Response was due on 10/11/22. Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20222934139. Responded "Field Marked" on 10/26/22. Response was due on 10/25/22. Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20222904335. Responded "Field Marked" on 10/26/22. Response was due on 10/24/22. Recommendation: penalties applied</p> <p>Shentel Communications/GloFiber is in violation of sections: Section 6.1(4) – Failed to participate in design and preconstruction meetings. Recommendation: Education required; penalties applied</p>	
35253	<p>Facility Owner: Columbia Gas</p> <p>Contractor/Excavator: Rodriguez Landscaping and Construction Inc</p> <p>Project Owner: Shentel Communications/GloFiber</p> <p>Other: Comcast</p> <p>Other: MetEd/First Energy</p> <p>Other: Verizon</p> <p>Other: York Water Company</p>	<p><u>On 11/7/2022 12:04:00 PM at 140 BRIGGS CIR, YORK TWP, YORK</u> Comcast disputed violation and penalty for Section 2(5)(vii). DPI reviewed the provided information from Comcast and withdraw violation and penalty for Section 2(5)(vii).</p> <p>*****</p> <p>Incident occurred on 11/7/2022 at 12:04pm at 140 Briggs Cir., York Twp., York County.</p> <p>A Columbia Gas line was hit. 911 was not called.</p> <p>Shentel/GloFibers alleged violation report (AVR) states "Rodriguez Landscaping and Construction Inc., was hole hog/missle boring for conduit. They had spot holed the 1" medium pressure, plastic, gas service. The hole hog/missle missed the spot hole pit</p>	<p>Rodriguez Landscaping and Construction Inc: \$2,250.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(8) 1st Offense \$1,000.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Shentel Communications/GloFiber: \$750.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>and bored into the live gas service outside the spot hole area. Rodriguez notified 811 and Columbia Gas directly. The crew stated that they were only hand digging when they smelled gas; however, the damage does not appear to have happened by hand digging with the shovel. Rodriguez's crews were using hole hogs/missle boring that day at other neighboring properties. The gas service was accurately marked and exposed in the spot hole."</p> <p>Columbia Gas' alleged violation report (AVR) states "Rodriguez Landscaping and Construction Inc., was hole hogging for conduit bore. They had spot holed the 1" medium pressure, plastic, gas service. The hole hog missed the spot hole and bored into the live gas service outside the spot hole area. Rodriguez notified 811 and Columbia Gas directly. The crew stated that they were only hand digging when they smelled gas; however, the damage does not appear to have happened by hand digging with the shovel. Rodriguez's crews were using hole hogs that day at other neighboring properties. The gas service was accurately marked and exposed in the spot hole."</p> <p>On 4/21/2023 an AVR letter was mailed and e-mailed to Rodriguez Landscaping and Construction Inc. No AVR has been received from Rodriguez Landscaping and Construction Inc to date.</p> <p>Rodriguez Landscaping and Construction Inc is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Section 5(8) – Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education Required, penalties applied</p> <p>Comcast is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20223002855. Responded "Field Marked" on 11/4/22. Response was due 11/1/22. Section 2(5)(vii) – Failed to respond to an emergency notification as soon as practicable following notification for Ticket 20223112170. Did not Respond Through PA One Call. - Withdrawn Recommendation: penalties applied</p> <p>MetEd/First Energy is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20223002855. Responded "Field Marked" on 11/4/22. Response was due 11/1/22. Recommendation: penalties applied</p>	<p>Section 2(5)(v) 1st Offense \$250.00</p> <p>Section 6.1(3) 1st Offense \$500.00</p> <p>Comcast: \$1,000.00 Section 2(5)(v) Subsequent \$1,000.00</p> <p>MetEd/First Energy: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>Verizon: \$5,000.00 Section 2(5)(viii) Subsequent \$2,500.00</p> <p>Section 2(5)(v) Subsequent \$2,500.00</p> <p>York Water Company: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Shentel Communications/GloFiber is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20223002855. Responded "Clear" on 11/4/22. Response was due 11/1/22. Section 6.1(4) – Failed to participate in design and preconstruction meetings. Recommendation: penalties applied Verizon is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20223002855. Responded "Field Marked" on 11/3/22. Response was due 11/1/22. Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3) for Ticket 20223011281. Responded "Field Marked" on 11/2/22. Response was due 11/1/22. Recommendation: penalties applied York Water is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20223002855. Responded "Field Marked" on 11/4/22. Response was due 11/1/22. Recommendation: penalties applied</p>	
35485	<p>Facility Owner: Columbia Gas of PA - South Contractor/Excavator: Bella Enterprises Project Owner: Masontown Borough / Masontown Municipal Authority</p>	<p><u>On 12/12/2022 1:00:00 PM at 200 S WASHINGTON ST, MASONTOWN BORO, FAYETTE</u> The incident occurred on Monday, December 12, 2022, at 200 S. Washington Street, in Masontown Borough, Fayette County.</p> <p>Columbia Gas line was damaged and stated, Bella Enterprises failed to exercise due care and employ prudent excavation techniques within the tolerance zone. Columbia Gas stated that a 1-inch plastic company owned gas service line was damaged, and explained that Bella placed an Excavation Emergency ticket, 20223460110, due to a sewer backup, (also part of an ongoing complex project). Columbia Gas Locator responded, marking the gas main and curb boxes, but was unable to locate the gas services due to lack of wire, and no hydro-vac was available at that time. It was verbally agreed upon by Bella that they would hand spot the gas services. The Columbia Gas Locator was called to another emergency and informed Bella they would be back to finish locating the gas services. Bella did have the gas service spotted on one side of the ditch, and resumed their work before the Locator returned to the worksite, and the gas line was hit and damaged with the excavator. Bella notified 911 and Columbia Gas regarding the damage. A Columbia Gas crew responded immediately to make the area safe and complete repairs. Columbia Gas provided photos of the excavation and damaged line.</p> <p>An Excavation Emergency ticket, 20223460110, was placed on December 12, 2022, at 7:14am, by Bella Enterprises.</p>	<p>Bella Enterprises: \$1,000.00 Section 5(4) 1st Offense \$500.00 Section 5(16) 1st Offense \$500.00 Masontown Borough / Masontown Municipal Authority: \$0.00 Section 2(5)(vii) 1st Offense \$0.00 Section 6.1(7) 2nd Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Responses: No Response from- Masontown Borough/Masontown Municipal Authority.</p> <p>On Friday, June 23, 2023, letters and an email sent requesting Alleged Violation Reports from the excavator, Bella Enterprises and the project owner, Masontown Borough. There were no responses to the request and no AVRs submitted.</p> <p>*Bella Enterprises is in violation of sections: 5(4) Excavator failed to exercise due care and employ prudent excavation techniques. 5(16) Excavator failed to submit an AVR within 10 business days of striking a line. Recommendation: Education Required and penalties applied.</p> <p>*Masontown Borough/Masontown Municipal Authority is in violation of sections: 2(5)(vii) Failed to respond to an emergency notification as soon as practicable following notification (ticket-20223460110). 6.1(7) Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Recommendation: Education Required, penalty reduced to \$0 as Masontown got hit on multiple tickets for this project, paid their fines on-time and received education.</p>	
35450	<p>Facility Owner: WEST PENN POWER /FIRSTENERGY</p> <p>Contractor/Excavator: AFFORDABLE FENCE CO</p>	<p><u>On 12/13/2022 2:00:00 PM at 572 DUTCH GLORY RD, NORTH BETHLEHEM TWP, WASHINGTON</u></p> <p>The incident occurred on Tuesday, December 13, 2022, at 572 Dutch Glory Road, in North Bethlehem Township, Washington County.</p> <p>West Penn Power/FirstEnergy Corp’s (WPP) electric line was hit and damaged by Affordable Fence. Affordable Fence stated, all facility owner’s responded “Clear” to the Excavation Routine ticket, 20223262271. During the excavation an unmarked WPP electric line was damaged.</p> <p>Affordable Fence notified WWP and placed a Damage Emergency ticket, 20223472667. The comments from the Emergency ticket explained, an unmarked UG Electric line was hit and WPP responded as Clear. Was supposed to dig a 3-foot hole but did not get that far and when the auger was pulled up there were some copper threads on it. ”WPP An Electrician Evaluate the Site and The Particular Wire When Hit with The Aluminum Fence It Magnified Everything and May Have Taken Out a Transformer.”</p> <p>WPP stated, the contract Locator investigated and determined they responded to the Routine ticket, 20223262271, as “Clear No Facilities”. The root cause of the dig-in is of the Locator failing to mark the electric facilities. WPP provide photos and the report from their Locators investigation.</p>	<p>WEST PENN POWER /FIRSTENERGY: \$2,500.00 Section 2(5)(i) 1st Offense \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>WPP mentioned, the Alleged Violation Report is submitted late due to recently received damage costs, total repair cost was \$4,627.75.</p> <p>*West Penn Power/FirstEnergy is in violation of section: 2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Recommendation: penalty applied. Education required West Penn Power / First Energy is delinquent on Facility Owner training required by the DPC on 8/9/2022 for case 17401. All penalties raised to \$2500.</p>	
35515	<p>Facility Owner: UGI Contractor/Excavator: JF Kiely Construction Project Owner: UGI Placeholder Designer: UGI - Placeholder Other: S T V INCORPORATED</p>	<p><u>On 12/19/2022 11:00:00 AM at 331 CHESTNUT ST., LEBANON CITY, LEBANON</u> Incident occurred on 12/19/2022 at 11:00am at 331 Chestnut St., Lebanon City, Lebanon County.</p> <p>A UGI gas line was damaged. 911 was called. Level A SUE was used. This is related to Case 35076 and 35513.</p> <p>UGI's alleged violation report (AVR) states "Contractor utilizing mechanized equipment struck an unmarked service."</p> <p>JF Kiely Construction's alleged violation report (AVR) states "Crew damaged and unmarked gas service with an excavator at 331 Chestnut st."</p> <p>STV Inc. noted on 7/18/2023 that they were not involved in any bid or construction of this project in related Case 35513.</p> <p>UGI is in violation of sections: Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Recommendation: penalties applied</p>	<p>UGI: \$2,000.00 Section 2(5)(i) Subsequent \$2,000.00</p>
36614	<p>Facility Owner: Hanover Boro Water - Homeowner side Contractor/Excavator: Fox Underground LLC Project Owner: Shentel Communications/GloFiber Other: Borough of Hanover Other: Brightspeed Other: Comcast</p>	<p><u>On 1/10/2023 6:00:00 PM at 632 NORTHLAND DR., HANOVER BORO, YORK</u> Comcast disputed violation and penalty for Section 2(5)(vii). DPI reviewed the provided information from Comcast and withdraw violation and penalty for Section 2(5)(vii).</p> <p>*****</p> <p>Incident occurred on 1/10/2023 at 6:00pm at 632 Northland Dr., Hanover Boro, York County.</p> <p>A Hanover Borough water line was hit. Related to Case 36721.</p> <p>Shentel Communications/GloFiber's alleged violation report (AVR) states "The Damage occurred due to excavator not exposing the existing water services to the home. Also, blind boring and using a missile inside of the tolerance zone of the water meters. The water meters were clear evidence. Utility owners do not mark the private property side of the water meter. There was clear evidence of two water meters going to the homes."</p> <p>On 4/24/2023 an letter was mailed and e-mailed to Fox Underground and mailed to Hanover Borough. No AVR</p>	<p>Fox Underground LLC: \$2,000.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(11.2) 1st Offense \$750.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Shentel Communications/GloFiber: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>Borough of Hanover: \$1,000.00 Section 2(5)(vii) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>has been received from Fox Underground or Hanover Borough to date.</p> <p>Fox Underground LLC is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Fine Factor of 0.5 added to violation 5(11.2) for failing to utilize HDD best practices. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education required; penalties applied Brightspeed is in violation of sections: Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3) for Ticket 20223221056. Responded "Clear" 11/26/22. Response was due 11/22/2022. Recommendation: Education required; penalties applied Borough of Hanover is in violation of sections: Section 2(5)(vii) – Failed to respond to an emergency notification as soon as practicable following notification for Ticket 20230103006. Did not respond through Pa One Call. Recommendation: Education required; penalties applied Comcast is in violation of sections: Section 2(5)(vii) – Failed to respond to an emergency notification as soon as practicable following notification for Ticket 20230103006. Did not respond through Pa One Call. - Withdrawn Recommendation: penalties applied and Education is required.</p> <p>Comcast is delinquent on the following Facility Owner training as required by the DPC. 5/10/2022 – Cases 14658 and 15116. 2/14/2023 – Case 30396. 3/14/2023 – Case 21817 (Project Owner) Fine is already set at \$2500 for subsequent offense.</p> <p>Shentel Communications/GloFiber is in violation of sections: Section 6.1(4) – Failed to participate in design and preconstruction meetings. Recommendation: Education required; penalties applied</p>	<p>Brightspeed: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Comcast: \$0.00</p>
36616	<p>Facility Owner: East Hempfield Water Contractor/Excavator: Cable Utility Martinez LLC Project Owner: Shentel Communications/GloFiber Other: S A WAY PLUMBING AND HEATING</p>	<p><u>On 1/12/2023 3:00:00 PM at 2258 SEITZ DR, EAST HEMPFIELD TWP, LANCASTER</u> S A Way Plumbing and Heating is disputing. Withdrawing the violation and penalty for them as they were hired to do the repair work and is not in violation of Act 50.</p> <p>*****</p> <p>Incident occurred on 1/12/2023 at 3:00pm at 2258 Seitz Dr., East Hempfield Twp., Lancaster County.</p>	<p>Cable Utility Martinez LLC: \$1,500.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>A Hempfield Water line was hit.</p> <p>Shentel Communications/GloFiber's alleged violation report (AVR) states "The Damage occurred due to the missile straying inside the tolerance zone and hitting the flange on the 6" water main."</p> <p>On 5/1/2023 a letter was mailed and e-mailed to Cable Utility Martinez and East Hempfield Water.</p> <p>East Hempfield Water's alleged violation report (AVR) states "We were call to 2258 Seitz for a damaged water main. The main was marked correctly. When the contractor was boring they were close to our water main. The machine they were using went deep and hit the joint of the water main. It broke the gland ring that hold the pipes together. The machine they were using was right beside the watermain. Water Authority personnel, along with our contractor made the repair needed to get our customers back in service."</p> <p>East Hempfield Water's contractor S A Way Plumbing and Heating placed an 2nd Emergency Ticket 20230122470. The contractor, Cable Utility Martinez LLC, who damaged the water line already had an Emergency Ticket 20230122385 in place.</p> <p>Cable Utility Martinez LLC is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education required; penalties applied S A Way Plumbing and Heating is in violation of sections: Section 5(9) – Emergency notification does not meet the requirements of “emergency” as defined in Section 1 – Excavator Ticket for Ticket 20230122470. Recommendation: Education required; penalties applied Shentel Communications/GloFiber is in violation of sections: Section 6.1(4) – Failed to participate in design and preconstruction meetings. Recommendation: Education required; penalties applied</p>	<p>Shentel Communications/GloFiber: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>S A WAY PLUMBING AND HEATING: \$0.00</p>
36020	<p>Facility Owner: Columbia Gas of PA Contractor/Excavator: POLLARD LAND SERVICES INC Project Owner: MASONTOWN BOROUGH/MASONTOWN MUNICIPAL AUTHORITY</p>	<p><u>On 1/18/2023 1:10:00 PM at 306 SOUTH WATER STREET, MASONTOWN BORO, FAYETTE</u> The incident occurred on Wednesday, January 18, 2023, at 306 South West Street, in Masontown Borough, Fayette County.</p> <p>Columbia Gas line was damaged, and they stated, Pollard Land Services was working for Masontown Borough installing a sewer line and during the excavation a correctly marked 1-inch plastic gas service line was damaged. Columbia Gas explained that the gas</p>	<p>POLLARD LAND SERVICES INC: \$500.00 Section 5(6)(ii) 1st Offense \$500.00</p> <p>MASONTOWN BOROUGH/MASONTOWN MUNICIPAL AUTHORITY: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	Designer: SLEIGHTER ENGINEERING	<p>service was already exposed, and a chunk of asphalt fell from the backhoe bucket onto the line, severing it. Columbia Gas placed an Excavation Emergency ticket, 20230182206, on 1/18/2023 at 1:58pm, to repair the service line.</p> <p>Columbia Gas provided photos of the excavation and damaged line.</p> <p>Pollard Land Services and Masontown Borough stated that the “line was marked correctly, hand dug to find the line, while excavating around the line to support the line, a chunk of clay came out of the bucket and damaged the line”. Pollard notified 911 and Columbia Gas of the line break.</p> <p>Excavation Routine ticket, 20223051776, placed on 11/1/2022, No Response from- Masontown Borough Muni. Auth.</p> <p>On Friday, June 23, 2023, letters and emails were sent requesting Alleged Violation Reports from the excavator, Pollard Land Services and the project owner, Masontown Borough. They submitted their AVRs on 6/26/2023 and 6/28/2023.</p> <p>*Pollard Land Services is in violation of the of section: 5(6)(ii) Excavator failed to provide support and mechanical protection for known facility owner’s lines at the construction work site. Recommendation: penalty applied</p> <p>*Masontown Borough/Masontown Municipal Authority is in violation of the of section: 2(5)(v) Failed to respond to a routine One Call ticket. 20223051776 Recommendation: Education Required, penalty reduced to \$0 as Masontown got hit on multiple tickets for this project, paid their fines on-time and received education.</p>	
36127	Facility Owner: Comcast Contractor/Excavator: Costi Construction Project Owner: Fastbridge Fiber Other: Dana Utility	<p><u>On 1/18/2023 2:00:00 PM at 15 Sedona Ln, WYOMISSING BORO, BERKS</u> Dana Utility is disputing. During the DPC Meeting it was found that Dana Utility was on site, but not doing the work on 1/18/23.</p> <p>*****</p> <p>Incident occurred on 1/18/2023 at 2:00pm at 15 Sedona Ln., Wyomissing Boro., Berks County.</p> <p>A Comcast cable line was hit. No Tickets found.</p> <p>Comcast's alleged violation report (AVR) states "UG feeder from trunk amp on Village Ave to 23/4 tap on Sedona Ln damaged by contractor crew running new UG fiber for Fast Bridge." Compliance coordinator stated on the AVR that "No tickets found based on info provided on this AVR. No record of Dana Utility placing One Call notifications with PA One Call in the past."</p>	<p>Costi Construction: \$2,250.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(11.2) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Fastbridge Fiber: \$500.00 Section 6.1(7) 1st Offense \$500.00</p> <p>Dana Utility: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>On 4/4/2023 an letter was mailed and e-mailed to Costi Construction and Fastbridge and mailed to Dana Utility. No AVR's were received to date.</p> <p>Photos provided by Comcast have Dana Utility and Costi Construction both on site for this location. Comcast lists Dana Utility as the excavator in their AVR. Comcast verified that the lines were being ran for Fastbridge Fiber.</p> <p>Dana Utility is in violation of sections: Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Fine Factor of 0.5 added to violation 5(11.2) for failing to utilize HDD best practices. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education Required; penalties applied Costi Construction is in violation of sections: Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education Required; penalties applied Fastbridge Fiber is in violation of sections: Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Recommendation: Education Required; penalties applied</p>	
36434	<p>Facility Owner: PECO AN EXELON COMPANY Contractor/Excavator: Freedom Drain Cleaning and Pipe Services, LLC Contractor/Excavator: Russ N.I. Plumber Other: Infrasource, Inc</p>	<p><u>On 2/13/2023 12:00:00 PM at 30 PENNS CT, ASTON TWP, DELAWARE</u> The incident occurred on Monday, February 13, 2023, at 30 Penns Court, in Aston Township, Delaware County.</p> <p>PECO’s electric line was damaged. PECO stated that Russ N.I. was the plumber making repairs and damaged the underground electric line during the excavation, and working without a One Call ticket before their excavation. PECO provided photos of the excavation and locate marks.</p> <p>Freedom Drain Cleaning and Pipe Services explained receiving a call from Russ N.I. plumber to clear a sewer blockage and during the clean out Freedom's jetter hose got stuck in the sewer pipe. On February 8, 2023, Freedom Drain placed an Excavation Routine ticket, 20230392570, and Russ N.I. repaired the line.</p>	<p>Russ N.I. Plumber: \$750.00 Section 5(2.1) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Freedom Drain stated that they were not on site during the excavation and repair of the line; Freedom's equipment was removed from the worksite before the excavation.</p> <p>Russ N.I. plumber stated that they excavated the sewer line approximately 32-inches away from the red markings / flags, and during the excavation a wire was pulled, and it damaged the electric meter on the neighbor's property. No damage to the underground wire.</p> <p>Russ N.I. placed a Damage Emergency ticket, 20230442100, on 2/13/23 at 12:54pm.</p> <p>PECO hired InfraSource to repair the UG Electric line; an Excavation Emergency ticket, 20230442451, was placed on 2/13/23 at 2:03pm, by Infrasource.</p> <p>On Thursday, June 29, 2023, an email was sent and on June 30th a letter was mailed requesting an Alleged Violation Report from Russ N.I. the plumber. Russ N.I. submitted their AVR on 7/5/2023.</p> <p>On Wednesday, July 12, 2023, letters were mailed requesting AVR's from the Homeowner and from Freedom Drain Cleaning and Pipe Services. Also, an email was sent to Freedom Drain requesting an AVR. Freedom Drain submitted their AVR on 7/19/2023.</p> <p>*Russ N.I. is in violation of sections: 5(2.1) Excavator failed to submit a location request to One Call within the correct time frame. 5(16) Excavator failed to submit an AVR within 10 business days of striking a line. Recommendation: Education Required. For sections 5(2.1) and 5(16) penalties reduced by 50%.</p>	
36619	<p>Facility Owner: National Fuel Gas</p> <p>Contractor/Excavator: CHIVERS CONSTRUCTION COMPANY</p> <p>Project Owner: Erie Water Works</p>	<p><u>On 2/14/2023 8:11:00 AM at ASH ST, ERIE CITY, ERIE</u> The incident occurred on Tuesday, February 14, 2023, on Ash Street, in Erie City, Erie County.</p> <p>National Fuel Gas (NFG) line was damaged. Chivers Construction Company was working for Erie Water Works, installing a water service line, and during the excavation a gas service line was hit and damaged. Chivers explained, the crew covered the marks with dirt and forgot that they were there, and the gas line was marked correctly; 911 was called.</p> <p>On Friday, June 30, 2023, an email and letter was sent requesting an Alleged Violation Report (AVR) from NFG.</p> <p>NFG's AVR was submitted on 7/5/2023.</p> <p>NFG stated, Chivers Construction crew hit a properly marked gas service line by not using prudent excavation techniques within the tolerance zone. NFG provided photos of the correctly marked damaged line.</p> <p>*Chivers Construction Company is in violation of section: 5(3) Excavator failed to preserve mark-outs or request a remark. Recommendation: Education Required, and penalty applied.</p>	<p>CHIVERS CONSTRUCTION COMPANY: \$500.00 Section 5(3) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
36606	<p>Facility Owner: Service Electric Cable TV Inc Contractor/Excavator: A & Bee Underground LLC Project Owner: Danella Line Services Inc. Project Owner: Verizon</p>	<p><u>On 2/21/2023 10:30:00 AM at RIVERBEND RD, LOWER MACUNGIE TWP, LEHIGH</u> Incident occurred on 2/21/2023 at 10:30am at Riverbend Rd., Lower Macungie Twp., Lehigh County.</p> <p>A Service Electric cable line was hit. Level A SUE was used.</p> <p>Danella Line Services alleged violation report (AVR) states "A & B Underground was doing a directional bore to place innerduct for Verizon when they struck a marked electric line. They did dig test pits, but the electric line moved slightly towards where they were digging on the bend causing them to hit the electric within the tolerance zone."</p> <p>On 4/24/2023 an letter was mailed and e-mailed to A & Bee Underground and Service Electric. An AVR was not submitted by Service Electric or A & Bee Underground LLC to date.</p> <p>A & Bee Underground LLC is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Fine Factor of 0.5 added to violation 5(11.2) for failing to utilize HDD best practices. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Recommendation: Education required; penalties applied</p> <p>Verizon is in violation of sections: Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3) for Ticket 20230260931. Responded "Clear" on 2/3/23. Response was due 1/31/23. Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20230391515. Responded "Field Marked" on 2/13/23. Response was due 2/10/23. Section 6.1(4) – Failed to participate in design and preconstruction meetings. Recommendation: penalties applied</p>	<p>A & Bee Underground LLC: \$2,000.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(11.2) 1st Offense \$750.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Verizon: \$7,500.00 Section 2(5)(viii) Subsequent \$2,500.00</p> <p>Section 2(5)(v) Subsequent \$2,500.00</p> <p>Section 6.1(3) Subsequent \$2,500.00</p>
36863	<p>Facility Owner: PPL Electric Contractor/Excavator: JP Underground Project Owner: Shentel Communications/GloFiber</p>	<p><u>On 3/6/2023 1:49:00 PM at 406 KATHRYN CT, EAST HEMPFIELD TWP, LANCASTER</u> Incident occurred on 3/6/2023 at 1:49pm at 406 Kathryn Ct., East Hempfield Twp., Lancaster County.</p> <p>A PPL electrical line was hit. Length of project was 15,000 feet, but was less than \$400,000.</p> <p>PPL's alleged violation report (AVR) states "On Monday, 3/6/2023 a non-PPL contractor from J P</p>	<p>JP Underground: \$1,000.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>Shentel Communications/GloFib</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Underground contacted an underground primary cable while directional drilling with a pneumatic missile to install fiber optic cable for Shentel – Glo Fiber near 406 Kathryn Court, East Hempfield Township, Lancaster County. There were no reported injuries. Sixteen customers lost electrical service. The excavator was working with a valid PA One Call ticket. PPL Public Safety investigation determine that the contractor had only potholed on one side of the driveway crossing at 406 Kathryn Court. Their pneumatic missile contacted two primary cables and a service in Core Flo on the opposite side of the driveway. The lines were accurately marked."</p> <p>Shentel/GloFiber's alleged violation report (AVR) states "The Damage occurred due to the excavator not exposing the marked power line before shooting the missile. This is a blind bore."</p> <p>On 5/4/2023 a letter was mailed and e-mailed to JP Underground.</p> <p>JP Underground's alleged violation report (AVR) does not provide a summary as to what happened.</p> <p>JP Underground is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Recommendation: Education Required; penalties applied</p> <p>Shentel Communications/GloFiber is in violation of sections: Section 6.1(4) – Failed to participate in design and preconstruction meetings. Recommendation: Education required; penalties applied</p>	<p>er: \$500.00 Section 6.1(3) 1st Offense \$500.00</p>
37879	<p>Facility Owner: Wilkes Barre City Contractor/Excavator: O'Connell Electric Project Owner: PPL</p>	<p><u>On 4/10/2023 8:00:00 AM at 17 HUSTON ST, WILKES BARRE CITY, LUZERNE</u> Incident occurred at 8am at 17 Huston Street, Wilkes Barre City, Luzerne County.</p> <p>No damage.</p> <p>PPL Electric's Alleged Violation Report (AVR) states, "On 4/10/2023 a PPL contractor from O'Connell Electric was preparing to install a pole at 17 Huston Street, Wilkes-Barre City, Luzerne County. O'Connell Electric noted that Wilkes Barre City failed to respond to the One Call Routine New Excavation Update ticket 20230950188. Wilkes Barre City failed to respond to a renotify of this ticket as well. PPL Electric Utilities Public Safety surveyed all One Call tickets in the City of Wilkes Barre that were placed by O'Connell Electric in 2023 and 2022. It was discovered that Wilkes Barre City failed to respond to 39 One Call tickets in 2023 and 142 One Call tickets in 2022 that had been placed by O'Connell Electric."</p>	<p>Wilkes Barre City: \$5,000.00 Section 2(5)(v) 3rd Offense \$2,500.00</p> <p>Section 2(11) 1st Offense \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Wilkes Barre City and O'Connell Electric were mailed and emailed request to submit an AVR on 4/20/2023. Wilkes Barre City received the email requesting information but has yet to provide any information asked of them by the PUC. Read Receipt is attached.</p> <p>O'Connell Electric's AVR states, "On 4/10/23 O'Connell Electric was preparing to install a pole at 17 Huston Street, Wilkes Barre City, Luzerne County. Crew General Foreman notified me that the Wilkes Bare City Failed to respond to the PA1Call routine new excavation update ticket 20230950188. Wilkes Barre City failed to respond to the renotify of the ticket as well. PPL Electric Utilities Public Safety surveyed all PA1Call tickets in the City of Wilkes-Barre that were placed by O'Connell Electric in 2022 and 2023. It was discovered that the city of Wilkes-Barre failed to respond to 39 PA1Call tickets placed in 2023 and 142 PA1Call tickets in 2022 that were placed by O'Connell Electric."</p> <p>Ticket 20230950188 received no response from Wilkes Barre City.</p> <p>Wilkes Barre City has never attended education that the Damage Prevention Committee required them to attend.</p> <p>Violations:</p> <p>Wilkes Barre City Section 2(5)(v) – Failed to respond to a routine One Call ticket. Education is required. Section 2(11) – Facility Owner failed to comply with all requests for information by the Commission relation to the Commission’s enforcement authority under this act within thirty days of the receipt of the request. Wilkes Barre City is delinquent on the following Facility Owner trainings as required by the DPC. 12/13/2022 – Cases 14578 and 14686. 2/14/2023 – Case 30947. 3/14/2023 – Case 27328. 4/11/23 = Case 31874. 7/11/2023 - Case 30999. Wilkes Barre City is also delinquent on several fines going back to 2020. All penalties are raised to \$2500. Education is required.</p>	
38023	<p>Facility Owner: ST. Mary Roman Catholic Church Contractor/Excavator: Brandywine Directional Drilling Contractor/Excavator: SACKS & SONS INC Project Owner: ST. Mary Roman Catholic Church Other: PECO AN EXELON COMPANY</p>	<p><u>On 4/10/2023 12:00:00 PM at 40 SPRING MOUNT RD, LOWER FREDERICK TWP, MONTGOMERY</u> The Incident occurred on 4/10/2023 at 12pm, at 40 Spring Mount Road, in Lower Frederick Township, Montgomery County.</p> <p>Sacks & Sons Inc's Alleged Violation Report (AVR) states, "Newly proposed line was marked in white to be installed between existing gas and electric lines, 5' from each parallel in the middle. Electric line was 48" off from marked location and was inside trench location of new utility location. PA 1 Call was notified and PECO came out to turn off electric. 4 hours of initial downtime. A generator was brought in and ran 24/7 to supply electric to affected buildings. Additional time and material was exhausted by excavator and electrician to repair damaged lines including directional bore to limit</p>	<p>ST. Mary Roman Catholic Church: \$250.00 Section 2(12) 1st Offense \$0.00</p> <p>Section 2(5)(i) 1st Offense \$0.00</p> <p>Section 2(1) 1st Offense \$250.00</p> <p>SACKS & SONS INC: \$1,000.00 Section 5(9) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>damage to area. Additional repair work is proposed to restore property and utilities." AVR notes that the excavation was 500 feet and less than \$400,000.</p> <p>PECO and St. Mary's Roman Catholic Church were mailed and emailed a request to submit an AVR on 5/10/23. DPI also called the church to offer help in the AVR process. PECO responded by email stating that the line is privately owned by the church.</p> <p>St. Mary's Roman Catholic Church's AVR listed themselves as the facility owner and stated the same as the excavator.</p> <p>St. Mary's Roman Catholic Church was not listed on the tickets as a facility owner. The lines provide power to the school, church, and parking lot lights.</p> <p>Sacks & Sons placed an emergency ticket on 4/5/2023 to replace an existing electric line. This should have been a routine ticket.</p> <p>Violations:</p> <p>St. Mary's Roman Catholic Church Section 2(1) – Facility owner is not a member of One Call. Education is required. Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Education is required. Section 2(12) – Failed to participate in the One Call system’s Member Mapping Solutions. Education is required.</p> <p>Sacks & Sons Section 5(9) – Emergency notification does not meet the requirements of “emergency” as defined in Section 1 – Excavator Ticket. Education is required.</p>	
37981	<p>Facility Owner: NATIONAL FUEL GAS Facility Owner: William H. Brawand Estate Contractor/Excavator: KINKEAD EXCAVATING Project Owner: HOMEOWNER Other: WILLIAM H BRAWAND ESTATE</p>	<p><u>On 4/24/2023 8:00:00 AM at 1905 Rasselas Road, Wilcox, PA 15870, JONES TWP, ELK</u> The non-damage violation occurred on 4/24/2023, at 1905 Rasselas Road, in Jones Township, in Elk County.</p> <p>William H. Brawand Estate stated in their Alleged Violation Report (AVR) that they “Observed home demolition with large excavator, including subsurface demo. Demolition permit was issued by Elk County, but no 811 notice was given and this demolition also involved disturbing the ground with power equipment as below ground basement. Please check and advise if 811 Call should have been placed. This is the 2nd incident of this contractor disturbing the earth with power equipment without doing a PA 1 Call, including on our lease property next to our natural gas/oil lines. Kinkead Excavating was mentioned as the demolition contractor. Pictures are provided.</p> <p>KINKEAD LLC stated in their AVR that “I was hired to remove a double wide home on a crawl space foundation. On April 24, 2023 I collapsed the house to</p>	<p>NATIONAL FUEL GAS: \$0.00</p> <p>KINKEAD EXCAVATING: \$500.00 Section 5(2.1) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>the steel frame level (18 inches above ground) to speed up loading out the debris on April 28th. Also on this day I put in a 1 call for removing the foundation and grading the site. It was good for April 27, 2023, did not do any work underground until Monday May 1st. The only public utility into this house was electric which I had the owner remove three weeks prior. No facilities are within 35 feet of the house and no damage occurred.</p> <p>National Fuel Gas (NFG) stated in their AVR that “Excavator called in a demolition ticket which had a lawful start date of 4/27/23, on 4/24 an NFG employee arrived onsite to perform mark out and discovered that the work had already started”. Pictures are included.</p> <p>Homeowner was mailed an AVR request letter on 5/04/2023. No AVR has been received to date.</p> <p>3 oil and gas wells are registered with the One Call System. See also case 38224.</p> <p>*****</p> <p>Ticket 20231141791 was placed on 4/24/2023 at 11:07 by Valerie Henze.</p> <p>Responses: National Fuel Gas field marked on 4/26/2023 All other stakeholder responses were clear no facilities.</p> <p>*****</p> <p>Kinhead Excavating is in violation of section: 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. This is a first-time violation and the \$1000. penalty is reduced to \$500. Education is required.</p>	
38473	<p>Facility Owner: NATIONAL FUEL GAS Contractor/Excavator: CHIVERS CONSTRUCTION COMPANY Project Owner: ERIE WATER WORKS Designer: ERIE WATER WORKS</p>	<p><u>On 5/9/2023 3:00:00 PM at AARON ROAD, HARBORCREEK TWP, ERIE</u> The incident occurred on Tuesday, May 9, 2023, on Aaron Road, in Harborcreek Township, Erie County.</p> <p>National Fuel Gas line was damaged, and they stated Chivers Construction, working for Erie Water Works, failed to use prudent techniques within the tolerance. Chivers Construction stated that they could not have anticipated this line having a shallow depth below the road, and explained while removing asphalt and concrete road the operator hit a 1.5-inch diameter steel casing with inserted gas line. The steel line was 9-inches below from the top of the asphalt. The steel line was bent, but the plastic line inside was not damaged. NFG and Chivers provided photos of the shallow damaged line and locate marks.</p> <p>On Friday, July 14, 2023, emails and letters were sent requesting Alleged Violation Reports (AVR) from Chivers Construction and the project owner, Erie Water Works. Their AVR’s were submitted on 7/17/2023.</p> <p>WITH THE PLACEMENT OF THE GAS LINE, A VIOLATION WILL NOT BE GIVEN</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
39706	<p>Facility Owner: Columbia Gas of PA - North</p> <p>Contractor/Excavator: Eagleway Communications</p> <p>Project Owner: Armstrong Cable</p> <p>Other: Adams Township Municipal Water Authority</p> <p>Other: AT&T</p> <p>Other: Brightspeed</p> <p>Other: Verizon</p>	<p><u>On 6/22/2023 5:03:00 PM at 106 BLUE RIDGE DR, CRANBERRY TWP, BUTLER</u> Incident occurred on June 22, 2023 at 5:03pm at 106 Blue Ridge Drive, Cranberry Township, Butler County.</p> <p>Columbia Gas Company's Alleged Violation Report states, "Eagleway Communications damaged an inaccurately marked 1" company-side gas service line that was located as straight and perpendicular from the mainline. The gas service actually had an offset. Eagleway notified 911 and 811 when the damage occurred. Columbia Gas responded immediately to make the area safe and complete repairs. A root cause was held with the company locator to review the locate. The offset was not shown on the service line record, but there was an additional drawing in the system that did document the offset. Coaching has been provided to the locator to review all available information." AVR notes that 911 was notified.</p> <p>Columbia Gas Company's pictures show the offset was not marked.</p> <p>Hand Tools were used. Project owner and Excavator are not required to submit AVRs per Act 50.</p> <p>Adam Township Municipal Water Authority failed to respond to ticket 20231644170.</p> <p>AT&T, Brightspeed, and Verizon failed to attend the complex meeting for ticket 20230832318.</p> <p>Violation:</p> <p>Columbia Gas Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line.</p> <p>Adam Township Municipal Water Authority Section 2(5)(v) – Failed to respond to a routine One Call ticket. Education is required.</p> <p>AT&T Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3). Education is required.</p> <p>Verizon Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3).</p> <p>Brightspeed Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3).</p>	<p>Columbia Gas of PA - North: \$1,000.00 Section 2(5)(i) 2nd Offense \$1,000.00</p> <p>Adams Township Municipal Water Authority: \$500.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>AT&T: \$1,000.00 Section 2(5)(viii) 2nd Offense \$1,000.00</p> <p>Brightspeed: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Verizon: \$2,500.00 Section 2(5)(viii) Subsequent \$2,500.00</p>

Full Session

Case Number	Stakeholders	Summary	Violations & Recommendation
31321	<p>Facility Owner: PECO AN EXELON COMPANY</p> <p>Contractor/Excavator: LAND TECH ENTERPRISES INC</p> <p>Project Owner: 900 YORK LLC</p> <p>Designer: HOLMES AND CUNNINGHAM ENGINEERING</p> <p>Other: VERIZON PA LLC</p> <p>Other: WARMINSTER TOWNSHIP</p> <p>Other: WARMINSTER TOWNSHIP MUNICIPAL AUTHORITY</p>	<p><u>On 5/31/2022 3:00:00 PM at 900 YORK RD, WARMINSTER TWP, BUCKS</u> Synopsis 31321</p> <p>On 2/13/2024 The Damage Prevention Committee voted to table this discussion until information is received from a new contact - Holms and Cunningham the said designer, whose name was provided by 900 York LLC during the DPC meeting.</p> <p>*****</p> <p>Warminster Township disagreed and sent a long letter. The final statement read that "Per Section 4-16 of the CGA Best Practices 19.0, "Anytime a damage occurs, a proper investigation is performed to determine not only the responsible party but also the root cause of the damage. The information gathered 910 West Bristol Road Warminster, Pennsylvania 18974 Phone: (215) 443-7592 Fax: (215) 675-3668 www.warminstertownship.orgfrom damage investigations is essential in preventing future damages." Warminster Township did not clear the ticket since the work was previously cleared on multiple occasions and the emergency work was completed upon arrival. Warminster Township was not the responsible party, the facility owner, or the root cause of the facility damage. Warminster Township's role in Case No. 031321 would also not prevent future damage".</p> <p>*Warminster Township never responded in KARL to Emergency ticket 20221514166.</p> <p>PECO disagrees and states that "Once PECO installs a line in a new development it is on the builder to maintain those marks and protect that facility. If they call in a new 1-call we will mark it out, it is not our responsibility to come back to sites to make sure marks maintained if new 1-calls are not placed".</p> <p>900 York LLC, the grantor disputes all penalties. On 2/15/2024 DPI sent an email asking for confirmation of Designer information and an explanation of how the two companies; LandTech and 900 York LLC are connected and what separates them.</p> <p>LAND TECH MAY NOT DISPUTE. both Land Tech AND 900 York are located in the exact same office and suite, but the original notices to 900 York were sent to 900 York Rd. No mail that was sent to 900 York Road was returned. The notices to Land Tech were sent to the correct address AND email address.</p> <p>*****</p> <p>The Incident occurred on 5/31/2022, at 900 York Road, in Warminster Township, Bucks County.</p> <p>A newly installed 2" plastic gas main was hit and damaged. There were no houses built yet, at the time of the incident.</p> <p>PECO stated in their Alleged Violation Report (AVR) that ON 05/31/2022 at 15:26, LAND TECH</p>	<p>TABLED</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>ENTERPRISES, INC., 3084B BRISTOL ROAD, WARRINGTON, PA, 18976, WORKING AT 900 OLD YORK ROAD, WARMINSTER, PA, ON A NEW DEVELOPMENT SITE TO INSTALL UNDERGROUND UTILITIES AND PERFORM EARTH WORK, UNDER POC 20220831074. LAND TECH STRUCK AND DAMAGED A 2” PLASTIC GAS MAIN WITH A HYDRAULIC EXCAVATOR. CONTRACTOR HAD A POC, HOWEVER, THE GAS MAIN WAS NOT MARKED AS IT HAD BEEN INSTALLED ON 3/4/2022 AND THE PECO AS BUILT HAD NOT BEEN UPDATED AT THE TIME OF THE CONTRACTORS 3/29/200 UPDATED POC. NO INJURIES. NO CUSTOMERS AFFECTED. PECO sent an email on 6/05/2023 explaining that PECO had run a new gas main for this new development. PECO added “This new gas main was brand new so it didn’t hit our records yet, there was screening and caution tape and a new trench they should have seen”. USIC Damage report stated that Land Tech Enterprises was trenching for new water service for a new housing development under construction, when they struck and damaged a new 2” plastic gas main. They also stated that the root cause of the damage was that the excavator’s ticket had expired. All pictures that were submitted were of the damage. No pictures submitted with markings. The information that I based the violations on was that PECO put in new gas lines on 3/4/2022, over 2 months later, on 5/31/2022 the new PECO gas line was hit. Gas was blowing. This line was not marked. DPI responded to an email on 11/30/2023 stating the reason for the violation Section “9 Failed to make best efforts to comply with Common Ground Alliance Best Practices. Section 4-22. Practice Statement: Facility operators ensure that new facilities in areas of continuing excavation activity are marked upon installation to indicate their presence”. PECO responded that “Once PECO installs a line in a new development it is on the builder to maintain those marks and protect that facility. If they call in a new 1-call we will mark it out, it is not our responsibility to come back to sites to make sure marks maintained if new 1-calls are not placed”. Note: Ticket 20220831074 was submitted on 3/24/2022, Insufficient Ticket 20220831074-001 was submitted on 4/04/2022 PECO responded field marked. Emergency ticket 20221514166 was submitted on 5/31/2022. PECO put in new gas lines on 3/4/2022. over 2 months later. On 5/31/2022 the new PECO gas line was hit. Gas was blowing. Pictures were included.</p> <p>LAND TECH ENTERPRISES INC, the excavator was emailed and sent an AVR request letter on 3/08/2023. DPI returned a call to Shane from Land Tech Enterprises Inc on 4/14/2023. Shane stated that he is the contact for both the project owner and the excavator. He stated he will submit an AVR. He had questions about the AVR and Subsurface Utility Engineering (SUE) and stated</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>that he has never had to do anything like this before. No AVR has been received to date.</p> <p>900 York LLC, the grantor was mailed an AVR request letter on 3/8/2023. No AVR request letter has been returned and no AVR has been received to date. In an email sent by Bob Watson the counsel to 900 York LLC and Land Tech Enterprosekd, Inc. on 1/10/2024, states “ This lawfirm is counsel to 900 York LLC and Land Tech Enterprises, Inc., both named in a PUC invoice alleging damages from a line strike at 900 York Road in Warminster Tp, Bucks Co, eight months ago on 5/31/22. 900 York Road is not an established address, and there is no mailbox. My clients recently found your letter and invoice on the ground on the property. While the 30- days referenced for response have passed, note that York Road/Land Tech were never properly served with this notice.</p> <p>My clients dispute the allegations set forth. Among other things, all damages at issue were caused by and resulted from PECO’s subcontractor, Riggs-Distler, installing a new gas line at the property and departing without the required tracer tape, without any yellow spray paint and without yellow flags. PECO’s sub put a gas line into the ground and then left the site without giving anyone any signal required by One Call that the gas line was in place.</p> <p>It is no wonder that York Road/Land Tech struck the line when it was subsequently installing a water line – there was absolutely no reason or way in which they or anyone else could have been on notice that a new gas line had been installed in the way of their work.</p> <p>Please accept this email as notice of 900 York Road and Land Tech Enterprises’ formal dispute with these charges. They should be assessed against PECO and PECO alone, and there is absolutely no reason for my clients to appear on the fine – let alone in amounts significantly higher than PECO’s assessment.</p> <p>Please note that the Invoice that was confirmed as received is dated 11/02/2023 and states that “In response to the DPI Report, you must choose one (1) of the following options: 1. Accept the findings and administrative penalty contained in the DPI Report by remitting payment of the administrative penalty using the enclosed invoice within thirty (30) days of the date of this letter. If the DPI Report recommends mandatory training, you will receive a separate letter with further instructions. 2. Reject the DPI Report and present your case before the DPC at a future DPC Meeting. To reject the DPI Report, you must inform the DPC in writing within thirty (30) days of the date of this letter by first class mail at the address provided below or by email at damageprevention@pa.gov. You will receive notice of the date, time and location of the DPC Meeting. If you fail to respond to the DPI Report within thirty (30) days of the date of this letter, then this matter will be placed on the DPC’s meeting agenda and voted upon by the DPC in your absence. If you have any questions, please contact damageprevention@pa.gov or call 717-787-</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>6489". The disagreement was not requested until 1/10/2024, a full month late.</p> <p>Please note the AVR letter was also emailed to S. Stein and a read receipt was received on 3/08/2023. On 1/13/2024 the Notification of the Damage Prevention Meeting was returned stating "No such number". The address listed on the mail is 900 York LLC Attn: Company Owner, 3084-B Bristol Rd., Warminster PA 18974. This is the same address that was verified to be the address of 900 York LLC and LAND TECH ENTERPRISES INC.</p> <p>HOLMES AND CUNNINGHAM ENGINEERING were mailed an AVR request letter on 2/14/2024. DPI requested a confirmation from Landtech and 900 York LLC to confirm the address found online to be correct for this firm.</p> <p>*****</p> <p>*Ticket 20221514166 was submitted by Land Tech Enterprises Inc. on 5/31/2022 at 15:23. Remarks--CALLER STATES GAS IS FLOWING FACILITY TYPE: NATURAL GAS-PECO ENERGY EXCAVATION EQUIPMENT: EXCAVATOR HAZARDOUS RELEASE: YES CALLER ADVISED TO NOTIFY 911. PECO responded with a conflict. DCTF. This was never updated in the One Call System. Warminster Township never responded.</p> <p>*Ticket 20220403112 was submitted by Land Tech Enterprises Inc. with a response due by 2/11/2022. Responses: Verizon Did not respond through the One Call system. This is a subsequent offense, and the penalty is applied.</p> <p>*Ticket 20220831074 was submitted by Land Tech Enterprises Inc. on 3/24/2022 with a response due date of 3/28/2022. Warminster Township Water Authority (WTWA) responded that they field marked, but on 4/04/2022 Renotify *Ticket 20220831074, was submitted by Land Tech Enterprises Inc. which stated that WTWA responded field marked was asked to mark their lines. This responses was due on 4/4/2022 by 15:15. WTWA still had no response. The "Field Marked" response is on ticket, but Land Tech Enterprises Inc. states that "ATTN WARMINSTER TOWNSHIP MUNICIPAL AUTHORITY, YOU RESPONDED FIELD MARKED, HOWEVER, THE CALLER STATES THE WTR LINES ARE UNMARKED. PLEASE RETURN TO THE SITE TO MARK YOUR LINES ASAP". Warminster Municipal Authority sent in verification that they did not own the private property at that time. They did respond "field Marked" promptly to the ticket. Land Tech Enterprises was not correct in stating that Warminster Township Authority did not mark their lines in their area, as the area in questions was not Warminster Township Authority lines at that time. Warminster Township Authority stated that "Speaking to PA 1 Call,</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>insufficient and emergency tickets only last for the remainder of the day and then go into a different location on the PA 1 CALL system, not responded to. Because of this the guys thought it was responded to because it was no longer in the not responded to section. I was personally on that call along with the person who originally responded to the ticket. I spoke to the contractor and explained that the area he wanted marked was private. There was nothing in the not responded to section when we looked for it. I think the confusion was there was multiple people responded and we thought it was checked off as field marked because it no longer appeared as not responded to. Like I stated in my previous email, we marked the lines weekly for months. Now we are aware that this can happen and check all our tickets at the end of the day. If an emergency or insufficient comes in at 9:00pm and it says respond in two hours, it would not be there in the not responded to section at midnight. You would have to look at expired not responded to tickets to find it. So I know we did respond in the required two hours but it just wasn't there there the next day. I feel we did our job and we put a policy in place to make sure all tickets are properly responded to. Fortunately our markings did not have any bearing on the PECO line damage. I don't ever remember this happening before, the tickets would stay unresponded to until they were marked and a response was posted. Unfortunately technical glitches happen. I disagree that the Warminster Municipal Authority acted negligent in this matter. I hope this explains how this incident occurred.</p> <p>*****</p> <p>PECO is in violation of Section: 9 Failed to make best efforts to comply with Common Ground Alliance Best Practices. Section 4-22. Practice Statement: Facility operators ensure that new facilities in areas of continuing excavation activity are marked upon installation to indicate their presence. This is a second offense, but the \$500. penalty is reduced to \$250.</p> <p>LAND TECH ENTERPRISES INC are in violation of Sections: 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. The penalty is applied. Education is required. 5(8) – Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. The penalty is applied. Education is required. 5(3) – Excavator failed to hold a preconstruction meeting prior to beginning a complex project. The penalty is applied. Education is required. 5(3.1) – Scope of project exceeds the maximum area of a routine ticket. The penalty is applied. Education is required. 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. The penalty is applied. Education is required.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>900 York LLC is in violation of Sections: 4(2) – Designer 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. The penalty is applied. Education is required. 4(3) – Designer’s drawing does not show the position and type of each facility owner’s line, and the name of the facility. The penalty is applied. Education is required. 4(5) – Designer’s drawing does not include One Call’s toll-free number and the serial number of the ticket. The penalty is applied. Education is required. 4(9) – Designer failed to pay the annual fee for services provided by the One Call system. The penalty is applied. Education is required. 6.1(1) – Failed to utilize sufficient quality levels of subsurface utility engineering or other similar techniques to properly determine the existence and positions of underground facilities when designing known complex projects having an estimated cost of (\$400,000) or more. The penalty is applied. Education is required. 6.1(3) – Released a project to bid or construction before final design was complete. The penalty is applied. Education is required. 6.1 (5) – Project owner failed to furnish the pertinent data obtained through subsurface utility Engineering to the One Call System. The penalty is applied. Education is required. 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. The penalty is applied. Education is required. ***** 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) failed to respond to an emergency ticket within the required amount of time. WARMINSTER TOWNSHIP is in violation of Sections: 2(5)(vii) – Failed to respond to an emergency notification 20221514166 as soon as practicable following notification. The penalty is applied. Education is required. VERIZON PA LLC is in violation of Sections: 2(5)(v) – Failed to respond to a routine One Call ticket 20220403112. Warminster Municipal Authority provided verification that they did not own the lines at the time of the incident.</p>	
32294	<p>Facility Owner: UGI Utilities Inc. Contractor/Excavator: Hoss LLC. Project Owner: D Q E Communications LLC Designer: K D I AND</p>	<p><u>On 6/15/2022 4:00:00 PM at ALLENTOWN BLVD, LOWER PAXTON TWP, DAUPHIN</u> Damage Prevention Committee voted to remove the violation and penalty for 5.4, 5.8, and 5.11.2. Keeping the 5.16 violation, but reducing the penalty by 50%. *****</p>	<p>Hoss LLC.: \$250.00 Section 5(16) 1st Offense \$250.00 Verizon: \$2,500.00 Section 2(4) Subsequent \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	<p>ASSOCIATES Other: Henkels & McCoy Other: Verizon</p>	<p>Hoss LLC is disputing</p> <p>*****</p> <p>Incident occurred on 6/15/2022, 4:00pm at Allentown Blvd., Lower Paxton Twp., Dauphin County.</p> <p>A UGI gas line was hit. 911 was not called. Level A SUE was used.</p> <p>UGI's alleged violation report (AVR) states "Contractor prudently exposed an unknown pipe in the T/Z and assumed it was the gas service to 6290 Allentown Blvd. Active, correctly marked gas service to 6290 was deeper and was damaged during the contractors trenchless excavation with-in the T/Z. The damage occurred on 06/15/2022, however was reported initially as an odor report on 06/27/2022 and was excavated and found to be damaged on 06/29/2022."</p> <p>On 1/4/2023 an AVR request letter was mailed and e-mailed to Hoss LLC. Their AVR was submitted on January 13, 2023.</p> <p>1/13/2022 DPI spoke with Hoss LLC who requested to submit his report over the phone to the DPI. I advised Hoss LLC that he must submit the report through the 811 website or call them at 1-800-248-1786 to gain access to his account.</p> <p>Hoss LLC's alleged violation report (AVR) states "On June 15 2022 we were installing a fiber line for Ollie's our proposed path was marked in white paint and it crossed a gas service to Sheetz. We potholed exposed a yellow pipe that was under the yellow marks. The yellow pipe was a common size used for service lines and it was approximately 3 to 3.5 feet deep. We installed our fiber line at 5 to 6 feet deep. The following week we were informed we had hit the gas line and come to find out the pipe we potholed/exposed was abandoned or a piece of trash. Here are pics of the pipe on top of the ground that had been removed when the gas contractor was fixing the damaged line. It is the yellow pipe in the picture."</p> <p>On 2/8/2023 an AVR request letter was mailed and e-mailed to Henkel & McCoy.</p> <p>Henkel & McCoy's alleged violation report (AVR) states "H&M subcontractor, Hoss, LLC was directional drilling and hit utility. Damage was not discovered until 6/2/22."</p> <p>On 3/21/2023 an AVR request letter was mailed and e-mailed to KDI and Associates as well as DQE Communications.</p> <p>DQE's alleged violation report (AVR) states "On June 15 2022 we were installing a fiber line for Ollie's our proposed path was marked in white paint and it crossed a</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>gas service to Sheetz. We potholed exposed a yellow pipe that was under the yellow marks. The yellow pipe was a common size used for service lines and it was approximately 3 to 3.5 feet deep. We installed our fiber line at 5 to 6 feet deep. The following week we were informed we had hit the gas line and come to find out the pipe we potholed/exposed was abandoned or a piece of trash. Here are pics of the pipe on top of the ground that had been removed when the gas contractor was fixing the damaged line. It is the yellow pipe in the picture."</p> <p>KDI's alleged violation report (AVR) states "Unaware of any violation."</p> <p>*Hoss LLC is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Section 5(8) – Excavator vacated worksite after causing damage that resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Fine Factor of 0.5 added to violation 5(11.2) for failing to utilize HDD best practices. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Recommendation: Education Required, penalties applied</p> <p>*Verizon is in violation of sections: Section 2(4) – Failed to respond to designer’s request for information within 10 business days for Ticket 20220682670. Verizon did not respond. Recommendation: penalties applied</p>	
32127	<p>Project Owner: Penn Hills Municipality Designer: The Gateway Engineers Inc Other: A FOLINO CONSTRUCTION INC Other: PEOPLES GAS COMPANY LLC Other: VERIZON PA LLC</p>	<p><u>On 7/14/2022 8:00:00 AM at 137 and 147 MCCURDY DRIVE, PENN HILLS MUNIC, ALLEGHENY</u> On 2/13/2024, the Damage Prevention Committee (DPC) voted to remove the 2- 5(8) violations, but to maintain the 2- 5(4) violations and penalties to A. Folino. Accept all the Damage Prevention Investigators (DPI) recommendations to Gateway Engineers and Peoples Gas Company as presented. ***** Gateway Engineers disagreed and submitted a letter. A summary of the letter stated that they created the mapping dated 4/14/2022 and 4/28/22 which clearly showed the public lines which were received from One Call. The maps include the PA One Call Number. *Violation 4(5) is withdrawn. Alleged Violation Report (AVR) was submitted on 11/30/2023. Gateway stated that they did not submit and AVR at the time of the incident because private laterals were struck and not public lines. AVR Courtesy request letter was emailed and mailed on 5/10/2023. Gateway Engineers stated in their AVR that “QUOTED FROM GATEWAY INSPECTION DATED 7-14-2022: "Arrived on site around 7AM. Contractor hit two gas lines. Peoples came out to repair. They were service lines to 147 and 139</p>	<p>Penn Hills Municipality: \$1,000.00 Section 6.1(1) 1st Offense \$500.00</p> <p>Section 6.1(7) 1st Offense \$500.00</p> <p>The Gateway Engineers Inc: \$5,000.00 Section 4(8) 2nd Offense \$2,500.00</p> <p>Section 4(3) 1st Offense \$2,500.00</p> <p>A FOLINO CONSTRUCTION INC: \$2,000.00 Section 5(4) 2nd Offense \$1,000.00</p> <p>Section 5(4) 2nd Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>McCurdy. Contractor continued base repair on McCurdy Dr." PLEASE SEE ATTACHED PRE-CONSTRUCTION MAPPING PAGE 5" Pictures and designs were submitted. The designs do not show any connections to the homes. There is also no sewer lines shown in the legend. Gateway states that they take their responsibilities under the One Call Act very seriously. They object to the findings and the imposition of the monetary penalty, but they welcome the opportunity to attend training and improve their education as recommended by the DPI report in order to avoid any potential future disturbances.</p> <p>Peoples Gas is disagreeing and states that "Peoples Gas is being cited for violation of 2(5)(i), not marking our facility within 18" horizontally for case 32127. Peoples Gas ask that you review the additional information pertaining to case 32127 please. The DPI actually combined two damages here. 147 and 139 McCurdy Dr. Folino notified Peoples Gas about one damage and upon arrival, the first responder responded to an odor call down the street and determined the second line was damaged. Penalty amount is \$2,000. As you can see in the attached screenshots, Folino called in the entire project the same day (46 tickets), on 6/15/2022, and the locator spoke with Folino and stated for the mill and pave portion of the project, no markings were needed because they were only milling 6". And this was noted on the ticket by Folino. If base repair was needed, Folino would call the locator after marking out the base repair and allow him time to mark facilities in the area. As you can see in the damage photos, both damages occurred well below 6". Actually closer to 2 ft. deep. There was no complex project meeting conducted by Folino. The locator had to contact Folino to make arrangements for the mark outs for the 46 tickets called in all at once. If this agreement was not made by Peoples Gas and Jeff Sinclair of Folino, Peoples Gas would not have agreed to attempted to mark 46 tickets in 3 days. I have included the one call ticket for McCurdy Dr. showing they were milling 6" with a possibility of base repairs. And no actual complex project ticket as well. And no SUE completed by the project owner. So Peoples Gas ask what was the final root cause here? Folino not abiding by the verbal agreement of only milling 6" and if base repair is needed, then calling the locator and allowing him to mark the area they had marked out needing base repair. Peoples Gas ask that you consider the amount of tickets called in at once by Folino, the wording on the ticket stating going 6" deep milling the road with a possibility of base repair, the fact the locator contacted Jeff Sinclair of Folino to come to an agreement of what needed completed here and work on a locate schedule, the fact that Folino excavated for base repair without notifying Peoples Gas as agreed upon, and how they did not notify Peoples Gas about the first damage. Peoples Gas ask that the violation and penalty for 2(5)(i) be removed due to our efforts in preventing both damages and contacting Jeff Sinclair of Folino once all 46 tickets</p>	<p>PEOPLES GAS COMPANY LLC: \$2,000.00 Section 2(5)(i) Subsequent \$2,000.00</p> <p>VERIZON PA LLC: \$2,500.00 Section 2(4) \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>were received the same day for this project. Thank you in advance for your time. More pictures are submitted. *ACT 50 does not have any depth excuses when a line is hit. Milling does not fall under minor routine maintenance. Verbal agreements need to be followed up with written agreement or they do not hold much verification.</p> <p>A Folino is disagreeing and would like to further discuss the case at a meeting with the DPC. 3 more pictures were provided and an education attendance sheet from 10/17/2023. A Folino is also disagreeing with the penalties due to not completing the education requirement within a reasonable time.</p> <p>*****</p> <p>The incidents occurred on 137 MCCURDY DRIVE and another on 147 MCCURDY Drive in Penn Hills Munic in Allegheny County.</p> <p>Two gas lines were hit and damaged. One gas line was found damaged because of the gas release. Project is >\$400,000. Subsurface Utility Engineering (SUE) is listed as level "D".</p> <p>Folino stated in their Alleged Violation Report (AVR) that "A. Folino was milling for road base repair when we hit an unmarked gas service line. 911 was called and a damage ticket was made. Peoples gas responded and made the repairs."</p> <p>Folino submitted another AVR for the same day and location a half an hour earlier and stated "A. Folino was milling for road base repair when we hit an unmarked gas service line. 911 was called and a damage ticket was made. Peoples Gas responded and made the repairs".</p> <p>Peoples Natural Gas (PNG) stated in their AVR that "A Folino was completing milling and paving on McCurdy Dr. for Penn Hills Twp. when they struck and damaged a 1" plastic medium pressure gas service line. At the complex project meeting, A Folino informed Peoples Gas if any base repair is needed, they would call in another ticket, so no markings were needed for the mill and pave due to the depth they were going. A Folino called me, Charles Brazier, stating they damaged a gas service line on the customer's side at 147 McCurdy Dr. Upon arrival, the FMS determined the company owned side service was damaged and the depth was deeper than agreed upon at the meeting and no other ticket called in for this address.</p> <p>Peoples Gas submitted another stating that "A Folino Construction was milling and paving McCurdy Dr. for Penn Hills Twp. when they struck and damaged a 1" plastic medium pressure gas service line and did not notify Peoples Gas of the damage. Peoples Gas responded to another damage further down the road and smelled gas at 137 McCurdy Dr. Began to investigate the odor of gas and found the damage"e. 911 was not called.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Gateway Engineers was mailed and emailed an AVR request letter on 5/10/2023. The letter was addressed to Louis Sollon at 100 McMorris Rd., Pittsburgh PA 15205. This was addressed prior to having an updated contact for Gateway Engineers. The contact information has been updated. The physical address is the same. Neither the email nor the letter has been returned. No AVR or contact had been made until an AVR was received on 11/30/2023 after the stakeholder review was sent.</p> <p>Penn Hills Municipality was mailed an emailed an AVR request letter on 5/10/2023. No AVR had been received until 11/30/2023, after the stakeholder review was sent. Picture was submitted.</p> <p>Penn Hills stated in their late AVR that "FROM GATEWAY ENGINEERS INSPECTION: "Arrived on site around 7AM. Contractor hit two gas lines. Peoples came out to repair. They were service lines to 147 and 139 McCurdy. Contractor continued base repair on McCurdy Dr".</p> <p>An out of office response was received with an absence until 5/11/2023. Penn Hills sent in a report on 5/25/2023 stating that "We have received and reviewed your notification letter dated May 10, 2023 regarding PA1Call Tickets 20220973284, 20221662580, & 20221953110. This letter concerns 07/14/2022 A. Folino hitting one (1) gas line and damaging another at 137 McCurdy Drive, Penn Hills Municipality, Allegheny County. The following is a summary of our consultant Gateway Engineer's information regarding the incident, complete as of May 25, 2023.</p> <p>On 04/07/2022, Gateway performed final design one call 20220973284, which would encompass the area in question.</p> <p>On 04/21/2022, People's Gas responded with a pdf marked up map.</p> <p>Gateway Engineers prepared a map of the Peoples Gas line location and provided it to the contractor.</p> <p>On 07/14/2022, Gateway performed a part-time inspection of the work that occurred at McCurdy Drive address above, with complete transcription of inspection log below. All images from inspector for that address and date have been attached.</p> <p>Arrived on site around 7AM. Contractor hit two gas lines. Peoples came out to repair. They were service lines to 147 and 139 McCurdy. Contractor continued base repair on McCurdy Dr. Contractor excavated material and installed Class IV non-woven geotextile fabric, 8" of AASHTO No.1 Limestone, Chocked with PennDOT 2A limestone aggregate and 4" of Superpave 25MM Base course to the elevation of the milled surface. They repaired 284.3SY of Base on McCurdy Dr. Total completed so far is 619 SY. I noticed that the center of the road started to fall apart. Recommended base repair for 320SY on the center of McCurdy. Left site around 5PM.</p> <p>On 05/10/2023, Penn Hills Municipality received the notification letter from the PUC referenced above in print.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Below you can find the answers to the questions asked in the case write up: What was the total cost of this project? - \$1,403,922.03 What was the total length of this project? – 10 Weeks What level of Subsurface Utility Engineering was utilized? – C & D were utilized Who was the final designer for this project? – Louis Sallon Was 911 and/ or the Facility Owner notified? – Yes, Peoples Natural Gas was notified and came on site to make all repairs necessary.</p> <p>In summary, our consultant Gateway Engineers was made aware of the gas line incident through the onsite inspection that occurred. Gateway was on site when the repair by Peoples Natural Gas occurred, and it was our understanding that both subject gas lines were service lines and not part of the public one call system. On 6/6/2023 an email was received with detailed information. DPI responded that an AVR still needs to be submitted. DPI added that an AVR from the designer is also required.</p> <p>Ticket 20221953110 Pylon in picture is 12" plus the depth of the gas line. *****</p> <p>Final Design Ticket 20220973284 was submitted by The Gateway Engineers Inc on 4/07/2022 with a response due by 7/21/2022. Working for Penn Hills Department of Public Works. Responses: VERIZON PENNSYLVANIA LLC BD-CLEAR. NO FACILITIES OR FACIL NOT INVOLVED 4/25/2022 12:36:38 PM</p> <p>New Excavation Routine Ticket 20221662580 was submitted by A. Folino Construction on 6/15/2022 with a response due on 6/17/2022 Responses: All timely responses.</p> <p>New Damage Emergency Ticket 20221953110 was submitted by A. Folino Construction on 7/14/2022 at 14:33. One Call Remarks state that “CALLER STATES THEY HIT 2 GAS LINES THEY ARE 2IN LINES 1 STEEL AND 1 IS PLASTIC. ALSO STATES THE CREW DID SMELL GAS BUT NOT AT THE ACTUAL DAMAGED LINE BUT FURTHER DOWN THE RD. GAS COMPANY HAS RESPONDED PER CALLER AND THE LINES HAVE BEEN REPAIRED. FACILITY TYPE: NATURAL GAS-OWNER NOT GIVEN EXCAVATION EQUIPMENT: EXCAVATOR HAZARDOUS RELEASE: YES CALLER ADVISED TO NOTIFY 911”.New Damage Emergency Ticket was submitted by A. Folino Construction on 7/14/2022 at 14:33. One Call Remarks state that “CALLER STATES THEY HIT 2 GAS LINES THEY ARE 2IN LINES 1 STEEL AND 1 IS PLASTIC. ALSO STATES THE CREW DID</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>SMELL GAS BUT NOT AT THE ACTUAL DAMAGED LINE BUT FURTHER DOWN THE RD. GAS COMPANY HAS RESPONDED PER CALLER AND THE LINES HAVE BEEN REPAIRED. FACILITY TYPE: NATURAL GAS-OWNER NOT GIVEN EXCAVATION EQUIPMENT: EXCAVATOR HAZARDOUS RELEASE: YES CALLER ADVISED TO NOTIFY 911". Responses are all timely. *****</p> <p>Peoples Gas is in violation of Section: 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line.</p> <p>A Folino is in violation of Section: 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. While excavating a gas line was hit about 10 houses apart. 147 MCCURDY DRIVE 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. While excavating a gas line was hit about 10 houses apart. 137 MCCURDY DRIVE 5(8) – Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. 5(8) – Excavator vacated worksite after causing damage that resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. The penalty is applied. Education is required.</p> <p>The Gateway Engineers Inc. is in violation of Section: 4(8) – Designer failed to submit an Alleged Violation Report through the One Call System within 30 business days of being notified or aware that a violation of this act may have been committed. 4(3) – Designer’s drawing does not show the position and type of each facility owner’s line, and the name of the facility. The penalty is applied. Education is required. Gateway Engineers is delinquent on the following Designer training as required by the DPC. 9/13/2022 (over 1 year old) – Case 15750. All penalties raised to \$2500.00</p> <p>Penn Hills Municipality is in violation of Section: 6.1(1) – Failed to utilize sufficient quality levels of subsurface utility engineering or other similar techniques to properly determine the existence and positions of underground facilities when designing known complex projects having an estimated cost of (\$400,000) or more. The penalty is applied. Education is required. 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. The penalty is applied. Education is required.</p> <p>Verizon PA LLC is in violation of Section:</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		2(4) – Failed to respond to designer’s request for information within 10 business days. Ticket 20220973284. This is a subsequent offense and the penalty is applied.	
39569	<p>Facility Owner: First Energy - Penelec</p> <p>Contractor/Excavator: Excavator</p> <p>Project Owner: Homeowner</p>	<p><u>On 7/31/2022 11:00:00 AM at 154 HAYMAKER LANE, LOGAN TWP, BLAIR</u> On 2/13/24 the DPC voted to removed First Energy's violation.</p> <p>*****</p> <p>First Energy is disputing.</p> <p>*****</p> <p>Incident occurred on 7/31/2022 at 11am at 154 Haymaker Lane, Logan Township, Blair County.</p> <p>Homeowner's Alleged Violation Report (AVR) states, "Eric was digging along his markings that were two feet away from where it was marked (red paint and flags) by whoever I call sent out. When Eric was digging, he felt the bucket grab something and he immediately stopped, to realize it was the electric line. I went into the house and called 811 to report lines were hit and file a report. They sent someone (a man) to my house and to look at the damage. He reported to me that whoever marked the lines picked up the wrong line, that was not the electrical line. The 811 man advised me to go in and call Penelec and let them know the electric was out in the house. Penelec came out to restore the power to the house immediately."</p> <p>Excavator was mailed a request to submit and AVR on 7/5/23. First Energy - Penelec was mailed and emailed a request to submit an AVR on 7/5/23.</p> <p>Excavator's AVR states, "I started off by digging the french drain behind the house when I noticed I had struck something stronger than the existing material. I got off of the backhoe, hand dug where I had stopped digging. i noticed the power line so I asked Janet to call Penelec and the one call service. The one call guy came out and told me that the guy who marked it was inexperienced and had picked up on the cable line and missed marking the power line (as you can see from the pics where the paint marks turn down the yard when the electrical line went straight threw my dig line but wasn't marked). He also said to me it was their fault and there wouldn't be any charge or anything. So I started digging on the other side of the yard until Penelec told us to go ahead and continue with the french drain because they wouldn't be out for a while to replace the new electrical line."</p> <p>Penelec's AVR states, "'On 07/12/2022, Janet Halloran, Excavator, submitted a PA One Call Routine Ticket 20221932841 for 154 Haymaker Lane, Altoona, Blair County, PA to install a french drain. On 07/31/2023, the customer reported partial power in the residence. Janet Halloran created an emergency POCS Ticket 20222120153. Penelec’s (PN) Troubleman investigated and confirmed the Excavator damaged an underground electric cable. PN’s, Contract Locator, USIC,</p>	<p>First Energy - Penelec: \$0.00</p> <p>Excavator: \$1,250.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(11.1) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>investigated and determined that the cables were marked accurately. The root cause is that the Excavator failed to use prudent techniques while digging within the Tolerance Zone."</p> <p>Penelec's pre-excavation photos show the first set of electrical mark outs were 1 to 1.5 feet from the dirt area. The excavation photos show that the damaged with rhino kit measurement indicate the damaged happened 2.5 feet away from the original marks. The first set of mark outs had been painted over in orange paint. The location of the planned trench was also painted orange then dug up which can be seen in the rolled clumps of sod in the spoil piles. A second set of red mark outs were placed after the damage. These marks are in line with the damage but are not valid compared to the pre-excavation mark outs.</p> <p>Excavator's pictures showed original marks covered in orange paint. Planned excavation was also painted out with orange paint.</p> <p>Homeowner submitted PA1call tickets for the excavation.</p> <p>Violations:</p> <p>Penelec - First Energy Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line.</p> <p>Excavator Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Education is required. Section 5(11) – Excavator failed to use the color white to mark a proposed excavation work site when exact work site information cannot be provided. Education is required.</p>	
33959	<p>Facility Owner: PEOPLES GAS COMPANY LLC Contractor/Excavator: JET JACK INCORPORATED Project Owner: Robinson Township Allegheny County Designer: Nira Consulting Other: Independent Enterprises Inc Other: Verizon</p>	<p><u>On 8/4/2022 12:00:00 PM at BEAVER GRADE RD, ROBINSON TWP, ALLEGHENY</u> On 2/13/24 the DPC voted to remove Peoples Gas penalties and education for 2.5(v), but keep the violations. For 2.5(i) accept the DPI's recommendation. ***** Jet Jack accepted. ***** Peoples disputed with the reasoning that this 2,700ft project had no complex meeting, improper SUE, and no agreement for mark out scheduling. Penalties noting this were placed on related case 31278. *Case is related to 31278. Project owner and Designer were hit for SUE on case 31278. Excavator was given a violation for no complex meeting on case 31278. ***** Incident occurred on 8/4/2022 at 12pm along Beaver Grade Road, Robinson Township, Allegheny County.</p>	<p>PEOPLES GAS COMPANY LLC: \$1,000.00 Section 2(5)(i) 2nd Offense \$1,000.00</p> <p>Section 2(5)(v) 3rd Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>JET JACK INCORPORATED: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p> <p>Verizon: \$2,500.00 Section 2(5)(v) Subsequent \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Peoples Gas Company's Alleged Violation Report (AVR) states, "Jet Jack and Independent Enterprises, are working together on the projects for Robinson Township installing new water lines. Both Jet Jack and Independent Enterprises are operated from the same address and owners and were contacted several times about conducting complex project meetings for the projects and tickets being called in due to the amount of work being completed in Robinson Township. The requests went unanswered and late responses and a damage to the abundance of tickets called in by Jet Jack and Independent Enterprises are the result of no complex project meeting to coordinate and agree to a locate schedule. The locator was fairly new, so he was retrained on how to enter a 004, do not dig karl response in the interim until we have time to locate our facilities." AVR notes that 911 was not notified on a damage that affected one customer for less than an hour.</p> <p>Jet Jack/IEI's AVR states, "Unmarked line." AVR notes that 911 was not notified. Jet Jack's pictures show the damaged line with no line mark outs.</p> <p>Follow up email from Jet Jack/IEI includes the length of the project at 2,700 LF with a cost of \$1,087,845.20.</p> <p>Nira Consulting's AVR information shows the line was unmarked which is supported the pictures they uploaded.</p> <p>Robinson Township, "Gas Company didn't mark the line that was damaged. Also, an AVR was submitted earlier today for this incident with the wrong date (08-10-2022). There was no incident that occurred at MATR on that day."</p> <p>Violations for a complex ticket and responses are noted on case 31278.</p> <p>Violations:</p> <p>Peoples Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Section 2(5)(v) – Failed to respond to a routine One Call ticket. 20222082037 Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time. 20222082045</p> <p>Verizon Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time. 20222082045</p> <p>Jet Jack Section 5(8) – Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Education is required.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
37044	<p>Facility Owner: Penelec / FirstEnergy Corp Contractor/Excavator: MARSH CONTRACTING, LLC Other: WHITE TOWNSHIP/WHITE TOWNSHIP MUNICIPAL AUTHORITY</p>	<p>Case is related to 31278. Project owner and Designer were hit for SUE on case 31278. Excavator was given a violation for no complex meeting on case 31278.</p> <p><u>On 8/9/2022 3:00:00 PM at 130 GREEN VALLEY DR, WHITE TWP, INDIANA</u> Tuesday, February 13, 2024, at the DPC Meeting- Disputing parties were March Contracting and White Twp Municipal Authority. Marsh Contracting was a NO SHOW and the DPC Accepted All the DPI's Recommendation. For White Twp Municipal Authority the DPC Removed the Penalty but Keeping the Violation and the Required Education. *****</p> <p>Dispute- WHITE TOWNSHIP MUNI AUTH is disputing and they gave no specific reason why. See their attached letter. *****</p> <p>Dispute- Marsh Contracting LLC is disputing all penalties and violations. No reason given, his email stated- I, Ronald W Marsh, owner of Marsh Contracting LLC dispute the damage report and request to present my case at a DPC Meeting. *****</p> <p>The damage was reported on Tuesday, August 9, 2022, by the resident of 130 Green Valley Drive, in White Township, Indiana County.</p> <p>Penelec explained that their electric line as damaged during a water line repair. On June 28, 2022, an Excavation Emergency ticket, 20221794510, was placed by Marsh Contracting LLC, to repair a water leak. On August 9, 2022, the resident of 130 Green Valley Drive reported a low voltage problem at the property. A Penelec tech employee, confirmed there was a voltage issue, and placed a service saver at the property until permanent repairs could be made. Penelec's contracted Locator, USIC, performed an investigation and determined the root cause, Marsh Contracting failed to use prudent techniques within the tolerance zone during their excavation of repairing the water line, which resulted in damaging Penelec's cable. Penelec completed permanent repairs on 9/12/2022.</p> <p>Penelec provide documents regarding the USIC investigation with photos, and the total replacement cost of \$14,698.51.</p> <p>On Thursday, June 8, 2023, an email and a letter was sent requesting an Alleged Violation Report (AVR) from Marsh Contracting LLC. Marsh Contracting did not respond to the request and no AVR was submitted.</p> <p>Excavation Emergency ticket, 20221794510, placed on 6/28/2022, by Marsh Contracting. Responses: White Township Municipal Authority responded as "Scheduled Mark", but did not close the ticket with "Field Marked" or "Clear No Facility".</p> <p>*Marsh Contracting LLC is in violation of sections:</p>	<p>MARSH CONTRACTING, LLC: \$1,300.00 Section 5(4) 1st Offense \$800.00</p> <p>Section 5(16) 1st Offense \$500.00</p> <p>WHITE TOWNSHIP/WHITE TOWNSHIP MUNICIPAL AUTHORITY: \$0.00 Section 2(5)(vii) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>5(4) Excavator failed to exercise due care and employ prudent excavation techniques 5(16) Excavator failed to submit an AVR within 10 business days of striking a line. Recommendation: Education Required and penalties applied. Fine Factor of 0.6 is applied due to total repair cost.</p> <p>*White Township Municipal Authority is in violation of section: 2(5)(vii) Failed to respond to an emergency notification as soon as practicable following the notification. Recommendation: Education Required. Reduce penalty by 75%- from \$1000 to \$250.</p>	
33786	<p>Facility Owner: DUQUESNE LIGHT COMPANY Contractor/Excavator: Plavchak Construction Co., Inc. Project Owner: Municipality of Mt. Lebanon Designer: Gateway Engineers</p>	<p><u>On 9/14/2022 2:00:00 PM at WASHINGTON ROAD, MT LEBANON TWP, ALLEGHENY</u> On 2/13/24 the DPC voted to remove the penalty but keep the violation with education for Gateway Engineers. ***** Gateway Engineers is disputing their violation of 4(4) with a copy of their designs and a complex meeting sign in sheet. ***** Incident occurred on 9/14/2022 at 2pm along Washington Road, Mount Lebanon Township, Allegheny County. Duquesne Light's Alleged Violation Report states, "Plavchak Construction Company Inc were excavating to improve sidewalks when they struck a marked Duquesne Light Company (DLC) underground conduit and primary cable. No Damage One Call ticket was placed. DLC was alerted of the damage when the cable failed and were eventually contacted by Plavchak by phone." Pictures provided by Duquesne Light show the electric lines marked out and the excavator used. Gateway Engineers AVR summary is blank but does note that the project was over \$400,000, with a length of 1,700 ft, and utilized Level C SUE. Gateway Engineers submitted a second AVR matches the first. Plavchak Construction and Mt. Lebanon Municipal were mailed and emailed a request to complete an AVR on 4/19/23. Delivery and read receipts are attached. No AVRs have been received to date. Case related to 35003 Violations: Plavchak Construction Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Education is required. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Education is required.</p>	<p>Plavchak Construction Co., Inc.: \$1,250.00 Section 5(4) 1st Offense \$500.00 Section 5(16) 1st Offense \$500.00 Section 5(17) 1st Offense \$250.00 Municipality of Mt. Lebanon: \$1,000.00 Section 6.1(7) 1st Offense \$500.00 Section 6.1(1) 1st Offense \$500.00 Gateway Engineers: \$0.00 Section 4(4) 2nd Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Section 5(17) – Excavator failed to comply with all requests for information from PUC staff within thirty days of the receipt of the request. Education is required.</p> <p>Municipality of Mount Lebanon Section 6.1(1) – Failed to utilize sufficient quality levels of subsurface utility engineering or other similar techniques to properly determine the existence and positions of underground facilities when designing known complex projects having an estimated cost of (\$400,000) or more. Education is required. Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Education is required.</p> <p>Gateway Engineers Section 4(4) – Failed to prepare construction drawings to avoid damage to and minimize interference with facilities in the construction area. Education is required.</p>	
34127	<p>Facility Owner: PEOPLES NATURAL GAS Project Owner: PA AMERICAN WATER Other: CASPER COLOSIMO AND SON INC Other: COMCAST CABLEVISION Other: SCOTT TOWNSHIP - Allegheny County Other: VERIZON PA LLC Other: West Penn Power / First Energy</p>	<p>On 9/27/2022 7:00:00 AM at multiple addresses including 577 and 582 HOPE ST, SCOTT TWP, ALLEGHENY On 2/13/2024, the Damage Prevention Committee (DPC) voted to Accept all the Damage Prevention Investigators (DPI) recommendations as presented. ***** Peoples disagreed and stated that "Peoples Gas has been cited for violations 2(5)(viii), 2(5)(v), 2(5)(v.1), 2(5)(iii.1), 2(4), and 9. Peoples Gas ask that you review the additional information pertaining to the mentioned violations. Pertaining to violation 2(4) for ticket 20220662320, The response was due on 3/21/22, and Peoples Gas responded on 3/21/22. There was no renotify for this final design ticket. Peoples Gas checked the OTM on PA One call's website and it only shows one version of this ticket. We ask that violation 2(4) and the penalty of \$250 be removed. In regards to violation 2(5)(viii), failing to attend the complex project meeting, the locator added a note on the one call ticket the day of the meeting minutes after the meeting started stating he could not get into the electronic meeting. The locators do experience issues at times with the internet in the trucks, but he did not inform me or any other supervisor at the time who may have been able to participated. When the routine ticket came in, I called the contact, Jon Florcassie, and spoke with him and arranged the locates and vacs to be completed for any trouble locates and this phone call occurred on the morning of 9/30/22. I did document this on the ticket and I did highlight this note. I also included a screenshot of the maps showing the completed vac requests by PNG's internal vac truck on Hope St. showing we came to an agreement to locate and vac the unlocatables, of which should have been found and completed by the Project Owner at the Design phase with SUE. Peoples Gas believes this should help suffice the purpose of a complex meeting, which is to agree to a locate schedule. The locator had difficulties gaining access to the electronic meeting. Pertaining to 2(5)(v) and 2(5)(v.1) for ticket 20222653450, the locator entered an interim response Karl code of 004-insufficient</p>	<p>PEOPLES NATURAL GAS: \$2,500.00 Section 2(5)(viii) 2nd Offense \$1,000.00 Section 9 1st Offense \$250.00 Section 2(5)(v) 2nd offense \$500.00 Section 2(5)(v.1) 1st Offense \$500.00 Section 2(5)(iii.1) 1st Offense \$250.00 COMCAST CABLEVISION: \$2,500.00 Section 2(4) 1st Offense \$2,500.00 SCOTT TOWNSHIP - Allegheny County: \$125.00 Section 2(4) 1st Offense \$125.00 VERIZON PA LLC: \$2,500.00 Section 2(5)(viii) Subsequent \$2,500.00 West Penn Power / First Energy: \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>information, do not dig, on the morning of the response due date (9/26/22), because of several reasons, which I later cleared up and noted on the renotify ticket. He actually sent a note to Casper Colosimo in an email as shown in the "Excavator Positive Response Notes section" on the ticket. Pertaining to the renotify ticket, the locator visited the site again and no one onsite. Entered the interim 004 Karl code within the 2 hour requirement by law, and the email went back to the contact email listed on the ticket, which belonged to Art Rust. That was the problem here. Art was receiving the emails and not communicating with Jon. Art was the Superintendent for the project and onsite contact. Jon was in the office. I spoke with Jon the next morning and rectified the confusion, determined where they were laying the new water line, when they were starting, and scheduled to send my PNG internal vac truck to complete the vac requests as shown (black vac requests means completed). Peoples Gas is thinking this information should help with violations and penalties for 2(5)(v) and 2(5)(v.1). We ask that the violations and/or penalties be removed or reduced because there was a response entered by the locator for each by the response due date and time, and Casper Colosimo entered the incorrect email information on the one call ticket for the person they wanted to receive the information. For violation 2(5)(iii.1), I scheduled the locate and vac requests completion personally with Jon Florcassie. For violation 9, the description was missing, but I'm thinking It's a combination of all of the above? Peoples Gas ask that you reconsider the violations and penalties for case 31691 because there were interim Karl codes entered by the response due date by the locator for each ticket, Casper Colosimo entered the incorrect email address for the contact person they wanted to receive the information, and Peoples Gas did contact Casper Colosimo and schedule, locate, and complete vac requests when the Project Owner failed to complete the proper level SUE in the Design phase because this project consisted of 2,260 ft of newly installed water line on four different streets in Hope Township totaling over \$400,000. Thank you in advance for your time in reviewing the additional information.</p> <p>DPI has attached the renotify ticket 20220662320-001. Also added description to 9- 4-14 Communications between parties, which specifies the written agreements with both parties.</p> <p>*****</p> <p>Scott Township send additional information showing that after the renotify ticket was requested, on 3/22/2022; they sent an email with the mapping information that was requested to PA American Water. The 2(4) violations for renotify ticket 20220662320 is withdrawn. Scott Township disagreed and responded that "I checked back through the two PA One Call Tickets referenced in the findings of the investigation. Ticket #20222081743 was submitted in early August 2022 by Casper Colosimo & Sons Inc. for PA Water. The One Call requested a representative from the Township to attend what is</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>termed a “Complex Project Meeting”. These meetings are usually held on site at the work location, but this meeting was an online meeting. I attended this meeting for the Township but had trouble with my computer then switched over to my cell phone and couldn’t connect. I called Colosimo’s office and reported the issue and asked that the meeting organizer get back to me if additional information on our sewer and sanitary lines was needed. I didn’t receive a call back. We had previously marked the locations of our storm and sewer lines when we received ticket # 20220662320 in March of 2022. However, this was a Design One call and we didn’t provide a GIS Map. The same ticket was re issued and we remarked our lines but again failed to submit a map. Attached are copies of both PA One Call Tickets". Scott Township added that " Last year we responded to and cleared, or field marked 1,100 individual PA One Call tickets. We receive request every day and these are the first alleged violations that we have received. The PUC has taken a very firm hand in enforcing the Underground Utility Line Protection Law. The options offered by the PUC are: Accept the findings and pay the fee or reject the findings and present our case to the Damage Prevention Committee".</p> <p>*****</p> <p>Incident occurred on 9/27/2022 at Hope Street in Scott Township in Allegheny County.</p> <p>A gas company did not provide the Designs when requested, but marked that they did, they then did not attend the Complex Project meeting, and later did not locate their facilities timely but instead used 5/15 as part of the mark out.</p> <p>Casper Colosimo & Son, Inc. stated that “Peoples Gas failed to locate by the required locate date which was 9/26/2022. We came in on 9/29/2022 to start excavation and no Peoples Gas facilities were located. We immediately put in a renotify ticket on the 9/29/2022, and Peoples Gas failed to come out that day. We left the site until Peoples Gas could get to the site and upon our return, we found that Peoples Gas is unable to locate their facilities. They are painting 5.15 in white instead of locating and marking their facilities in yellow as required by law. Due to Peoples Gas' failure to properly mark in yellow, we are forced to proceed without location marks”.</p> <p>CASPER COLOSIMO AND SON INC Peoples Gas failed to locate by the required locate date which was 9/26/2022. We came in on 9/29/2022 to start excavation and no Peoples Gas facilities were located. We immediately put in a renotify ticket on the 9/29/2022 and Peoples Gas failed to come out that day. We left the site until Peoples Gas could get to the site and upon our return, we found that Peoples Gas is unable to locate their facilities. They are painting 5.15 in white instead of locating and marking their facilities in yellow as required by law. Due to Peoples Gas' failure to properly</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>mark, we are currently proceeding without yellow paint marks on the street.</p> <p>PENNSYLVANIA AMERICAN WATER stated in their AVR that “Peoples Gas failed to respond to a complex meeting request and did not attend the complex meeting. Because of this the routine ticket was not marked by the due date. Per Art Rust, when Peoples received the routine ticket they called Art and stated that he didn't hold a complex meeting”.</p> <p>Peoples Gas stated in their AVR that “Peoples Gas received notice on 6/24/23 that we were allegedly in violation for several sections of Act 50. The first was not attending the complex project meeting on 8/3/22 @ 10:00 am. The locator started the ticket at 10:02 am on 8/3/22 and responded on 8/3/22 @ 10:13 am that he could not get into the electronic meeting held by Casper Colosimo. *That is documented on the attached one call ticket 20222081743. Peoples Gas has allegedly not responded to designer request for information. The final design ticket 20220662320 was responded to on time and no field markings are required. See attached one call. Peoples Gas locator did not remember there was a complex project meeting for this street, and when he noticed the ticket come in for over a 1,000 ft. crossing multiple intersections, nothing marked in white, he wanted a meeting to discuss where the work was to take place, where they were installing the water main, and where they were starting? That is why he entered the 004 Karl code. Once the renotify ticket resurfaced, I called and spoke with Jon and determined there was a complex project meeting, and informed Jon the ticket would be marked. Jon and I agreed on when and where they were starting, how the locator would mark ahead of the crew installing the water main. As the locator had unlocatable/trouble facilities, Peoples Gas sent out our internal vac truck to complete the vac requests. This can be seen be the white and black circles on the attached screenshot. When not complete, they are white and orange color. Peoples Gas did work with Casper Colosimo in marking and locating the facilities as shown in the attachments.</p> <p>*Please note that there is a telephone number listed on ticket 20222081743 to reach the excavator directly. Peoples Gas did not attend the meeting or reach out directly to the excavator. They did not recall that there was a meeting until it was time to locate their facilities in an area that they need a vac truck.</p> <p>**DPI sent an email to Peoples Gas on 6/29/2023 stating “Would you have anything in writing from the meeting that you stated occurred with Casper Colosimo after the renotify ticket went out? I am looking for the agreement that was made to mark the lines. I am looking at CGA Best Practices Chapter 4 Locating and Marking 4-14 Communications between parties. Renotify Ticket 2022263450 was submitted on 9/29/2022 at 7:26 a.m. this was with a 2 hour required response. The locator went out to mark on 9/29/2022 at 8:34 a.m. and was not</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>sure where to mark. Ticket2022263450 does not read that anything was marked in white. I see that on 9/30/2022 at 8:11:18 You had spoken with Jon from Casper Colosimo. That is what it looks like to me at the moment. Please let me know if I missed or misunderstood anything”.</p> <p>Peoples sent in a telephone log dated- 10/07/2022 referring to Emergency ticket 20222791080. This document lists the telephone calls of when Peoples made and agreement with CASPER COLOSIMO AND SON INC. Peoples stated that “ I called Jon from my office phone that morning when I noticed the ticket. I did not receive anything in writing. Just the verbal agreement of where to start and sending the internal PNG vac truck for the trouble locates. I also called Jon again from my cell phone on 10/7/22, but once again, no written agreement. Just the verbal agreement to mark the lines between Jon and I”.</p> <p>*Note that ticket 20222653450 was requested on 9/22/2022 and renotify ticket 20222653450 was requested on 9/29/2022. Emergency ticket 20222791080 was requested on 10/06/2022.</p> <p>*****</p> <p>* Design ticket 20220662320 was submitted on 3/07/2022 by PA American Water with a response due by 3/21/2022.</p> <p>Responses: Verizon Pennsylvania LLC never responded. Violations are listed in case 34108. Peoples Gas, Comcast Cable, West Penn Power, and PA American Water all responded Engineering completed. Scott Township Allegheny County responded field marked.</p> <p>* Renotify Design ticket 20220662320 was submitted on 3/22/2022 at 7:46. RNO Remarks-- ATTN ALL UTIL. INFORMATION NOT RECEIVED AS ANSWERED IN YOUR RESPONSES. PLEASE SEND MAPPING OF UNDER GROUND UTILITIES TO JESSICA PAVLIK AT JESSICA.PAVLIK@AMWATER.COM. IF YOU ARE PROVIDING SERVICE LINE LOCATIONS PLEASE PROVIDE AERIAL IMAGERY OR BUILDING FOOTPRINTS. NO NEED FOR FIELD MARKING THIS IS ONLY THE FINAL DESIGN TICKET PHASE. THANK YOU.]</p> <p>**West Penn Power /First Energy provided documentation of providing the maps on 7/07/2022 to PA American Water.</p> <p>***Peoples gas provided documentation that ticket for 20220662320 Peoples did complete engineering timely.</p> <p>*Complex Project 20222081743 was submitted on 7/27/2022 by CASPER COLOSIMO AND SON INC with a response due by 8/02/2022. Verizon responded with a conflict on 8/5/2022. Complex Project Meeting attendees: CCSI, PAWC, Columbia Gas. Peoples responded that they will attend the meeting, but are not on the CPM sign in sheet. Columbia Gas is not listed on the CPM</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Ticket20222081743, but is listed as an attendee on the CPM sign in sheet.</p> <p>Scott Township sent an email on 9/29/2023 making the statement that " I checked back through the two PA One Call Tickets referenced in the findings of the investigation. Ticket #20222081743 was submitted in early August 2022 by Casper Colosimo & Sons Inc. for PA Water. The One Call requested a representative from the Township to attend what is termed a “Complex Project Meeting”. These meetings are usually held on site at the work location, but this meeting was an online meeting. I attended this meeting for the Township but had trouble with my computer then switched over to my cell phone and couldn’t connect. I called Colosimo’s office and reported the issue and asked that the meeting organizer get back to me if additional information on our sewer and sanitary lines was needed. I didn’t receive a call back. We had previously marked the locations of our storm and sewer lines when we received ticket # 20220662320 in March of 2022. However, this was a Design One Call and we didn’t provide a GIS Map. The same ticket was re issued and we remarked our lines but again failed to submit a map. Attached are copies of both PA One Call Tickets".</p> <p>* Ticket 20222653450 was submitted by Casper Colosimo and Sons Inc with a response due by 9/26/2022.</p> <p>Peoples Gas responded on 9/26/2022 with insufficient Info do not dig. On 9/29/2022 Peoples response was insufficient Info do not dig. On 9/30/2022 Peoples responded field marked and 10/03/2022 Peoples responded field marked.</p> <p>* Renotify ticket 20222653450 was submitted by Casper Colosimo and Sons Inc. on 9/29/2022 at 7:26 with a requested response within 2 hours.</p> <p>RNO Remarks-- SPECIAL ATTN PEOPLES GAS, YOU RESPONDED INSUFFICIENT INFORMATION. PLEASE CONTACT JONATHAN AT 412 719 0325 AS TO WHAT OTHER INFORMATION YOU MAY NEED IN ORDER TO LOCATE YOUR LINES. PLEASE RESPOND ASAP.]</p> <p>*****</p> <p>Verizon is in violation of Sections: 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3). This is a subsequent offense, and the penalty is applied.</p> <p>Peoples Natural Gas (PNG) is in violation of Sections: 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3). This is a second-time offense, and the penalty is applied. 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time. This is a second-time offense, and the penalty is applied.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>2(5)(v.1) – Failed to communicate directly with excavator within 2 hours of renotification. The penalty is applied.</p> <p>2(5)(iii.1) – Facility owner failed to propose a mutually agreeable scheduling by which the excavator, facility owner or designer may locate the facilities. The penalty is applied.</p> <p>9 – Failed to make best efforts to comply with the Common Ground Alliance Best Practices. Section 4-14 Communications between parties, which specifies the written agreements with both parties. Education is required.</p> <p>Comcast Cablevision is in violation of Sections: 2(4) – Failed to respond to designer’s request for information within 10 business days. Ticket 20220662320 was responded to as engineering completed, but a renotify ticket was submitted. See ticket info above. This is a second-time offense, and the penalty is applied.</p> <p>Comcast is delinquent on the following Facility Owner training as required by the DPC. 5/10/2022 – Cases 14658 and 15116. 2/14/2023 – Case 30396. 3/14/2023 – Case 21817 (Project Owner) All fines are raised to \$2500.</p> <p>Scott Township is in violation of Sections: 2(4) – Failed to respond to designer’s request for information within 10 business days. Ticket 20220662320 was responded to as engineering completed, but a renotify ticket was submitted. See ticket info above. Scott Township did respond to PA American with an email and mapping provided on 3-22-2022. This is a first-time offense and the \$250. penalty is reduced to \$125. Education is required.</p>	
34106	<p>Facility Owner: PENNSYLVANIA AMERICAN WATER</p> <p>Contractor/Excavator: CONSOLIDATED CONSTRUCTION SERVICES</p> <p>Contractor/Excavator: Elite Utility Group</p> <p>Project Owner: Zayo Bandwidth</p> <p>Designer: K D I and Associates</p> <p>Designer: N B Plus C</p> <p>Other: Dormont Borough</p> <p>Other: Verizon</p>	<p>On 10/4/2022 1:30:00 PM at BOWER HILL RD, MT LEBANON TWP, ALLEGHENY KDI attended and left meeting prior to the case being heard. KDI now wishes to dispute up to the ALJ. Original dispute is for violation 4(4). KDI's violations report noted that SUE C was utilized on a project over \$400,000 and 25 miles.</p> <p>**</p> <p>On 2/13/24 the DPC voted to accept the DPI's recommendation.</p> <p>*****</p> <p>KDI is disputing that everything in the case is wrong, and the incident happened on a different date. DPI searched and found a separate incident on a separate date that the stakeholder is referring to. KDI was informed of the correct incident date, time, and location. They also submitted an AVR that matched the correct date, time, and location prior to this dispute.</p> <p>*Incident 30177 took place at 4/20/2022 at 2:30pm at Segar Rd, Mt Lebanon Township, Allegheny County according to Duda Cable and PAWC's AVRs. KDI has an AVR that was submitted for 4/21/2022 at 1 am in the morning along Bower Hill Road, Mt Lebanon Township, Allegheny County.</p> <p>*****</p>	<p>Elite Utility Group: \$2,500.00 Section 5(11.2) 2nd Offense \$2,500.00</p> <p>K D I and Associates: \$250.00 Section 4(4) 1st Offense \$250.00</p> <p>Dormont Borough: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Verizon: \$5,000.00 Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Dormont Boro attended education on 6/8/2023 in response to a previous violation and prior to this case being submitted by DPI. Education is being removed. *****</p> <p>The incident occurred on 10/4/22 at 1:30pm, along Bower Hill Road, in Mount Lebanon Township, Allegheny County.</p> <p>Consolidated Construction Services' Alleged Violation Report (AVR) states, "EXCAVATER FAILED TO EXPOSE UTILITY BEFORE DRILLING." AVR notes that 911 was notified on the damage that affected 11-50 customers for 6-12 hours. The 25 mile project was over \$400,000.</p> <p>Pennsylvania American Water's AVR states, "Elite Utilities while directional drilling to install conduit failed to expose PA American Water's facility when crossing. HDD Consortium 5.4, Verify Utility Locates, specifically they didn't excavate a ""window"" to observe the drill crossing the facility. The work is being done for Zayo. "</p> <p>KDI and Associates was mailed and emailed a request to complete an AVR on 5/4/23.</p> <p>Elite Utilities' AVR states, "Water line was not properly found in a test hole. Boring began and with the drill head the water line was damaged at a depth of 4 feet."</p> <p>KDI Associates, "WAS NOTIFIED THERE WAS A LINE HIT, DON'T RECALL THE DETAILS." SUE level C.</p> <p>Violations:</p> <p>Elite Utility Group Section 5(11.2) – When using Horizontal Directional Drilling (HDD), Excavator failed to utilize the best practices published by the HDD Consortium. Education is required. Recommendation of raising the 2nd offense penalty to \$2,500.</p> <p>Verizon Section 2(4) – Failed to respond to designer’s request for information within 10 business days. 20213491293 Section 2(4) – Failed to respond to designer’s request for information within 10 business days. 20213491294</p> <p>Dormont Borough Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3). Already attended education.</p> <p>KDI Associates Section 4(4) – Failed to prepare construction drawings to avoid damage to and minimize interference with facilities in the construction area. Education is required.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
34993	<p>Facility Owner: NORTH EAST HEAT AND LIGHT CO</p> <p>Contractor/Excavator: CHIVERS CONSTRUCTION COMPANY</p> <p>Designer: BURGESS AND NIPL</p> <p>Designer: Greenman Pederson, Inc</p> <p>Other: AT&T</p>	<p><u>On 11/2/2022 9:00:00 AM at LOOMIS ST, NORTH EAST BORO, ERIE</u> On 2/13/2024 the DPC: Accepts the DPI's recommendations.</p> <p>*****</p> <p>AT&T attempted to dispute late.</p> <p>*****</p> <p>Northeast Heating & Light is disputing with no reason given.</p> <p>*****</p> <p>Incident occurred on 11/2/22 at 9am along Loomis Street, North East Boro, Erie County.</p> <p>North East Heat and Light's Alleged Violation Report (AVR) states, "Locating indirectly on the 2" LP Steel main. The signal followed straight across intersection without indicating a jog in the main location." AVR notes that 911 was notified.</p> <p>Chivers Construction Company's AVR states, "Gas was marked on the opposite side of road. No marks where it was hit." AVR notes that 911 was notified.</p> <p>Open Chivers Gas line hit report 11.2.22 for sketches of incident.</p> <p>Burgess and Niple's AVR states, "During excavation, a gas line was hit at the intersection of E Main Street and S Washington Street. The gas line was marked on plans however, it was not marked in the field. There were marks for a line across the street but not where it was hit."</p> <p>AT&T gave no response for both complex tickets.</p> <p>Violation:</p> <p>North East Heat and Light Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Education is required.</p> <p>AT&T Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3). 20222232512 Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3). 20213071091 AT&T is delinquent on the following Facility Owner training as required by the DPC. 12/13/2022 – Cases 029351 and 25934. 2/14/2023 – Cases 30396 and 20177. 3/14/2023 – Cases 27328 and 29504. 4/11/2023 – Case 30503. All penalties are raised to \$2500. AT&T is delinquent on numerous fines going back to 2018. Education is required</p>	<p>NORTH EAST HEAT AND LIGHT CO: \$500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>AT&T: \$5,000.00 Section 2(5)(viii) 2nd Offense \$2,500.00</p> <p>Section 2(5)(viii) 2nd Offense \$2,500.00</p>
35076	<p>Facility Owner: City of Lebanon</p> <p>Contractor/Excavator: JF Kiely Construction of</p>	<p><u>On 11/21/2022 12:05:00 PM at 500 CHESTNUT ST, LEBANON CITY, LEBANON</u> Damage Prevention Committee voted to maintain the 2.5.v violation and penalty, remove the 2.10 and the 2.5.i violation and</p>	<p>City of Lebanon: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	<p>PA Project Owner: UGI Designer: UGI Placeholder Other: S T V INCORPORATED Other: Verizon</p>	<p>penalty, maintain the 2.11 violation but remove the penalty.</p> <p>*****</p> <p>City of Lebanon is disputing</p> <p>*****</p> <p>Incident occurred on 11/21/2022 at 12:05pm at 500 Chestnut St., Lebanon City, Lebanon County.</p> <p>A City of Lebanon storm sewer line was hit. FIRST OF TWO sewer line hits within one month.</p> <p>This is related to Case 35513 and 35515.</p> <p>UGI's alleged violation report (AVR) states "Contractor hit and damaged an accurately marked sewer main. Accurately marked facility."</p> <p>JF Kiely Construction of PA's alleged violation report (AVR) states "Crew damaged a marked sewer drain with an excavator. Marks stated that the drain was running straight but it actually ran at an angle."</p> <p>STV Inc. noted on 7/18/2023 that they were not involved in any bid or construction of this project in related Case 35513.</p> <p>On 5/8/2023 a letter was mailed and e-mailed to City of Lebanon Authority. On 7/26/2023 a new letter was emailed and mailed to the City of Lebanon. Returned phone calls to the City of Lebanon on 5/10/23, 5/11/23 and 10/26/23. The phone number provided went to a voicemail of Robin Getz, City of Lebanon Director of Public Works, and a voicemail was left each time.</p> <p>Email from City of Lebanon, 7/26/2023 11:12am, stated "This structure is owned by the City of Lebanon Authority. I have forwarded your request to the below email."</p> <p>DPI Responded to City of Lebanon's e-mail, 7/26/2023 11:19am, provided a transcribed voicemail from the City of Lebanon Authority stating that this was a storm sewer drain and that it falls under the City of Lebanon.</p> <p>Email from City of Lebanon, 7/26/2023 11:23am, stated "Thank you very much for the information. We will touch base with City of Lebanon Authority. It would seem they would want to be cooperative in order to have the necessary repairs to their standards."</p> <p>City of Lebanon Authority e-mailed the DPI on 7/28/2023 stating, "I'm writing in response to a letter asking for us to "Submit an Alleged Violation Report with Pictures". I would like to clear some of this up if I can. The City of Lebanon Authority is a completely different entity form City of Lebanon (Public Works</p>	<p>Section 2(11) 1st Offense \$0.00</p> <p>JF Kiely Construction of PA: \$500.00 Section 5(4) 1st Offense \$500.00</p> <p>Verizon: \$5,000.00 Section 2(4) Subsequent \$2,500.00</p> <p>Section 2(4) Subsequent \$2,500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Dept.). The Authority is responsible for Potable Water and Sanitary Sewer. The City of Lebanon (Public Works Dept.) is responsible for Storm Water. The sewer system in the City of Lebanon is separate, not combined. Meaning there are 2 sewer systems, Sanitary and Storm. Sanitary laterals are also private in the City of Lebanon. On 11/21/2022 at 12:05, we received an Emergency 1 Call, serial number 20223251833-00. See the attached 1 Call in this email. The work site listed was 500 Chestnut ST. Type of work was for Damaged Sewer. The 1 Call was placed by JF Kiely. At 12:17, I sent an Authority employee to investigate the damage and created an Authority work order (37241). At 12:48 the employee reported back that they had damaged what appeared to be storm sewer. The storm sewer appeared to cross over the sanitary sewer main. City Public Works employees were onsite and aware of the damage. It was confirmed that the asset that was damaged was not the sanitary sewer main or a sanitary lateral. The findings from our employee were documented in the work order and it was closed out. No photos were taken as it was not a sanitary sewer issue. I have received requests concerning this case number in the past. At the time of the first request, I shared the information with Robin Getz, The City of Lebanon Public Works Director and considered my part in this complete. The City of Lebanon Authority has no intention of submitting an alleged violation report for this incident as the asset the was damaged was not part of the sanitary sewer. Please consider our part of this matter closed and feel free to contact me with any questions."</p> <p>Voicemail from the City of Lebanon from 10/26/2023 8:53am, stating "I just received a letter from PA PUC saying that we are now liable for damages to our own system." The City of Lebanon is admitting that the line that was damaged was in fact their line. DPI returned the City of Lebanon's phone call 10/26/2023 9:12am, and had to leave a Voicemail on the City of Lebanon's Director of Public Works voicemail box.</p> <p>JF Kiely Construction of PA is in violation of sections: Section 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques. Recommendation: Education required; penalties applied Verizon is in violation of sections: Section 2(4) – Failed to respond to designer’s request for information within 10 business days for Ticket 20220672474. Did not respond through Pa One Call. Section 2(4) – Failed to respond to designer’s request for information within 10 business days for Ticket 20222432250. Did not respond through Pa One Call. Recommendation: penalties applied</p> <p>City of Lebanon is in violation of sections: Section 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time for Ticket 20223140751. Responded "Field Marked" on 2/2/2023. Response was due 11/15/2022.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Section 2(10) – Facility owner failed to submit an Alleged Violation Report through the One Call System within 30 business days after receipt of notice that the facility owner’s lines have been damaged by excavation or demolition work or if the facility owner believes a violation of this act has been committed in association with excavation or demolition work. Facility Owner has two line hits within one month.</p> <p>Section 2(11) – Facility Owner failed to comply with all requests for information by the Commission relation to the Commission’s enforcement authority under this act within thirty days of the receipt of the request. Increased fine to \$500</p> <p>Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. JF Kiely Construction noted "Marks stated that the drain was running straight but it actually ran at an angle." Recommendation: Education required; penalties applied</p>	
35135	<p>Facility Owner: PEOPLES GAS</p> <p>Contractor/Excavator: PITTSBURGH WATER AND SEWER AUTHORITY</p> <p>Project Owner: PITTSBURGH WATER AND SEWER AUTHORITY Placeholder</p>	<p><u>On 11/23/2022 11:00:00 AM at 4921 COLERIDGE ST., PITTSBURGH CITY, ALLEGHENY</u> Damage Prevention Committee voted to remove 2.5.i and the 2.5.vi violation and penalties.</p> <p>*****</p> <p>Peoples Gas is Disputing</p> <p>*****</p> <p>Incident occurred on 11/23/2022 at 11:00am at 4921 Coleridge St., Pittsburgh City, Allegheny County.</p> <p>A Peoples Gas line was damaged. Peoples Gas states that 911 was not called. PWSA states that they did call 911.</p> <p>Peoples Gas alleged violation report (AVR) states "PWSA placed an emergency PA One Call Ticket near 4918 Coleridge to repair a water main break. There was no wire available above ground for the locator to locate the plastic gas service line. The records were not good enough to apply yellow paint, so the locator requested an internal PNG vac truck, communicated this to PWSA, and also wrote in white 5.15 to alert PWSA where he thought the plastic gas service line was located and just in case the PWSA Dispatch did not communicate the information to the crew digging. The crew actually struck the plastic gas service near the white marking was for the line."</p> <p>Pittsburgh Water & Sewer Authority's alleged violation report (AVR) states "PWSA digging to repair a main line leak, and hit unmarked gas line."</p> <p>Peoples Gas responded to Emergency Ticket 20223263382 as "Field Marked" on 11/23/22 at 7:56AM, and the gas line was damaged at 11:10am.</p> <p>Peoples Gas is in violation of sections:</p>	PEOPLES GAS: \$0.00

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Section 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Section 2(5)(vi) – Lines were not marked in compliance with the Common Ground Alliance Best Practices for Temporary Marking set forth in ANSI standard Z535.1. Recommendation: Penalties Applied</p>	
39239	<p>Facility Owner: Penelec / FirstEnergy Corp Contractor/Excavator: K. F. CONSTRUCTION</p>	<p><u>On 12/6/2022 12:00:00 AM at 125 GREEN VALLEY DR, WHITE TWP, INDIANA</u> Tuesday, February 13, 2024, at the DPC Meeting- Disputing party was K F Construction, NO SHOW, and the DPC voted to Accept the DPI’s Recommendations. ***** Dispute- K. F. CONSTRUCTION emailed a letter and stated, "I was unaware of the need to fill out paperwork when a utility line is hit by digging". ***** The incident occurred on Tuesday, December 6, 2022, at 125 Green Valley Drive, in White Township, Indiana County. Pennsylvania Electric/FirstEnergy (Penelec) explained that their Contract Locator completed the locate mark-out and responded “Field Marked” to the Excavation Routine ticket, 20223351944. On December 6, Penelec was notified that K.F. Construction damaged the underground line. An investigation was performed by the Contract Locator, and it was determined that the facilities were marked incorrectly and that the root cause was all cables/facilities were not marked. Total Repair Cost: \$16,780 On Thursday, July 13, 2023, an email and letter was sent requesting an Alleged Violation Report from K.F. Construction. They submitted their AVR on 7/24/2023, but K.F. Construction provided no summary of the incident. *Penelec/FirstEnergy is in violation of section: 2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Recommendation: penalty applied *K.F. Construction is in violation of section: 5(16) Excavator failed to submit an AVR within 10 business days of striking a line. Recommendation: Education Required and penalty reduce by 50%, from \$500 to \$250.</p>	<p>Penelec / FirstEnergy Corp: \$500.00 Section 2(5)(i) 1st Offense \$500.00 K. F. CONSTRUCTION: \$250.00 Section 5(16) 1st Offense \$250.00</p>
36124	<p>Facility Owner: Comcast Contractor/Excavator: High Tech Underground Project Owner: FastBridge Fiber Other: Western Berks Water Authority</p>	<p><u>On 1/10/2023 2:00:00 PM at 13 Bristol Ct, WYOMISSING BORO, BERKS</u> Damage Prevention Committee voted to accept the Damage Prevention Investigators recommendations. ***** Western Berks Water Authority is disputing their violation and penalty. *****</p>	<p>High Tech Underground: \$1,500.00 Section 5(16) 1st Offense \$500.00 Section 5(6)(i) 1st Offense \$250.00 Section 5(11.2) 1st Offense \$750.00 FastBridge Fiber: \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>The incident occurred on 1/10/2023 at 2:00pm, at 13 Bristol Ct., in Wyomissing Borough, Berks County.</p> <p>A Comcast cable line was hit.</p> <p>Comcast's alleged violation report (AVR) states "CONTRACTORS INSTALLING CONDUIT FOR FASTBRIDGE FIBER AND SEVERED OUR CABLES IN 2 DIFFERENT LOCATIONS."</p> <p>On 4/4/2023 an letter was mailed and e-mailed to High Tech Underground and FastBridge. No AVR submitted by FastBridge Fiber to date.</p> <p>High Tech Undergrounds alleged violation report (AVR) states "there was other marks but no the cable was hit it was about 4 feet away."</p> <p>High Tech Underground stated in their AVR that they were hand digging with hand tools. That the project was 15,000 feet in length, but under \$400,000. High Tech Underground also noted that they used Level B SUE, but Comcast's pictures show that they were trenching.</p> <p>Hight Tech Underground is in violation of sections: Section 5(6)(i) – Excavator failed to plan the excavation or demolition work to avoid damage to or minimize interference with a facility owner’s facilities in the construction area. Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium. Fine Factor of 0.5 added to violation 5(11.2) for failing to utilize HDD best practices. Section 5(16) – Excavator Failed to submit an Alleged Violation Report within 10 business days of striking a line. Line hit happened on 1/10/23, AVR was filed on 4/8/23. Recommendation: Education Required, penalties applied FastBridge Fiber is in violation of sections: Section 6.1(7) – Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. Section 6.1(3) – Released a project to bid or construction before final design was complete. The project was 15,000 feet, a design should have been completed before the start of the project. Recommendation: Education Required, penalties applied Western Berks Water Authority is in violation of sections: Section 2(5)(viii) – Failed to participate in preconstruction meetings for a complex project or as described in Section 5(3) for Ticket 20223502455. Did not respond through PA One Call. Recommendation: Education Required, penalties applied</p>	<p>Section 6.1(7) 1st Offense \$500.00</p> <p>Section 6.1(3) 1st Offense \$500.00</p> <p>Western Berks Water Authority: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p>
36618	<p>Facility Owner: National Fuel Gas Contractor/Excavator: CHIVERS CONSTRUCTION</p>	<p><u>On 1/25/2023 9:45:00 AM at E 3RD ST, ERIE CITY, ERIE</u> Tuesday, February 13, 2024, at the DPC Meeting- The disputing party was National Fuel Gas (NFG), and they were disputing Section 2(5)(v)-Failed to respond to</p>	<p>National Fuel Gas: \$1,000.00 Section 2(5)(i) 2nd Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
	<p>COMPANY Project Owner: ERIE WATER WORKS</p>	<p>a routine One Call Ticket within the required time- 20230100836. The DPC voted to remove the penalty, violation, and education. ***** *****</p> <p>Disputing- National Fuel Gas is disputing 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time- 20230100836. NFG stated, disputing the violation of 2 (5) (v) for one call ticket 20230100836 and accepting the violation of 2 (5) (i). The one call ticket had a response due date of Jan 12th and was responded to on Jan 12th, Jan 20th, and Feb 16th at which time it was responded to as field marked, as you can see in the attached screenshots. The ticket was responded to with an internal NFG ongoing project response which was used to keep the ticket open to continue to update it as the project progresses, before being updated with a field marked response. This was a very large and ongoing project, as noted in the DPI's write up the routine ticket called in by the excavator had a duration of 2 months. National Fuel was in constant daily communication with the excavator throughout this entire project, NFG was not negligent in responding to or communicating with the excavator. NFG- accepts the violation 2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of line. ***** *****</p> <p>The incident occurred on Wednesday, January 25, 2023, on E. 3rd Street, in Erie City, Erie County.</p> <p>National Fuel Gas (NFG) line was damaged, while Chivers Construction was working for Erie Water Works, an unmarked 2-inch low pressure gas service was hit and damaged; 911 was called. NFG stated, it was an unmarked service line stub that was damaged.</p> <p>Excavation Routine ticket, 20230100836, was placed on 1/10/23. NFG responded as Conflict DCTF but did not close ticket with "Field Marked" or "Clear No Facilities".</p> <p>Excavation Emergency ticket, 20230250852, was placed on 1/25/23, at 10:15am, by NFG to repair damaged gas lin.</p> <p>On July 6th and 7th, 2023, an email and letter were sent requesting an Alleged Violation Report from National Fuel Gas. NFG submitted their AVR on 7/7/2023.</p> <p>*National Fuel Gas is in violation of section: 2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of line. 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. (20230100836) Recommendation: Education Required and penalties applied</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
37457	<p>Facility Owner: Columbia Gas of PA - South</p> <p>Contractor/Excavator: North Fayette County Municipal Authority</p> <p>Other: DUDA CABLE CONSTRUCTION</p> <p>Other: South Union Township</p>	<p><u>On 3/27/2023 10:21:00 AM at 209 KINGS WAY, SOUTH UNION TWP, FAYETTE</u> Tuesday, February 13, 2024, at the DPC Meeting- The disputing party was South Union Township and the DPC voted to remove the penalty, but keep the violation with the required education.</p> <p>*****</p> <p>Disputing- South Union Township stated they're appealing the alleged violation report (AVR) and associated fine in reference to the above referenced case. Our locator was on vacation for the first notification and no digging took place. The 2nd notification was responded to by South Union Township. Our locator is in constant contact with all parties included. We feel this violation is unjust and unreasonable. We in no way added to the damage created by other parties. Therefore, we reject the DPI Report.</p> <p>*****</p> <p>The incident occurred on Monday, March 27, 2023, at 209 Kings Way, in South Union Township, Fayette County.</p> <p>Columbia Gas line was hit. Columbia stated, North Fayette County Municipal Authority was working without an Excavation Ticket, but there were locate marks, from a prior job, in their worksite. Columbia Gas explained, North Fayette was “pogeying” around to locate their water mainline when, an accurately marked, 1-inch company-side plastic gas service line was punctured.</p> <p>North Fayette notified Columbia Gas directly about the damaged line, and a Columbia crew responded immediately to make the area safe and complete repairs. Columbia Gas is unsure if 911 was notified. Columbia Gas provided photos of the damaged line.</p> <p>North Fayette explained that they were responding to an Excavation Routine ticket, 20230610942, placed on 3/2/2023, by Duda Cable Construction. North Fayette marked their facilities in blue, and Duda Cable started their excavation.</p> <p>Duda Cable Construction placed a Renotify Excavation Insufficient ticket, 20230791263, on 3/24/2023, and commented- “ATTN NORTH FAYETTE COUNTY MUNICIPAL AUTHORITY YOU DID NOT RESPOND TO THIS TICKET AND CALLER STATES THAT WHILE THEY WERE POT HOLING TO FIND THE GAS LINES, THEY FOUND SOME WATER TAPE WHICH INDICATES THERE ARE DEFINITELY WATER LINES SOMEWHERE IN THE AREA. PLEASE REPORT TO THE SITE ASAP AND GET YOUR LINES MARKED AS WORK CANNOT CONTINUE WITHOUT THESE MARKINGS”.</p> <p>North Fayette stated, they were requested, by Duda Cable, to get an exact depth on the main water and service lines because Duda Cable was boring and wanted to make sure not to hit the waterline. The North Fayette crew went back to the worksite and a 2-foot deep ditch</p>	<p>North Fayette County Municipal Authority: \$1,000.00 Section 5(8) 1st Offense \$1,000.00</p> <p>South Union Township: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>was dug from the Contractor. North Fayette Locator used a probing bar to try and find the waterlines, and a gas service was hit.</p> <p>On Friday, July 21, 2023, a letter was mailed requesting an Alleged Violation Report (AVR) from the excavator and project owner, North Fayette County Municipal Authority. They submitted their AVR on 7/28/2023, no photos were provided.</p> <p>-Excavation Routine ticket, 20230610942, placed on 3/24/2023, by Duda Cable Construction. No Response from- South Union Township</p> <p>*North Fayette County Municipal Authority is in violation of section: 5(8) Excavator failed to immediately notify 911 and the facility owner when damage resulted in the escape of any flammable, toxic or corrosive gas or liquid which endangers life, health, or property. Recommendation: Education Required and penalty applied.</p> <p>*South Union Township is in violation of section: 2(5)(v) Failed to respond to a routine One Call ticket. 20230610942 Recommendation: Education Required, penalty applied</p>	
37450	<p>Facility Owner: NATIONAL FUEL GAS Contractor/Excavator: Chivers Construction Company, Inc. Project Owner: ERIE WATER WORKS Other: FirstLight Fiber</p>	<p><u>On 3/29/2023 1:00:00 PM at HARBOR ROAD, HARBORCREEK TWP, ERIE</u> Tuesday, February 13, 2024, at the DPC Meeting- The disputing parties were National Fuel Gas (NFG), Chivers Construction Company and FirstLight Fiber. For NFG the DPC voted to remove the penalties but keep the violations. For Chivers Construction Company the DPC voted to remove the penalty and violation. For FirstLight Fiber the DPC voted to remove the penalties but keep the violation with the required education. ***** *****</p> <p>Dispute- Chivers Construction stating that their internal records show this repair to be a facility owner issue and an AVR was filed accordingly. See the attached letter. ***** *****</p> <p>Dispute- National Fuel Gas and they stated, disputing both violations of 2 (5) (v) for one call tickets 20230741375 and 20230800092. Ticket 20230741375 had a response due date of March 17th and was responded to on March 16th, ticket 20230800092 had a response due date of March 23rd and was responded to on March 23rd as you can see in the attached screenshots. Both tickets were responded to with an internal NFG ongoing project response which was used to keep the ticket open to continue to update it as the project progresses. This was a very large and ongoing project, as noted on the one call tickets the duration for the excavation was 2 months. National Fuel was in constant daily communication with the excavator throughout this entire project, NFG was not negligent in responding to or communicating with the excavator.</p>	<p>NATIONAL FUEL GAS: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>Chivers Construction Company, Inc.: \$0.00</p> <p>FirstLight Fiber: \$0.00 Section 2(5)(v) 2nd Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>***** *****</p> <p>Dispute- FirstLight and they stated, FirstLight is being fined for ticket 20230741375 on the allegation that the ticket was not responded to. Our records (USIC) indicate that this ticket was part of a large project in this development. Our records show that our technician did initiate contact with the excavator on 3/17/23 requesting an additional time to mark the large project ahead of their crews and sent a code 006 (scheduled date and time) response to the ticket in accordance with the 1-call law. Our technicians proceeded to work the tickets and closed this ticket with a final response sent on 3/21/23. ***** *****</p> <p>The incident occurred on Wednesday, March 29, 2023, on Harbor Road, in Harborcreek Township, Erie County.</p> <p>National Fuel Gas (NFG) line was damaged, while Chivers Construction was working for Erie Water Works. NFG stated, Chivers saw cut through a properly marked gas line service. Chivers stated, while saw cutting road the crew cut through a gas service line that was 10.5-inches deep. The Fire Department responded to the 911 call. NFG provided 2 photos showing the locate marks with hit-kit and saw cut.</p> <p>Excavation Routine ticket, 20230741375, was placed on 3/15/23. NFG responded as Conflict DCTF did not close ticket with "Field Marked" or "Clear No Facilities". No Response from FirstLight Fiber.</p> <p>Excavation Routine ticket, 20230800092, was placed on 3/21/23. NFG responded as Conflict DCTF did not close ticket with "Field Marked" or "Clear No Facilities".</p> <p>*Chivers Construction Company is in violation of sections: 5(4) Excavator failed to exercise due care and employ prudent excavation techniques. Recommendation: Education Required and penalty applied.</p> <p>*FirstLight Fiber is in violation of section: 2(5)(v) Failed to respond to a routine One Call ticket. (20230741375) Recommendation: Education Required penalty applied FirstLight Fiber is delinquent on Facility Owner training as required by the DPC on 5/9/2023 for case 30710. All fines raised to \$2500. FirstLight is also delinquent on both penalties assessed to them in February 2023 by the DPC.</p> <p>*National Fuel Gas is in violation of sections: 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. (20230741375) 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. (20230800092)</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
37591	<p>Facility Owner: PPL ELECTRIC UTILITIES CORPORATION</p> <p>Contractor/Excavator: KRIGER PIPELINE INC</p> <p>Project Owner: AQUA PENNSYLVANIA INC</p> <p>Designer: ENTECH ENGINEERING INC</p>	<p>Recommendation: Education Required and penalties applied.</p> <p><u>On 4/3/2023 4:09:00 PM at MEGAN PLACE, SOUTH ABINGTON TWP, LACKAWANNA</u> Tuesday, February 13, 2024, at the DPC Meeting- The disputing party was Kriger Pipeline, and the DPC voted to reduce the penalty by 50%- from \$500 to \$250.00.</p> <p>*****</p> <p>Disputing- Kriger Pipeline and they gave no reason for their rejection.</p> <p>*****</p> <p>The incident occurred on Monday, April 3, 2023, on Megan Place, in South Abington Township, Lackawanna County.</p> <p>PPL Electric explained, Kriger Pipeline was working for Aqua PA to install water lines, and during their excavation, an accurately marked underground primary cable was damaged; the exposed line was caught with the track-hoe during the dig. PPL stated that Kriger Pipeline failed to use prudent techniques within the tolerance zone.</p> <p>PPL provided photos.</p> <p>Kriger Pipeline explained, the cable was exposed using vacuum excavation and there were multiple conduits in the excavation site. The Operator assumed that was the field marked facility and continued the dig with power equipment. The Operator then damaged “a rouge power wire that was away from the excavated conduits, but not excavated by the vacuum truck, but still fell on the edge of the tolerance zone”.</p> <p>Aqua, the project owner, and the designer, Entech Engineering, both stated that during the installation of the water main, Kriger Pipeline hit an electric line within the marked tolerance zone.</p> <p>*Kriger Pipeline is in violation of section: 5(4) Failed to exercise due care and take all reasonable steps necessary to avoid injury to or interference with all lines.</p> <p>Recommendation: penalty applied</p>	<p>KRIGER PIPELINE INC: \$250.00</p> <p>Section 5(4) 1st Offense \$250.00</p>
37525	<p>Facility Owner: Columbia Gas of PA - Homeowner</p> <p>Contractor/Excavator: Landmark Fence</p> <p>Project Owner: Homeowner</p>	<p><u>On 4/5/2023 9:00:00 AM at 217 VICTOR ST, GETTYSBURG BORO, ADAMS</u> Damage Prevention Committee voted to accept the Damage Prevention Investigators recommendation.</p> <p>*****</p> <p>Landmark Fence is disputing</p> <p>*****</p> <p>Incident occurred on 4/5/2023 at 9:00am at 217 Victor St., Gettysburg Boro, Adams County.</p> <p>A Columbia Gas line was hit (on the Homeowners side of the line).</p>	<p>Landmark Fence: \$2,750.00</p> <p>Section 5(2.1) 2nd Offense \$1,500.00</p> <p>Section 5(9) 1st Offense \$1,000.00</p> <p>Section 5(6)(i) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Columbia Gas' alleged violation report (AVR) states "Landmark Fence hit a customer-owned 1" plastic gas service while auguring for a new fence install. 911 was immediately contacted. Columbia Gas responded immediately to make the area safe and marked out all the gas facilities in the work area. After the damage, Landmark Fence placed emergency ticket # 20230951072 to complete their fence install. The local Damage Prevention Specialist (DPS) followed up with Landmark Fence regarding the customer-owned gas service damage and the PA One Call law. The DPS discussed in great detail the law, differences between MD and PA, the PUC and enforcement, and other damage root causes in the past. Landmark was very receptive to the conversation and training and agreed moving forward they will have a process to complete all of their PA One Call tickets."</p> <p>Landmark Fence's alleged violation report (AVR) did not provide a summary of what happened.</p> <p>On 5/11/2023 a letter was mailed to the Homeowner.</p> <p>Homeowner's alleged violation report (AVR) states "While digging holes for fence using power tool, Landmark fence struck the gas line. Work stopped until gas line was repaired. Landmark fence didn't mark lines prior to work as required by law. Received letter asking for copy of contract with landmark fence (attached)."</p> <p>Landmark Fence is in violation of sections: Section 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Did not have a Pa One Call Ticket placed. Section 5(9) – Emergency notification does not meet the requirements of “emergency” as defined in Section 1 – Excavator Ticket. Not a proper use of an Emergency Ticket - Called in an emergency ticket to complete the job. Section 5(6)(i) – Excavator failed to plan the excavation or demolition work to avoid damage to or minimize interference with a facility owner’s facilities in the construction area. Recommendation: Education Required; penalties applied</p>	
37917	<p>Facility Owner: National Fuel Gas Contractor/Excavator: CHIVERS CONSTRUCTION COMPANY Project Owner: ERIE WATER WORKS Designer: ERIE WATER WORKS Other: HARBORCREEK TOWNSHIP</p>	<p>On 4/10/2023 10:00:00 AM at 4305 Aaron road, <u>HARBORCREEK TWP, ERIE</u> Tuesday, February 13, 2024, at the DPC Meeting- The disputing parties were National Fuel Gas (NFG) and Chivers Construction. For NFG the DPC voted to remove the penalties and education but keep the violations. For Chivers Construction the DPC voted to remove the penalty and violation. ***** *** Dispute- Chivers Construction stating that their internal records show this repair to be a facility owner issue and an AVR was filed accordingly. See the attached letter. ***** ***</p>	<p>National Fuel Gas: \$0.00 Section 2(5)(v) 1st Offense \$0.00 Section 2(5)(v) \$0.00 CHIVERS CONSTRUCTION COMPANY: \$0.00 HARBORCREEK TOWNSHIP: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Disputing- National Fuel Gas stated, disputing both violations of 2(5)(v) for one call tickets 20230550064 and 20230550069. Both tickets had a response due date of March 2nd, as you can see in the attached screenshots both tickets were responded to on March 2nd. Both tickets were responded to with an internal NFG ongoing project response which was used to keep the ticket open to continue to update it as the project progresses. This was a very large and ongoing project, as noted in the DPI's write up the routine ticket called in by the excavator had a duration of 1 year. National Fuel was in constant daily communication with the excavator throughout this entire project, NFG was not negligent in responding to or communicating with the excavator. ***** ***</p> <p>Then incident occurred on Monday, April 10, 2023, at 4305 Aaron Road, in Harborcreek Township, Erie County.</p> <p>National Fuel Gas (NFG) line was damaged, while Chivers Construction was working for Erie Water Works. NFG stated, Chivers saw cut through a properly marked gas line service. Chivers stated, while saw cutting road the crew cut through a gas service line that was 10-inches deep. The Fire and Police Departments responded to the 911 call. NFG provided a photo showing the locate mark with hit-kit and saw cut. On 7/13/2023 and 7/14/2023, an email and letter were sent requesting an Alleged Violation Report from National Fuel Gas. NFG submitted their AVR on 7/14/2023.</p> <p>*Excavation Routine ticket, 20230550064, was placed on 2/24/2023 at 6:53am, with a duration of 1 year. Responses: NFG responded as "Conflict DCTF" but did not close ticket with "Field Marked" or "Clear No Facilities". Harborcreek Township responded as "Scheduled Mark" but did not close ticket with "Field Marked" or "Clear No Facilities".</p> <p>*Excavation Routine ticket, 20230550069, was placed 2/24/23 at 6:56am, with a duration of 1 year. Responses: NFG responded as "Conflict DCTF" but did not close ticket with "Field Marked" or "Clear No Facilities". Harborcreek Township responded as "Scheduled Mark" but did not close ticket with "Field Marked" or "Clear No Facilities".</p> <p>**Chivers Construction Company is in violation of sections: 5(4) Excavator failed to exercise due care and employ prudent excavation techniques. Recommendation: Education Required and penalty applied.</p> <p>**National Fuel Gas is in violation of sections:</p>	<p>Section 2(5)(v) \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. (20230550064)</p> <p>2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. (20230550069)</p> <p>Recommendation: Education Required. Penalty applied to 1 of the violations because the tickets were placed on the same day within 2 minutes apart.</p> <p>**Harborcreek Township is in violation of sections:</p> <p>2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. (20230550064)</p> <p>2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. (20230550069)</p> <p>Recommendation: Education Required. Penalty applied to 1 of the violations because the tickets were placed on the same day within 2 minutes apart.</p>	
39014	<p>Facility Owner: PEOPLES GAS</p> <p>Contractor/Excavator: A FOLINO CONSTRUCTION INC</p> <p>Project Owner: PITTSBURGH WATER AND SEWER AUTHORITY</p> <p>Other: J M T (JOHNSON, MIRMIRAN AND THOMPSON)</p> <p>Other: PITTSBURGH UNIVERSITY MEDICAL CENTER</p>	<p>On 5/22/2023 12:10:00 PM at CHESTERFIELD RD, PITTSBURGH CITY, ALLEGHENY On 2/13/2024, the Damage Prevention Committee (DPC) voted to Accept all the Damage Prevention Investigators (DPI) recommendations as presented.</p> <p>*****</p> <p>A. Folino disagrees and would like to discuss the violation with the damage Prevention Committee (DPC) at the DPC meeting. 7 More pictures were provided. See also google map snips of the area.</p> <p>*****</p> <p>Incident occurred on 5/22/2023 on Chesterfield Rd., in Pittsburgh City in Allegheny County.</p> <p>A Gas line was hit and damaged.</p> <p>A Folino stated in their Alleged Violation Report (AVR) that “A. Folino was digging on Chesterfield Rd to prep to pour new sidewalk and curb. While removing an old fire hydrant the stem of the old fire hydrant snagged on the gas service line and pulled it up with it while the old fire hydrant was pulled out. 911 was called and a damage ticket was made through 811. Peoples Gas responded and claimed the line as theirs. Peoples Gas had a crew come out and make the repairs”. Pictures were submitted.</p> <p>JOHNSON MIRMIRAN & THOMPSON (JMT) stated in their AVR that “A. Folino was digging on Chesterfield Rd to prep to pour new sidewalk and curb. While removing an old fire hydrant the stem of the old fire hydrant snagged on the unmarked gas service line and pulled it up with it while the old fire hydrant was pulled out. 911 was called and a damage ticket was made through 811. Peoples Gas responded and claimed the line as theirs. Peoples Gas had a crew come out and make the repairs”. Pictures were submitted.</p> <p>PITTSBURGH WATER & SEWER AUTHORITY stated in their AVR that “ A. Folino was digging on Chesterfield Rd to prep to pour new sidewalk and curb. While removing an old fire hydrant the stem of the old fire hydrant snagged on the gas service line and pulled it up with it while the old fire hydrant was pulled out. 911 was called and a damage ticket was made through 811.</p>	<p>PEOPLES GAS: \$0.00</p> <p>A FOLINO CONSTRUCTION INC: \$1,000.00 Section 5(4) 2nd Offense \$1,000.00</p> <p>PITTSBURGH UNIVERSITY MEDICAL CENTER: \$1,750.00 Section 2(4) 1st Offense \$250.00</p> <p>Section 2(5)(vii) 1st Offense \$1,000.00</p> <p>Section 2(5)(v) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Peoples Gas responded and claimed the line as theirs. Peoples Gas had a crew come out and make the repairs”. Pictures were submitted.</p> <p>Peoples Gas stated in their AVR that “A Folino Construction was completing the final restoration for PWSA on Chesterfield Rd. when they struck and damaged a 1.50" steel gas service line 16" from the markings, but within the tolerance zone. A Folino failed to use prudent techniques within the tolerance zone of the markings of the gas service line”. Pictures are included.</p> <hr/> <p>*Preliminary Design ticket 20202111998 was submitted by JOHNSON MIRMIRAN AND THOMPSON (J M T) on 7/29/2020 with a response due by 8/12/2020. PITTSBURGH UNIVERSITY MEDICAL CENTER never responded.</p> <p>*Final design ticket 20210180850 was submitted on 1/18/2021 with a dues date of 2/02/2021. Remarks-- [FINAL DESIGN UPDATE TO A PRELIMINARY DESIGN TICKET NO DRAWINGS NEEDED.] PITTSBURGH UNIVERSITY MEDICAL CENTER never responded. *****</p> <p>* Complex Project Ticket 202121140995 was submitted by A. Folino Construction Inc. with a response due by 8/04/2021. Meeting scheduled for 8/05/2021 at 9 a.m. **The following stakeholder violations are listed in case 31678 **Pittsburgh University did not respond. **Pittsburgh University Medical Center did not respond. **Duquesne light Company did not respond until 8/6/2021 that they will attend the meeting. **Verizon did not respond. *****</p> <p>*Ticket 20231291899 was submitted by A. Folino with a response due by 5/21/2023. PITTSBURGH UNIVERSITY MEDICAL CENTER never responded. *****</p> <p>*Emergency Ticket 20231422553 was submitted by A. Folino on 5/22/2023 at 12:19. Remarks-- [CALLER STATES THEY HIT AN UNMARKED GAS SERVICE LINE. CREW IS ON SITE. HYDRAULIC EXCAVATOR WAS IN USE WHEN LINE WAS DAMAGED. FACILITY TYPE: NATURAL GAS- PEOPLES EXCAVATION EQUIPMENT: EXCAVATOR HAZARDOUS RELEASE: YES CALLER HAS NOTIFIED 911.] PITTSBURGH UNIVERSITY MEDICAL CENTER never responded.</p> <hr/> <p>A. Folino Construction Inc. is in violation of Section: 5(4) – Excavator failed to exercise due care and employ prudent excavation techniques.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Pittsburgh University Medical Center</p> <p>2(4) – Failed to respond to designer’s request for information within 10 business days. Ticket 20202111998 was never responded to. The penalty is applied. Education is required.</p> <p>2(5)(vii) – Failed to respond to an emergency notification as soon as practicable following notification. Emergency ticket 20231422553 was never responded to. The penalty is applied. Education is required.</p> <p>2(5)(v) – Failed to respond to a routine One Call ticket. Ticket 20231291899 was never responded to. The penalty is applied. Education is required.</p> <p>Design and Project Owner violations are listed in case 38643.</p> <p>Connected cases 34635, 31678, 38643, and 39014.</p>	

Committee Review

Case Number	Stakeholders	Summary	Violations & Recommendation
35087	<p>Facility Owner: Mercer Borough</p> <p>Contractor/Excavator: Graziani Construction</p> <p>Project Owner: PennDOT</p> <p>Designer: PennDOT (Placeholder)</p>	<p><u>On 6/1/2022 10:00:00 AM at STATE ROUTE 19, MERCER BORO, MERCER</u> Incident occurred on 6/1/2022 at 10:00am at State Route 19, Mercer Boro, Mercer County.</p> <p>A Mercer Borough sanitary sewer line was damaged. Project was more than \$400,000.</p> <p>Penn DOT's alleged violation report (AVR) states "Subcontractor Graziani Construction directional bored through an existing sanitary service lateral. The directional boring took place on 6/1/22. The sanitary sewer service lateral was not marked during the one call process. On 10/20/22, we discovered sanitary sewer water was leaking through the grass at the NW corner of S Erie St (SR19) and Butler St. Subcontractor hired another company to push a camera through the sanitary sewer lines and discovered a blockage/break where the directional boring crossed the sanitary sewer service line. Subcontractor hired a company to fix the sanitary sewer service line on 10/28/22."</p> <p>PennDOT's preliminary design to final design is 339 days, and the Final design to routine ticket is 295 days.</p> <p>On 5/11/2023 a letter was mailed and e-mailed to Graziani Construction and mailed to Mercer Borough.</p> <p>Graziani Construction's alleged violation report (AVR) states "Sewer was unmarked. It was hit and not realized while going through the area. months later it was realized that it was hit and fixed by Wilson Construction. Attached are pictures of the repair."</p> <p>Mercer Borough is in violation of sections: Section 2(5)(i.1) – Failed to locate an actually known facility’s point of connection to its facilities. Failure to mark their point of connections to the laterals.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Recommendation: Education Required, penalties applied.</p> <p>Graziani Construction is in violation of sections: Section 5(11.2) – Excavator failed when using horizontal directional drilling (HDD), at a minimum, to utilize the best practices published by the HDD Consortium.</p> <p>Recommendation: Education Required, penalties applied.</p>	
31250	<p>Facility Owner: Municipal Authority of Westmoreland County</p> <p>Contractor/Excavator: A FOLINO CONSTRUCTION INC</p> <p>Project Owner: VANDERGRIFT BOROUGH OF</p> <p>Designer: LUCIAN BOVE ENGINEERING COMPANY</p> <p>Other: ENVIRONMENTAL INC DBA ALLEGHENY TECH</p>	<p><u>On 6/3/2022 8:00:00 AM at 29TH STREET, 13TH STREET, 11TH STREET, AND 5TH STREET, VANDERGRIFT BORO, WESTMORELAND</u> On 3/13/2024 this case was in pre-discussion. No new recommendations were discussed. The Damage Prevention Committee (DPC) agreed with the Damage Prevention Investigator (DPI) findings at that time.</p> <p>*****</p> <p>Incidents occurred on 6/03/2022 on multiple streets in Vandergrift Borough in Westmoreland County.</p> <p>Westmoreland County Municipal Authority (WCMA stated in their Alleged Violation Report (AVR) that Contractor A. Folino placed 4 emergency tickets on June 1, 2022 for milling and paving work. MAWC contacted Nick Schropp at A. Folino on June 1, 2022 and explained that milling and paving is not emergency work, further the scope of the work being performed necessitates a complex project ticket and meeting to form a mark out schedule. Mr. Schropp said he would retract the emergency tickets and place a complex project ticket. Instead, Mr. Schropp placed tickets 20221523320, 20221523374, 20221523402, and 20221523419 having a legal start date of June 6, 2022. A. Folino started their work on June 3, 2022, three days before the legal start date and damaged numerous service curb boxes and distribution valves. At the time of this AVR MAWC is still working to make repairs and determine the monetary value of the damages. The Municipal Authority of Westmoreland County sent an email on 3/03/2023 and stated that they sent A. Folino an invoice in the amount of \$22,135.71 on 7/22/22 and again on 1/20/23. “These costs were for a multitude of repairs to service lines, curb boxes and valve boxes. The costs were primarily for time, labor, and equipment to reset curb boxes, replace lids, and remove debris from at least 40 curb boxes”. Pictures are included. Invoice listing a total cost of \$22,135.71 to A. Folino is attached. Emergency Tickets 20221522887, were submitted and cancelled later in the day. “One Call ticket notes state that CALLER STATES WORK IS BEING DONE BUT IT IS NOT AN EMERGENCY AND HE DIDCREATE A NEW ROUTINE EXCAVATION CONSTRUCTION TICKET FOR THIS SITE.”</p> <p>A Folino stated in their AVR that “Bove Engineering held a pre-construction meeting and all utility companies were notified and invited. Everyone affected were in attendance, except MAWC. The gas company did not have the same issues, and they have an equal number of valves in the alley. All utilities were notified of the meeting and of the streets to be paved well before the</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>start of the project – (That came from Lucien Bove, Engineering company representing Vandergrift) Lucien Bove did discuss that a one call was to be made, and all the valves located, 5th street in particular. It was made, but a day late, so we only have 2 days instead of 3. Once water valves were hit (2 valves), we left the project until they made corrections. During our leave of absence on this project, the water company was fixing the broken valves. They also decided to fix whatever else was uncovered, since it was already milled at this point. It looks to me that they billed us for everything they decided to fix in that area”.</p> <p>A Folino submitted 4 Emergency tickets 20221522940, 20221522953, 20221522929, that were cancelled just within 2 hours. No violation given, but act is noted.</p> <p>Bove Engineering stated in their AVR that “No Utility Lines Were Struck so No AVR was reported - Only MAWC shutoff valves in 5th Street were affected - Plans & Specs for County CDBG Pavement Resurfacing Project of Various Streets were prepared in March 2022 - Final Design One Calls made on 2/22/2022 - serial no's 20220532882 & 20220532884 - All Utilities Notified of project & timeline well in advance - Affected Utilities notified of Preconstruction Meeting - Preconstruction meeting was held 5/6/2022 - The Gas Company attended - The Water Company (MAWC) DID NOT attend - The importance of the Pa One Call requirement was emphasized during the pre-construction mtg. ESPECIALLY the need for all utility valves to be marked on the job, 5th St. in particular - Gas Company Marked all affected Shut-off Valves - MAWC did not mark Shut-off Valves - There were many abandoned water and gas shut off valves in 5th Street in particular - Several Water shut off valves were paved over - Gas Company had no such issues with the same number of shut off valves in 5th Street or any other street in the project - Contractor assisted MAWC with repairs in 5th street - Cost of project \$165,549.58 - Design Utility Information attached - Sign in sheet attached - Total Length 4,652 LF - Plans Attached - The Level of SUV required for a 2" depth milling - MAWC was notified directly see letter dated May 13, 2022 - Numerous Photos are attached.</p> <p>2/15/2025 DPI responded to an email sent by Bove Engineering about what happens next. Case 31250 was in pre-discussion.</p> <p>Vandergrift Borough was mailed and emailed an AVR courtesy request letter on 3/06/2023. No AVR has been received to date. No contact has been made.</p> <p>Fine Factor Determination was determined based on the total amount of damage reported and proven by the facility owner. See copy of A. Folino Invoice. The violation section 5(2.1) Excavator failed to submit a One Call ticket within the correct timeframe was then multiplied by .8 per the Fine Factor Determination</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>ACT 50 reads that “Line” or “Facility” means an underground conductor or underground pipe or structure used in providing electric or communication service, or an underground pipe used in carrying, gathering, transporting or providing natural or artificial gas, petroleum, propane, oil or petroleum or production product, sewage, water or other service to one or more transportation carriers, consumers or customers of such service and the appurtenances thereto, regardless of whether such line or structure is located on land owned by the person or public agency or whether it is located within an easement or right-of-way. The term shall include unexposed storm drainage and traffic loops that are clearly not visible. The boxes were in the ground.</p> <p>*****</p> <p>*Final Design Ticket 20220532882 was submitted by Bove Engineering Company on 2/22/2022 with a due date of 3/08/2022. Westmoreland Co Muni Auth responded with CONFLICT DCTF and updated with emailed maps on 2/22/2022. Environmental Inc DBA Allegheny Tech had no response.</p> <p>*Final Design Ticket 20220532884 was submitted by Bove Engineering Company on 2/22/2022 with a due date of 3/08/2022. All responses were timely.</p> <p>* Cancel Excavation Emergency Ticket 20221522887-001 was submitted by A. Folino on 6/01/2022 at 15:04. To cancel Emergency Ticket 20221522887, that was placed for milling and paving to be done. Remarks state that caller states work is being done, but this is not an emergency, and he did create a new routine excavation construction ticket for this site. **Emergency Ticket 20221522887 was placed on 6/01/2022 at 13:06. This is just short of a two-hour difference, when the One Call System updates the responses in KARL. Please consider that the facility owners were expected to respond to the emergency ticket during this time and that One Call had to take time to create the emergency ticket and recall the emergency ticket.</p> <p>* Cancel Excavation Emergency Ticket 20221522929-001 was submitted by A. Folino on 6/01/2022 at 15:03. To cancel Emergency Ticket 20221522929, that was placed for milling and paving to be done. Excavation is scheduled for 6/02/2022. *Remarks state that caller states work is being done, but this is not an emergency, and he did create a new routine excavation construction ticket for this site.</p> <p>* Cancel Excavation Ticket 20221522940-001 was submitted by A. Folino on 6/01/2022 at 15:03. To cancel Emergency Ticket 20221522940, that was placed for milling and paving to be done.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Remarks state that caller states work is being done, but this is not an emergency, and he did create a new routine excavation construction ticket for this site.</p> <p>* Cancel Excavation Ticket 20221522953-001 was submitted by A. Folino on 6/01/2022 at 15:02. To cancel Emergency Ticket 20221522953, that was placed for milling and paving to be done.</p> <p>Remarks state that caller states work is being done, but this is not an emergency, and he did create a new routine excavation construction ticket for this site.</p> <p>*Ticket 20221523320, 20221523374, 20221523402 and 20221523419 was submitted by A. Folino on 6/01/2022 with a due date of 6/03/2022 and a lawful start date of 6/06/2022. AVR was submitted on 6/03/2022.</p> <p>* Emergency Ticket 20221522929 was submitted by A. Folino on 6/01/2022 at 13:11</p> <p>* Emergency Ticket 20221522887 was submitted by A. Folino on 6/01/2022 at 13:06</p> <p>* Emergency Ticket 20221522940 was submitted By A. Folino on 6/01/2022 at 13:12.</p> <p>* Emergency Ticket 20221522953 was submitted By A. Folino on 6/01/2022 at 13:14 *****</p> <p>A. Folino Construction is in violation of Sections: 5(2.1) – Excavator failed to submit a location request to One Call within the correct timeframe. Tickets 20221523320, 20221523374, 20221523402, and 20221523419 were submitted as the work was being done. The penalty with a fine factor is applied for each ticket. Please see ticket notes. Education is required. 5(7) – Failed to immediately report to the facility owner any break or leak in its lines, or any dent, gouge, groove, or other damage to such lines or to their coating or cathodic protection. 40 valves were broken and needed to be replaced. This is a subsequent offense, and the penalty with a fine factor is applied. 5(3) – Excavator failed to hold a preconstruction meeting prior to beginning a complex project. The property damage was \$22,135.71. The penalty with a fine factor is applied with a factor of .8 is applied. No Complex Project Ticket was submitted. Education is required. 5(9) – Emergency notification does not meet the requirements of “emergency” as defined in Section 1 – Excavator Ticket. Tickets 20221522887, 20221522929, 20221522940, and 20221522953 were submitted and almost 2 hours later they were cancelled, but the work had already started. Stakeholders were expected to respond to an emergency notification and the One Call System had to use valuable time to first enter and then cancel in the KARL system.</p> <p>*A Folino is delinquent on the following Excavator training as required by the DPC. 11/8/2022 – Case 30748. 6/13/2023 – Case 32287. All penalties raised to</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>\$2500.00 Folino sent an employee on 5/13/2022, but the events in the cases named above occurred after that date (one event occurred 4 days after the education was taken), and thus the education would not count.</p> <p>Vandergrift Borough 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. Education is required.</p> <p>2(4) – Failed to respond to designer’s request for information within 10 business days. The penalty is applied. Education is required. *****</p> <p>Listed below are facility owners in violation of Act 50, Violation Section 2(4) – Failed to respond to Designer’s request for information within 10 Business days.</p> <p>ENVIRONMENTAL INC DBA ALLEGHENY TECH is in violation of Sections: 2(4) – Failed to respond to designer’s request for information within 10 business days. The penalty is applied. Education is required.</p>	
33712	<p>Facility Owner: COLUMBIA GAS</p> <p>Contractor/Excavator: Lee's Plumbing and Excavating</p> <p>Project Owner: PENNSYLVANIA AMERICAN WATER</p> <p>Designer: PA AMERICAN WATER - spaceholder</p> <p>Other: SOUTH UNION TOWNSHIP</p> <p>Other: VERIZON PA LLC</p> <p>Other: West Penn Power / First Energy</p>	<p><u>On 9/15/2022 10:00:00 AM at locust st, SOUTH UNION TWP, FAYETTE</u> On 2/13/2024 this case was in pre-discussion by the Damage Prevention Committee (DPC) there were no recommendations made and the DPC agreed with all of the violations at this time. *****</p> <p>Incident occurred on 9/15/2022 on Locust St. between Hound Dog Rd. and Walnut St. in South Union Township in Fayette County. The damage affected 133 Hounddog Rd.</p> <p>A gas line was hit and damaged.</p> <p>LEES PLUMBING AND EXCAVATING INC the excavator stated in their Alleged Violation Report (AVR) that “While working at this location, we were hand digging with a shovel to find the gas service line. It was not were the marks had indicated. We kept hand digging in a wider are. When we hand dug around 10 ft away from the marks, we accidently damaged the gas service line while trying to locate it. The line was not near where the marks indicated it was supposed to be”. Pictures are included.</p> <p>On 1/12/2024 DPI sent an email to Lees Plumbing asking is they were compensated for the extra digging locating facilities, that was done in this area.</p> <p>Lee’s responded on 1/17/2024 that “We did not receive any additional compensation for the extra work that was used to locate the gas service. The company that we were working for is a private company and will not grant access to release any of that information to the public”. On 1/18/2024, DPI asked who Lee’s was working for and if Lee’s requested that extra payment or if there was something in the contract preventing that. ON 1/19/2024 email was received that verified Atlantic was working directly for PA American Water.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>PA American Water the project owner stated in their AVR that Crew was hand digging with a spade shovel to uncover water line and put the shovel through a gas service that was mismarked by 10' 911 was notified. Project was stated to be less than \$400,000. And less than 900 LF.</p> <p>Tickets read that project is 920 LF and Design ticket reads that this excavation is 5X1100 LF.</p> <p>Columbia Gas the facility owner stated in their AVR that “While digging to install new water mainline, Lee's Plumbing and Excavating found a 1.25" steel line that did not match up with the marks on the ground. Lee's called a Columbia Gas locator to come out and hook up to the steel line to see where it went. After the gas service was properly located, hand tools were being used to spot the line in a different area of the excavation and while doing so, the gas service was damaged with a digging bar. The initial Service Line Record for 133 Hounddog Rd., Hopwood, was incorrect, and the drawing did not match up with where the gas service actually ran. After the damage was repaired, records were updated. While onsite, the local Damage Prevention Specialist explained to the contractor that they need to be using prudent digging techniques while digging within the tolerance zone.</p> <p>*****</p> <p>*Ticket 20221920908 was submitted by Lees Plumbing and Excavating Inc. with a response due by 7/13/2022 to install a water main. The expected duration to completion is 10 days working on South Locust St. Between Hound dog and Walnut. PA Remarks: UPDATE 20221604101-000 BJU WEB====***** UPDATE REQUESTED BY: ROBERT JUROSCO III REASON FOR UPDATE: WORK IN PROGRESS NO ADDITIONAL MARK OUTS NEEDED. All responses were timey.</p> <p>*Ticket 20221604101 was submitted by Lees Plumbing and excavating Inc. with a response due by 6/13/2022. Installing a water main for a duration of 10 days. Columbia Gas responded CU_Conflict. DCTF and field marked on 6/29/2022.</p> <p>* Design Ticket 20213611249 was submitted by PA American Water with a response due date of 1/11/2022.</p> <p>Verizon did not respond “clear” until 2/15/2022. South Union TS / South Union TWP did not respond through One Call. PA American Water responded clear on 1/18/2023.</p> <p>*20222500471 was submitted by Lees Plumbing and Excavating Inc. on 9/07/2022 with a response due by 9/09/2022. South Union TS/South Union Twp responded field marked 9/09/2022. West Penn Power responded clear on 9/08/2022.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Columbia Gas field marked on 9/08/2022.</p> <p>*Emergency Ticket 20222582270 was submitted by Columbia Gas on 9/15/2022 at 12:51. PA American Water never responded. South Union TS/South Union Township never responded. *****</p> <p>Damage occurred while hand digging to spot the gas line. 911 was notified.</p> <p>*****</p> <p>COLUMBIA GAS is in violation of Sections:</p> <p>2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. This is a subsequent offense, and the penalty is applied. 2(5)(v) – Failed to respond to a routine One Call tickets 20221604101 and 20222500471 within the required amount of time. These are third-time offenses, and the penalty is applied. Education is required.</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. Violation Section 2(4) – Failed to respond to Designer’s request for information within 10 Business days.</p> <p>PA AMERICAN WATER is in violation of Sections:</p> <p>2(4) – Failed to respond to designer’s request for information within 10 business days. Design Ticket 20213611249 was not responded to until 1/18/2022. This is a third time offense, and the penalty is applied. 2(5)(vii) – Failed to respond to an emergency ticket 20222582270 as soon as practicable following notification. This ticket was never responded to. The penalty is applied. 5(15) Failure to pay the excavator for additional work that it took to locate an unmarked/improperly marked line. Violation and penalty are applied.</p> <p>SOUTH UNION TOWNSHIP is in violation of Sections:</p> <p>2(4) – Failed to respond to designer’s request for information within 10 business days. Education is required. The penalty is applied. 2(5)(v) – Failed to respond to a routine One Call ticket within the required amount of time. Education is required. The penalty is applied. 2(5)(vii) – Failed to respond to an emergency notification as soon as practicable following notification. Education is required. The penalty is applied.</p> <p>VERIZON PA LLC is in violation of Sections:</p> <p>2(4) – Failed to respond to designer’s request for information within 10 business days. This is a</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>subsequent offense, and the penalty is applied. Education is required.</p> <p>West Penn Power / First Energy is in violation of Sections: 2(5)(v) – Failed to respond to a routine One Call ticket 20222500471 within the required amount of time. The penalty is applied. Education is required.</p>	
34595	<p>Facility Owner: PECO Contractor/Excavator: INTREN Other: HBK ENGINEERING Other: VERIZON PA LLC</p>	<p><u>On 11/1/2022 10:30:00 AM at 318 COPLEY RD, UPPER DARBY TWP, DELAWARE</u> On 2/13/2024 case 34595 was in pre-discussion with the Damage Prevention Committee (DPC) No new recommendations were suggested and the DPC agreed with the violations and penalties at this time. ***** Incident occurred on 11/01/2022 at 318 Copley Rd. in Upper Darby Township in Delaware County.</p> <p>A gas line was hit and damaged.</p> <p>Intren stated in their Alleged Violation Report (AVR) that “Crew was completing a duct run to term pole. The run was completed in the street earlier and the crew was completing the tie to the pole now that the pole was set. The gas main was marked 2’ off the curb and outside the tolerance zone for the trench connection. Crew encountered the gas service lateral approximately 32” off the mark. Crew smelled gas, immediately stopped work, evacuated the area, called 911, PECO Leadership, and INTREN Leadership. No injuries were reported, and all proper PPE was worn”. 911 was called. Pictures were provided.</p> <p>PECO – (Project owner and facility owner) stated in their AVR that “CONTRACTOR HIT GAS SERVICE BECAUSE THEY WERE DIGGING OUT OF THE SCOPE OF THE TICKET. THE MARKS WERE ACCURATE FOR WHAT THE TICKET CALLED FOR”.</p> <p>HBK Engineering stated in their AVR that “HBK Engineering was not notified of the incident until after receiving PAPUC notification in June 30th. The 1" gas service was not displayed on available utility atlases. Gas service valve was not visible at the time of topographic survey. The below details of the event were provided by Intren, LLC. As an Intren civil crew was digging to install a new electric conduit, gas started leaking out of the excavation pit. Work was immediately stopped. Notifications were made. It could not immediately be determined what exact gas facility was leaking (lateral, main, etc) from the pit as was filled with dirt and rock. PECO gas arrived to make repairs. PECO Gas department determined the T fitting for the single service lateral was hit. This project was >\$400,000. Level “C” Subsurface Utility Engineering (SUE) was used.</p> <p>*****</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>*Design Ticket 20192632538 was submitted by HBK Engineering on 9/20/2019 with a response due by 10/04/2019. Verizon and PECO responded with Conflict. DCTF. This was never updated in the system.</p> <p>*Design Ticket 20201973230 was submitted by HBK Engineering on 7/15/2020 with a response due by 7/29/2020. All timely responses.</p> <p>* Design Ticket 20212003644 was submitted by HBK Engineering on 7/19/2021 with a response due by 8/02/2021. Verizon responded with a conflict and never updated the information.</p> <p>*Ticket 20222931375 was submitted by Intren with a response due by 10/24/2022. All responses were timely.</p> <p>* Emergency Ticket 20223051258 was submitted on 11/01/2022 at 10:14 by Intren. PECO never responded.</p> <p>* Preliminary Design Ticket 20200432183 was submitted by H B K Engineering on 2/12/2020 with a due date of 2/27/2020.</p> <p>PECO responded Conflict. DCTF. *****</p> <p>PECO is in violation of Sections:</p> <p>6.1(1) – Failed to utilize sufficient quality levels of subsurface utility engineering or other similar techniques to properly determine the existence and positions of underground facilities when designing known complex projects having an estimated cost of (\$400,000) or more. This is a third time offense, and the penalty is applied.</p> <p>6.1(3) Released a project to bid or construction before final design was complete. This is a third time offense, and the penalty is applied.</p> <p>2(5)(vii) Failed to respond to an emergency notification 20223051258 as soon as practicable following notification. The penalty is applied.</p> <p>2(4) Failed to respond to designer’s request for information within 10 business days. Design Tickets 20192632538 and 20200432183. This is a second offense, and the penalty is applied. For both.</p> <p>2(5)(i) Failed to locate underground lines within 18 inches horizontally of the outside wall of line. Please see pictures from Intren. This is a subsequent offense and the penalty is applied.</p> <p>HBK Engineering is in violation of Sections:</p> <p>4(3) – Designer’s drawing does not show the position and type of each facility owner’s line, and the name of the facility. The penalty is applied. Education is required.</p> <p>4(2) Designer failed to request the line and facility information prescribed by Section 2(4) from the One Call System. Final Design Ticket was submitted in 2020. Preliminary ticket 20212003644 was submitted on 7/19/2021. No other Final Design was submitted. The penalty is applied. Education is required.</p> <p>Verizon is in violation of Sections:</p> <p>2(4) Failed to respond to designer’s request for information within 10 business days. Design Tickets 20192632538 and 20212003644 were responded as</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>CONFLICT and never updated. This is a subsequent offense, and the penalty is applied. ***** *****</p> <p>Notice also case 31076 PECO project, HBK designer, Intren is the excavator and there is line damage in this same community.</p>	
37711	<p>Facility Owner: GREENVILLE BORO SANITARY AUTH / GREENVILLE BORO</p> <p>Contractor/Excavator: MORTIMER'S EXCAVATING, INC.</p> <p>Project Owner: GREENVILLE WATER AUTH / GREENVILLE MUNICIPAL AUTH</p> <p>Designer: ENTECH ENGINEERING</p> <p>Other: Diamond Energy Partners</p> <p>Other: Monaloh Basin Engineers</p> <p>Other: National Fuel Gas</p> <p>Other: NUCOMER ENERGY LLC</p> <p>Other: Zito Media Communications</p>	<p><u>On 3/30/2023 10:00:00 AM at 33 CLARKSVILLE STREET, GREENVILLE BORO, MERCER</u> The incident occurred on Thursday, March 30, 2023, at 33 Clarksville Street, in Greenville Borough, Mercer County.</p> <p>An unmarked sewer lateral was hit. Mortimer's Excavating is working for Greenville Water/ Municipal Authority (The Municipal Authority), for a waterline replacement project. Mortimer's and Entech Engineering stated, During the excavation for a new waterline, and unmarked clay sewer lateral was hit; it was 42-inches and the lateral measured at a depth of 3-feet 6-inches and located on the left side of the property near the stairs (off the left corner from the stairs). Mortimer's and Entech provided photos, but they do not show a locate mark of the sewer mainline.</p> <p>The facility owner, Greenville Borough Sanitary Authority (The Sanitary Authority) stated, all mainlines were marked correctly. They were notified by Mortimer's Excavating of a broken sewer lateral owned by the Homeowner, and so The Sanitary Authority could inspect the repair. The Sanitary Authority did not provide photos showing a locate mark of their sewer mainline.</p> <p>The project owner, The Municipal Authority submitted an Alleged Violation Report (AVR), but the summary section was blank. Their AVR did note Facility Owner Issue as- Marked Incorrectly and attached the same photos Mortimer's Excavating provided.</p> <p>On Friday, August 4, 2023, an email was sent requesting an AVR from the facility owner, Greenville Borough Sanitary Authority / Greenville Borough. Their AVR was submitted on 8/15/2023.</p> <p>-20230673342- Excavation Routine ticket, placed on 3/8/2023 at 4:23pm, intersections West Main Street and SR 846. Responses: National Fuel Gas responded as Conflict DCTF (Direct Contact To Follow By Facility Owner) but didn't close ticket with "Field Marked" or "Clear No Facility". Greenville Municipal Authority- No Response</p> <p>-20230673362- Excavation Routine ticket, placed on 3/8/2023 at 4:26pm, intersections SR 846 and West Drive. Responses:</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>National Fuel Gas responded as Conflict DCTF (Direct Contact To Follow By Facility Owner) but didn't close ticket with "Field Marked" or "Clear No Facility".</p> <p>-20230682491- Excavation Routine ticket, placed on 3/9/2023 at 3:18pm, Greenville Borough. Response: National Fuel Gas responded as Conflict DCTF (Direct Contact To Follow By Facility Owner) but didn't close ticket with "Field Marked" or "Clear No Facility". Greenville Borough Sanitary Auth/Greenville Borough Responded as Scheduled Mark but didn't close ticket with "Field Marked".</p> <p>-20230682492- Excavation Routine ticket placed on 3/9/23 at 3:18pm, West Salem Township. Responses: National Fuel Gas responded as Conflict DCTF (Direct Contact To Follow By Facility Owner) but didn't close ticket with "Field Marked" or "Clear No Facility". Greenville Borough Sanitary Auth/Greenville Borough Responded as Scheduled Mark but didn't close ticket with "Field Marked". Nucomer Energy LLC- No Response.</p> <p>-20230102054- Complex Project ticket placed on 1/10/2023 at 1:26pm. No Responses: Nucomer Energy LLC Zito Media Communications Diamond Energy Partners</p> <p>*Greenville Borough Sanitary Auth./Greenville Borough is in violation of sections: 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. 20230682491 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. 20230682492 Recommendation: Education Required and Penalties Applied. The Provided Photos Lacked Locate Marks of the Sewer Mainline to support Violations for sections: 2(5)(i) – Failed to locate underground lines within 18 inches horizontally of the outside wall of line. 2(5)(i.1) – Failed to locate an actually known facility's point of connection to its facilities. Recommendation: Violations Not Applied</p> <p>*Greenville Water Auth. / Municipal Auth. is in violation of sections: 2(5)(v) Failed to respond to a routine One Call ticket. 20230673342 6.1(7) Project Owner failed to submit an Alleged Violation Report within 10 Business Days of a line strike. The AVR was submitted without a DPI requesting it, with Reason as Facility Owner Issue- Marked Incorrectly and attached the same photos Mortimer's Excavating provided, but the summary section was blank.</p>	

Case Number	Stakeholders	Summary	Violations & Recommendation
		<p>Recommendation: Education Required. For 2(5)(v) penalty applied. For 6.1(7) zero penalty but keep the violation.</p> <p>*National Fuel Gas is in violation of sections: 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. 20230673342 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. 20230673362 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. 20230682491 2(5)(v) Failed to respond to a routine One Call ticket within the required amount of time. 20230682492 Recommendation: Education Required and Penalties Applied.</p> <p>*Nucomer Energy LLC is in violation of section: 2(5)(v) Failed to respond to a routine One Call ticket. 20230682492 2(5)(viii) Failed to participate in preconstruction meetings for a complex project. 20230102054 Recommendation: Education Required and Penalties Applied.</p> <p>*Zito Media Communications is in violation of section: 2(5)(viii) Failed to participate in preconstruction meetings for a complex project. 20230102054 Recommendation: Education Required and Penalty Applied.</p> <p>*Diamond Energy Partners is in violation of section: 2(5)(viii) Failed to participate in preconstruction meetings for a complex project. 20230102054 Recommendation: Education Required and Penalty Applied.</p>	