

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|----------------------------------|---|------------|
| SPRIGGS CONSTRUCTION LLC |) | |
| _____ |) | |
| ALLEGED VIOLATION OF UNDERGROUND |) | CASE NO. |
| FACILITY DAMAGE PREVENTION ACT |) | 2021-00084 |
| |) | |
| |) | |

NOTICE OF FILING

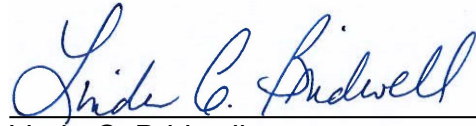
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on October 29, 2021 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- All exhibits introduced at the evidentiary hearing conducted on October 29, 2021 in this proceeding;
- A written log listing, inter alia, the date and time of where each witness' testimony begins and ends on the digital video recording of the evidentiary hearing conducted on October 29, 2021.

A copy of this Notice, the certification of the digital video record, and hearing log have been served upon all persons listed at the end of this Notice. Parties desiring to view the digital video recording of the hearing may do so at <https://youtu.be/ulBeOYIUJVs>.

Parties wishing an annotated digital video recording may submit a written request by electronic mail to pscfilings@ky.gov. A minimal fee will be assessed for a copy of this recording.

Done at Frankfort, Kentucky, this 10th day of November 2021.

A handwritten signature in blue ink that reads "Linda C. Bridwell". The signature is written in a cursive style with a large initial 'L' and a distinct 'C'.

Linda C. Bridwell
Executive Director
Public Service Commission of Kentucky

COMMONWEALTH OF KENTUCKY
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In the Matter of:

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| SPRIGGS CONSTRUCTION LLC – |) | |
| |) | CASE NO. |
| ALLEGED VIOLATION OF UNDERGROUND |) | 2021-00084 |
| FACILITY DAMAGE PREVENTION ACT |) | |

CERTIFICATION

I, Candace H. Sacre, hereby certify that:

1. The attached flash drive contains a digital recording of the Formal Hearing conducted in the above-styled proceeding on October 29, 2021. The Formal Hearing Log, Exhibit List, and Exhibits are included with the recording on October 29, 2021;
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Formal Hearing of October 29, 2021; and
4. The Formal Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Formal Hearing of October 29, 2021, and the time at which each occurred.

Signed this 5th day of November, 2021.



Candace H. Sacre
Administrative Specialist III



Stephanie Schweighardt
Notary Public State at Large
Commission Expires: January 14, 2023
ID#: 614400



| Date: | Type: | Location: | Department: |
|------------|--------------------------------|----------------|-----------------------|
| 10/29/2021 | Public Hearing\Public Comments | Hearing Room 1 | Hearing Room 1 (HR 1) |

Witness: A. J. Wray; John Gowins; Eric Tout
 Judge: Kent Chandler
 Clerk: Candace Sacre

| Event Time | Log Event | |
|------------|--|---|
| 9:03:52 AM | Session Started | |
| 9:04:18 AM | Chairman Chandler Note: Sacre, Candace | My name is Kent Chandler. I am Chairman of the Kentucky Public Service Commission, and I will be presiding today. This video will be recorded and is being streamed. The other commissioners, Commissioner Marianne Butler and Vice Chairman Amy Cabbage, will review the record in this case later. |
| 9:04:37 AM | Chairman Chandler Note: Sacre, Candace | Today's hearings are for the purpose of hearing evidence in cases where the Investigation Division of the Public Service Commission has issued civil penalty assessments against individuals and business entities, alleging violations of the Kentucky Underground Facility Damage Prevention Act. |
| 9:04:55 AM | Chairman Chandler Note: Sacre, Candace | The Public Service Commission has been authorized by KRS 367.4917(6) to enforce and assess civil penalties provided for in the Act and to seek injunctive relief for any violation that results in damage to an underground facility used to transport gas or hazardous liquid subject to the federal pipeline safety laws, 49 USC Section 60101, et seq. |
| 9:05:24 AM | Chairman Chandler Note: Sacre, Candace | This morning, we are here for the purpose of holding a hearing in the following cases: 2021-00336 J Witt Properties LLC, 2021-00271 Joey Casey, 2021-00083 Spriggs Construction, 2021-00084, Spriggs Construction, 2021-00302 Spriggs Construction LLC, 2021-00266 L&N Utilities LLC, 2021-00267 L&N Utilities LLC, 2021-00253 Antonio Lozano, 2021-00257 Maria Rodriguez, 2021-00352 Michael Knopf, and 2021-00355 A&R Construction LLC. |
| 9:06:54 AM | Chairman Chandler Note: Sacre, Candace | I will now go back through those and ask if anyone is here on any of those individual cases. |
| 9:07:04 AM | Chairman Chandler Note: Sacre, Candace | 2021-00336 J Witt Properties LLC, anybody here? |
| 9:07:13 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Agreed to reset, scheduled for training in November, have paid penalty. |
| 9:07:22 AM | Chairman Chandler Note: Sacre, Candace | Ms. Hamilton, can you hear us, did you hear Staff Counsel? (Click on link for further comments.) |
| 9:08:03 AM | Chairman Chandler Note: Sacre, Candace | We will pass over 2021-00336 J Witt Properties LLC. |
| 9:08:19 AM | Chairman Chandler Note: Sacre, Candace | Case No. 2021-00271 Joey Casey, anyone here? |

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| 9:08:30 AM | Chairman Chandler Note: Sacre, Candace | Please identify yourself? |
| 9:08:44 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Mr. Wray is here on behalf of PRG with Duke Energy, witness today. |
| 9:08:51 AM | Atty Pokrywka Duke Energy Note: Sacre, Candace | This is Brian Pokrywka, on behalf of Duke Energy as well, in-house legal counsel. |
| 9:09:06 AM | Chairman Chandler Note: Sacre, Candace | Mr. Wray here pursuant to subpoena? |
| 9:09:08 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Yes. |
| 9:09:18 AM | Chairman Chandler Note: Sacre, Candace | 2021-00083, anyone here, Spriggs Construction? |
| 9:09:30 AM | Chairman Chandler Note: Sacre, Candace | Anyone here for 2021-00084 Spriggs Construction? |
| 9:09:38 AM | Chairman Chandler Note: Sacre, Candace | 2021-00302 Spriggs Construction? |
| 9:10:00 AM | Chairman Chandler Note: Sacre, Candace | Remediation/penalty discussion. (Click on link for further comments.) |
| 9:10:18 AM | Chairman Chandler Note: Sacre, Candace | 2021-00266 L&N Utilities LLC, also 2021-00267 L&N Utilities, LLC, anyone here either of cases? |
| 9:10:41 AM | Chairman Chandler Note: Sacre, Candace | Next, Mr. Lozano, 2021-00253 Antonio Lozano? |
| 9:10:57 AM | Chairman Chandler Note: Sacre, Candace | 2021-00257 Maria Rodriguez, here? |
| 9:11:06 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Agreed to reset, signed up for November training, |
| 9:11:10 AM | Chairman Chandler Note: Sacre, Candace | Correct, Ms. Rodriguez, signed up for training? |
| 9:11:31 AM | Chairman Chandler Note: Sacre, Candace | You can be excused today. |
| 9:11:39 AM | Chairman Chandler Note: Sacre, Candace | 2021-00352 Michael Knopf? |
| 9:11:51 AM | Chairman Chandler Note: Sacre, Candace | Have camera? |
| 9:12:06 AM | Chairman Chandler Note: Sacre, Candace | 2021-00355 A&R Construction LLC? |
| 9:12:20 AM | Chairman Chandler Note: Sacre, Candace | Identify yourself? |
| 9:12:33 AM | Chairman Chandler Note: Sacre, Candace | Anthony Anderson with A&R Construction. |
| 9:12:47 AM | Chairman Chandler Note: Sacre, Candace | With counsel today? |
| 9:13:02 AM | Chairman Chandler Note: Sacre, Candace | Received Order in this case? |
| 9:13:15 AM | Chairman Chandler Note: Sacre, Candace | Portion, paragraph 2, that notes any partnership corporation business entity represented by counsel, notice that in Order? |
| 9:13:35 AM | Chairman Chandler Note: Sacre, Candace | A&R first violation? |
| 9:13:38 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | It is. |

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| 9:13:46 AM | Chairman Chandler Note: Sacre, Candace | Remediation/penalty discussion. (Click on link for further comments.) |
| 9:16:02 AM | Chairman Chandler Note: Sacre, Candace | Pass over this today, recommend participate in training, and failure to do so will call case again. |
| 9:18:04 AM | Chairman Chandler Note: Sacre, Candace | At this time, call Case No. 2021-00271 Joey Casey, alleged to have violated Kentucky Underground Facility Damage Act, based on review prima facie evidence exists Mr. Casey violated Act, specifically following provisions of the Act, reading, (click on link for further comments). |
| 9:19:13 AM | Chairman Chandler Note: Sacre, Candace | Service successful? |
| 9:19:21 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Yes. |
| 9:19:33 AM | Chairman Chandler Note: Sacre, Candace | First witness? |
| 9:19:36 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | John Gowins. |
| 9:19:48 AM | Chairman Chandler Note: Sacre, Candace | Witness is sworn. |
| 9:19:58 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Examination. Name and address? |
| 9:20:13 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Direct Examination. Where employed? |
| 9:20:20 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Job duties? |
| 9:20:38 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Familiar with incident of damage took place May 13 2020 at 108 Tando Way, Fort Mitchell, Kentucky? |
| 9:20:50 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigate? |
| 9:20:53 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigation Report, Incident 32692, true and accurate of copy of your report? |
| 9:21:26 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Describe its contents? |
| 9:22:26 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Previously filed, marked DOI Exhibit 1. |
| 9:22:32 AM | Chairman Chandler Note: Sacre, Candace | Mark as such. |
| 9:22:40 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Was excavator owner? |
| 9:22:57 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Operator reported Mr. Casey not homeowner? |
| 9:23:14 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Mr. Casey present when operator investigated incident? |
| 9:23:34 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Operator speak to Mr. Casey? |
| 9:23:56 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Who called in dig ticket? |
| 9:24:12 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Owner of property? |

9:24:21 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Contain natural gas?

9:24:28 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Speak with Mr. Casey during investigation?

9:24:34 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace What did he state?

9:25:02 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Page 11, Investigation Report, what is this?

9:25:19 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Valid at time of excavation?

9:25:28 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Page 5, invoice for damage that occurred?

9:25:40 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Who invoice list as responsible party?

9:25:58 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Aware if invoice paid?

9:26:09 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Report indicate facility contained natural gas?

9:26:19 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace What provision of Act violated?

9:27:19 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Demand letter issued?

9:27:26 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace To whom issued?

9:27:36 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Result?

9:27:41 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Why cite Mr. Casey and not homeowner?

9:27:52 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Know if Casey any prior violations?

9:28:14 AM Chairman Chandler - witness Gowins
Note: Sacre, Candace Examination. Recollection or information if gas escaped?

9:29:07 AM Chairman Chandler - witness Gowins
Note: Sacre, Candace Page 8 of Exhibit 1?

9:29:20 AM Chairman Chandler - witness Gowins
Note: Sacre, Candace On page/pages discuss gas excavation damage report, Duke Energy Kentucky at top?

9:29:32 AM Chairman Chandler - witness Gowins
Note: Sacre, Candace Whether issue of using ticket expired or not having ticket at all, agree if not agency relationship, Mr. Casey is doing excavation violation anyway because not received ticket?

9:31:25 AM Chairman Chandler
Note: Sacre, Candace Redirect?

9:31:34 AM Chairman Chandler
Note: Sacre, Candace Additional witnesses?

9:31:36 AM Staff Atty Norris-Canfield PSC
Note: Sacre, Candace A. J. Wray from PRG.

9:31:46 AM Chairman Chandler
Note: Sacre, Candace Witness is sworn.

9:32:08 AM Chairman Chandler - witness Wray
Note: Sacre, Candace Examination. Name and address?

9:32:25 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Direct Examination. By whom employed?

9:32:31 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Job duties?

9:32:40 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace How connected with this incident?

9:32:56 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Participate in investigation?

9:33:00 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Supervise investigation?

9:33:04 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Familiar with Investigation Report?

9:33:13 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Familiar with Locate Ticket Number 2004161595?

9:33:21 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Damage within scope of that ticket?

9:33:42 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Underground facility marked and located?

9:34:03 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Page 5, Investigation Report, first page of report by PRG?

9:34:21 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace What is this document?

9:34:34 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Invoice paid?

9:34:47 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Reflect Joey Casey responsible for damage?

9:35:00 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Page 7, Investigation Report, tell what this document is?

9:35:20 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Explain findings?

9:35:55 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace See photograph?

9:35:59 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Describe?

9:36:21 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Referring to yellow pipe?

9:36:28 AM Staff Atty Norris-Canfield PSC - witness Wray
Note: Sacre, Candace Page 8, please describe photos?

9:37:33 AM Chairman Chandler
Note: Sacre, Candace Move introduction of Exhibit 1?

9:37:37 AM Staff Atty Norris-Canfield PSC
Note: Sacre, Candace Yes, please.

9:37:44 AM PSC DIVISION OF INSPECTIONS EXHIBIT 1
Note: Sacre, Candace STAFF ATTY NORRIS-CANFIELD PSC - WITNESS GOWINS
Note: Sacre, Candace INCIDENT 32692 INVESTIGATION REPORT

9:37:46 AM Chairman Chandler
Note: Sacre, Candace Any other witnesses?

9:37:52 AM Chairman Chandler
Note: Sacre, Candace Final statement?

9:38:09 AM Chairman Chandler
Note: Sacre, Candace Will submit case.

9:38:25 AM Chairman Chandler
Note: Sacre, Candace Take Mr. Knopf next?

9:38:27 AM Staff Atty Norris-Canfield PSC
Note: Sacre, Candace Yes, please.

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| 9:38:49 AM | Chairman Chandler Note: Sacre, Candace | Call next Case No. 2021-00352, Michael Knopf. (Click on link for further comments.) |
| 9:39:55 AM | Chairman Chandler Note: Sacre, Candace | Have copy of Order in this matter? (Click on link for further comments.) |
| 9:40:46 AM | Chairman Chandler Note: Sacre, Candace | Call first witness? |
| 9:40:50 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Eric Tout. |
| 9:40:56 AM | Chairman Chandler Note: Sacre, Candace | Witness is sworn. |
| 9:41:04 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Examination. Name and address? |
| 9:41:17 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Direct Examination. Where employed? |
| 9:41:36 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Job duties? |
| 9:41:52 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Familiar with incident of damage that took place on August 4 2020 at 2515 Bradley Avenue, Louisville? |
| 9:42:04 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Investigate? |
| 9:42:07 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Investigation Report, Incident 42955, appear to be true and accurate copy? |
| 9:42:41 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Describe contents? |
| 9:43:08 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Move marked and entered. |
| 9:43:16 AM | Chairman Chandler Note: Sacre, Candace | Mr. Knopf, have copy? |
| 9:43:30 AM | Chairman Chandler Note: Sacre, Candace | Make it part of the record. |
| 9:43:31 AM | PSC DIVISION OF INSPECTIONS EXHIBIT 1 Note: Sacre, Candace | STAFF ATTY NORRIS-CANFIELD PSC - WITNESS TOUT |
| | Note: Sacre, Candace | INCIDENT 42955 INVESTIGATION REPORT |
| 9:43:36 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Describe investigation? |
| 9:44:23 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | LG&E report noted Mr. Knopf homeowner? |
| 9:44:31 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Report indicate if he was present when investigated incident? |
| 9:45:14 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Contained natural gas? |
| 9:45:36 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Page 7, what is document? |
| 9:46:12 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Dig ticket valid at time of excavation? |
| 9:46:19 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | When expire? |
| 9:46:27 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | When submitted? |

9:46:39 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Damage within scope of ticket?

9:46:46 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Facility marked and located in response to locate ticket?

9:46:59 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Page 11, what photo depict?

9:47:30 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Predig photo?

9:47:50 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Next photograph, page 13, tell what photo depicts?

9:48:56 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Page 14, what photo depicts?

9:49:21 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Page 15, describe this photograph?

9:49:56 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Page 5, estimate for cost of damage?

9:50:10 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Report indicate facility contained natural gas?

9:50:20 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace What provision violated?

9:50:47 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Demand letter issued?

9:50:51 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace To whom issued?

9:50:56 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Result?

9:51:09 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Know if Mr. Knopf first violation?

9:51:23 AM Chairman Chandler
Note: Sacre, Candace Mr. Knopf, any questions?

9:51:32 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Examination. Photos, three damage photos, what have here?

9:52:28 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Vehicle from marking company, blue flags in background, what do blue flags indicate?

9:52:52 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Yellow line and yellow paint>?

9:53:01 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Both flags and paint?

9:53:05 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Either of options exist under Chapter 367?

9:53:21 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Two pages forward, white marking on ground, see that?

9:53:47 AM Chairman Chandler - witness Tout
Note: Sacre, Candace White, under Act, represents area in which excavation expected occur?

9:54:00 AM Chairman Chandler - witness Tout
Note: Sacre, Candace What else have?

9:54:32 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Using what color?

9:54:34 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Seems a bit problematic?

9:54:50 AM Chairman Chandler - witness Tout
Note: Sacre, Candace Corner of home with downspout there and drain?

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| 9:55:07 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Holly bush? |
| 9:55:11 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Mentioned tree, discussing earlier? |
| 9:55:35 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Tree you say shows up in before picture with crossover SUV and cones around it, same tree? |
| 9:56:17 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Talk about second mark, assume not indicating about white paint, talking about yellow flag? |
| 9:56:33 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | What about second mark in background? |
| 9:57:02 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Before photo not get either of marks? |
| 9:57:15 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Next page, supposed to indicate damage? |
| 9:57:28 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | What is 2 there? Seems to be yellow apparatus from damage marker to Marker 2, what is that? |
| 9:57:51 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Where is Mark 2? |
| 9:58:08 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Do you see Mark 2? |
| 9:58:32 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Know how far damage from Mark 2 was, operator provide information? |
| 9:59:51 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Know if damage occurred within 18 inches? |
| 10:00:00 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | How that the case, ruler going this way, damage over here? |
| 10:00:22 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Not what photograph shows, shows where person standing to the street? |
| 10:00:35 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Not know where goes after photo, not have evidence, yellow line on roots, last documentary evidence of where marked? |
| 10:01:04 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Towards road? |
| 10:01:07 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Not have documentary evidence what marks look like outside this photo, left right straight towards house, not provide other photos than this one? |
| 10:01:59 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Have any pictures show any marks and measuring distance between remainder marks and damage site? |
| 10:02:17 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | The actual measurement? |
| 10:02:57 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Indicate had measured actual distance? |
| 10:03:21 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Have in Investigation, third paragraph, LG&E's Mike Jones stated markings around tree just well within approximate location/tolerant zone of 18 inches, asking if indicated what actual distance was? |
| 10:04:32 AM | Chairman Chandler Note: Sacre, Candace | Any redirect? |

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| 10:04:44 AM | Chairman Chandler Note: Sacre, Candace | Mr. Knopf, any evidence to provide in matter? |
| 10:05:16 AM | Chairman Chandler Note: Sacre, Candace | Ms. Rhodes have copy of photograph? (Click on link for further comments.) |
| 10:06:01 AM | Chairman Chandler Note: Sacre, Candace | Mr. Knopf? |
| 10:06:03 AM | Mr. Michael Knopf Note: Sacre, Candace | Statement by Michael Knopf. (Click on link for further comments.) |
| 10:07:42 AM | Chairman Chandler Note: Sacre, Candace | See picture on screen now? |
| 10:08:07 AM | Chairman Chandler Note: Sacre, Candace | And line that's added? |
| 10:08:09 AM | Mr. Michael Knopf Note: Sacre, Candace | Statement (cont'd). (Click on link for further comments.) |
| 10:10:44 AM | Chairman Chandler Note: Sacre, Candace | White circle, marking you did prior to construction? |
| 10:11:11 AM | Chairman Chandler Note: Sacre, Candace | Introduce photo as evidence? |
| 10:11:16 AM | Chairman Chandler Note: Sacre, Candace | No objection? |
| 10:11:19 AM | Chairman Chandler Note: Sacre, Candace | Mark as Knopf No. 1. |
| 10:11:20 AM | KNOPF EXHIBIT 1 Note: Sacre, Candace | PHOTOGRAPH |
| 10:11:23 AM | Chairman Chandler Note: Sacre, Candace | Any other evidence? |
| 10:11:31 AM | Mr. Michael Knopf Note: Sacre, Candace | Statement (con'td). (Click on link for further comments.) |
| 10:11:49 AM | Chairman Chandler Note: Sacre, Candace | Will give opportunity to provide arguments and comments, want to get past evidentiary stage, any other evidence? |
| 10:12:10 AM | Chairman Chandler Note: Sacre, Candace | Since DOI has burden of proof, let speak first and then to you, five minutes to provide comments for consideration. |
| 10:12:27 AM | Chairman Chandler Note: Sacre, Candace | Final statements or recommendation in this matter? |
| 10:12:36 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | DOI amenable original offer, \$100 penalty and Mr. Knopf attend training course. (Click on link for further comments.) |
| 10:13:32 AM | Chairman Chandler Note: Sacre, Candace | Mr. Knopf, anything would like to say? |
| 10:13:44 AM | Mr. Michael Knopf Note: Sacre, Candace | Statement by Mr. Knopf. (Click on link for further comments.) |
| 10:15:27 AM | Chairman Chandler Note: Sacre, Candace | Recommendation \$100 or \$250? |
| 10:15:35 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | \$100 fine, homeowner. |
| 10:15:45 AM | Chairman Chandler Note: Sacre, Candace | Anything else, Mr. Knopf? |
| 10:15:49 AM | Mr. Michael Knopf Note: Sacre, Candace | Statement (cont'd). (Click on link for further comments.) |
| 10:16:15 AM | Chairman Chandler Note: Sacre, Candace | Any further comments or submit on record, Mr. Knopf? |

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| 10:16:36 AM | Chairman Chandler Note: Sacre, Candace | Take case under consideration and issue order, procedural discussions. (Click on link for further comments.) |
| 10:17:18 AM | Chairman Chandler Note: Sacre, Candace | May be excused. |
| 10:17:50 AM | Chairman Chandler Note: Sacre, Candace | Recess until 10:30. |
| 10:18:03 AM | Session Paused | |
| 10:35:10 AM | Session Resumed | |
| 10:35:39 AM | Chairman Chandler Note: Sacre, Candace | Back on the record, 8-1-1 cases, six cases left, three for Spriggs Construction 2021-00083 2021-00084 and 2021-00302, L&N Utilities 2021-00266 and 2021-00267, and Anthony Lozano 2021-00253. |
| 10:36:28 AM | Chairman Chandler Note: Sacre, Candace | 2021-00083 Spriggs Construction alleged to have violated underground damage prevention act, (click on link for further comments.) |
| 10:37:08 AM | Chairman Chandler Note: Sacre, Candace | Nobody here, DOI prepared to proceed? |
| 10:37:18 AM | Chairman Chandler Note: Sacre, Candace | Call first witness? |
| 10:37:22 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | John Gowins. |
| 10:37:32 AM | Chairman Chandler Note: Sacre, Candace | Remind still under oath. |
| 10:37:38 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Direct Examination. Name? |
| 10:37:43 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Where employed? |
| 10:37:51 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Familiar with incident of damage that took place May 21 2019 at 10424 Highway 44, Louisville? |
| 10:38:06 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigation Report Incident 31674, appear true and accurate copy? |
| 10:38:28 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Describe investigation? |
| 10:39:31 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Move marked and entered as DOI Exhibit 1. |
| 10:39:46 AM | Chairman Chandler Note: Sacre, Candace | So ordered. |
| 10:39:47 AM | PSC DIVISION OF INSPECTIONS EXHIBIT 1 Note: Sacre, Candace Note: Sacre, Candace | STAFF ATTY NORRIS-CANFIELD PSC - WITNESS GOWINS INCIDENT 31674 INVESTIGATION REPORT |
| 10:39:51 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Operator made initial report? |
| 10:40:01 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Indicate they had spoken with excavator? |
| 10:40:41 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Valid dig ticket? |
| 10:40:49 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Expiration date? |
| 10:40:55 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Incident date? |

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| 10:41:03 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Damage within scope of ticket? |
| 10:41:12 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Able verify if facility marked and located in response to ticket? |
| 10:41:27 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 8, Investigation Report, one of photographs speaking about? |
| 10:41:49 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Describe photograph? |
| 10:42:04 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 9, describe? |
| 10:42:26 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Also flags in photo indicating gas line? |
| 10:42:38 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | At corner of sign, also flag? |
| 10:42:46 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 10, explain photo and how relates to damage? |
| 10:43:30 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 11, explain this photo and how relates to damage? |
| 10:44:11 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | State did attempt contact excavator, never able reach them? |
| 10:46:41 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Report indicate facility contained natural gas? |
| 10:46:49 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | What provision violated? |
| 10:47:24 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Demand letter issued? |
| 10:47:31 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Who issued to? |
| 10:47:41 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Result? |
| 10:47:51 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Excavator any prior violations? |
| 10:48:03 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Since that time, additional violations? |
| 10:48:17 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Examination. Flags present in post-damage pictures flags placed at time of initial marking on May 2 2019? |
| 10:48:42 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | White markings post-damage photos not present in May 2nd pictures? |
| 10:49:05 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Mechanized equipment used? |
| 10:49:15 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Directional boring cause damage? |
| 10:49:39 AM | Chairman Chandler Note: Sacre, Candace | Redirect? |
| 10:49:46 AM | Chairman Chandler Note: Sacre, Candace | Additional witnesses? |
| 10:49:49 AM | Chairman Chandler Note: Sacre, Candace | Additional evidence? |
| 10:49:51 AM | Chairman Chandler Note: Sacre, Candace | Closing statement? |
| 10:50:05 AM | Chairman Chandler Note: Sacre, Candace | Next call 2021-00084 Spriggs Construction, prepared move forward? |

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| 10:50:28 AM | Chairman Chandler Note: Sacre, Candace | Case called earlier, nobody on its behalf, party with burden of proof DOI call first witness. |
| 10:50:38 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | John Gowins. |
| 10:50:43 AM | Chairman Chandler Note: Sacre, Candace | Remind still under oath. |
| 10:50:56 AM | Chairman Chandler Note: Sacre, Candace | Allegations in 2021-00084 evidence Spriggs Construction violated Act, (click on link for further comments.) |
| 10:51:41 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Direct Examination. Familiar with incident of damage took place May 30 2019 at 1200 Hull Street, Louisville? |
| 10:51:52 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigate? |
| 10:51:59 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigation Report Incident 31694, true and accurate copy? |
| 10:52:18 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Move marked and entered as DOI Exhibit 1. |
| 10:52:24 AM | Chairman Chandler Note: Sacre, Candace | So ordered. |
| 10:52:25 AM | PSC DIVISION OF INSPECTIONS EXHIBIT 1 Note: Sacre, Candace Note: Sacre, Candace | STAFF ATTY NORRIS-CANFIELD PSC - WITNESS GOWINS INCIDENT 31694 INVESTIGATION REPORT |
| 10:52:29 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Describe investigation? |
| 10:53:05 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Report indicate excavator present when did investigation? |
| 10:53:39 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Speak to excavator? |
| 10:53:51 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | What state about incident? |
| 10:54:19 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Dig ticket indicate operator spoken to excavator? |
| 10:54:48 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 9, what is document? |
| 10:55:05 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Ticket valid at time of incident? |
| 10:55:17 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Determined excavator using mechanized equipment within tolerance zone? |
| 10:55:23 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 5, tell what this document is? |
| 10:55:47 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Estimation cost of damage? |
| 10:55:51 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Able determine cost paid? |
| 10:55:57 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Contained natural gas? |
| 10:56:11 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | What provision determine violated? |
| 10:56:32 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Demand letter issued? |

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| 10:56:38 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Where sent? |
| 10:56:47 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Result? |
| 10:56:54 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Prior violation? |
| 10:57:06 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Pay penalty? |
| 10:58:02 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Examination. Incident 31694? |
| 10:58:15 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Allegation no contention improper marking but excavator damaged facility, using mechanized equipment? |
| 10:59:05 AM | Chairman Chandler Note: Sacre, Candace | Have anything on this case? |
| 10:59:08 AM | Chairman Chandler Note: Sacre, Candace | Short brief on this matter. (Click on link for further comments.) |
| 11:01:04 AM | Chairman Chandler Note: Sacre, Candace | Anything else? |
| 11:01:15 AM | Chairman Chandler Note: Sacre, Candace | Next case, 2021-00302 Spriggs Construction, (click on link for further comments.) |
| 11:02:22 AM | Chairman Chandler Note: Sacre, Candace | DOI prepared to move forward? |
| 11:02:28 AM | Chairman Chandler Note: Sacre, Candace | First witness? |
| 11:02:35 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | John Gowins. |
| 11:02:37 AM | Chairman Chandler Note: Sacre, Candace | Remind still under oath. |
| 11:02:44 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Direct Examination. Familiar with incident of damage took place on November 21 2019 at 500 Happy Valley Road, Glasgow? |
| 11:02:54 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigate? |
| 11:02:57 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigation Report Incident 32271, true and accurate copy? |
| 11:03:19 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Move marked and entered as DOI Exhibit 1. |
| 11:03:25 AM | Chairman Chandler Note: Sacre, Candace | So ordered. |
| 11:03:26 AM | PSC DIVISION OF INVESTIGATIONS EXHIBIT 1 Note: Sacre, Candace Note: Sacre, Candace | STAFF ATTY NORRIS-CANFIELD PSC - WITNESS GOWINS INCIDENT 32271 INVESTIGATION REPORT |
| 11:03:27 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Describe investigation? |
| 11:04:37 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Contained natural gas? |
| 11:04:45 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Make contact with excavator? |
| 11:04:51 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 5, what is this document? |
| 11:05:10 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Valid at time of incident? |

11:05:15 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace When submitted?

11:05:23 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace When expire?

11:05:30 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace How many days expired?

11:05:37 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Page 6, tell us about this document?

11:05:56 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Valid on date of incident?

11:06:12 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Both tickets expired time of damage?

11:06:17 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Page 4, what is this document?

11:06:34 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Include estimate for cost of damage?

11:06:40 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Aware paid?

11:06:58 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Email included in report?

11:07:02 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace What page?

11:07:20 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Page 7, email referencing?

11:07:34 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace What provision violated?

11:07:59 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Spriggs digging within tolerance zone mechanized equipment?

11:08:09 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Also accurate failed renew dig ticket?

11:08:16 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Demand letter issued?

11:08:23 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace To whom sent?

11:08:31 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Result?

11:08:52 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace What number violation is this?

11:09:00 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Receive penalty?

11:09:05 AM Staff Atty Norris-Canfield PSC - witness Gowins
Note: Sacre, Candace Paid?

11:09:18 AM Chairman Chandler - witness Gowins
Note: Sacre, Candace Examination. Damage Report indicate gas in line?

11:09:52 AM Chairman Chandler - witness Gowins
Note: Sacre, Candace No evidence released into atmosphere?

11:10:01 AM Chairman Chandler
Note: Sacre, Candace Redirect, anything else?

11:10:05 AM Staff Atty Norris-Canfield PSC
Note: Sacre, Candace Nothing further, submit.

11:10:11 AM Chairman Chandler
Note: Sacre, Candace Alleged third violation, not found guilty previous violation, style brief in both matters, will enter order soon what Commission request be.

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| 11:11:08 AM | Chairman Chandler Note: Sacre, Candace | Next case, 2021-00266 L&N Utilities, called earlier not anyone present, allegation evidence violated Act, (click on link for further comments). |
| 11:12:15 AM | Chairman Chandler Note: Sacre, Candace | DOI prepared to move forward? |
| 11:12:18 AM | Chairman Chandler Note: Sacre, Candace | First witness? |
| 11:12:22 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | John Gowins. |
| 11:12:24 AM | Chairman Chandler Note: Sacre, Candace | Remind still under oath. |
| 11:12:29 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Direct Examination. Familiar with incident of damage that took place on January 7 2020 at 1164 Colorado Road, Lexington, Kentucky? |
| 11:12:41 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigate? |
| 11:12:42 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Investigation Report Incident 32412, true and accurate copy? |
| 11:13:05 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Move marked and entered as DOI Exhibit 1. |
| 11:13:11 AM | Chairman Chandler Note: Sacre, Candace | So ordered. |
| 11:13:13 AM | PSC DIVISION OF INSPECTIONS EXHIBIT 1 Note: Sacre, Candace Note: Sacre, Candace | STAFF ATTY NORRIS-CANFIELD PSC - WITNESS GOWINS INCIDENT 32412 INVESTIGATION REPORT |
| 11:13:14 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Describe investigation? |
| 11:13:58 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Who reported damage? |
| 11:14:15 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Examination. "They" referring to operator? |
| 11:14:27 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Direct Examination (cont'd). Operator called to another location, damage not reported by L&N? |
| 11:14:36 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | How many lines reported damaged? |
| 11:14:50 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Additional line damaged since another location involved? |
| 11:15:23 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 5, tell what this document is? |
| 11:15:55 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Indicate operator called in dig ticket? |
| 11:16:20 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Excavator was digging with mechanized equipment? |
| 11:16:24 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Contained natural gas? |
| 11:16:32 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Speak with excavator? |
| 11:16:55 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Attend training or pay penalty? |
| 11:17:01 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Page 4, what is this document? |

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| 11:17:24 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Include estimate of cost of damage? |
| 11:17:31 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Paid operator for damage? |
| 11:17:54 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Contain natural gas? |
| 11:18:01 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Provision violated? |
| 11:18:11 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Demand letter issued? |
| 11:18:18 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Where sent? |
| 11:18:34 AM | Staff Atty Norris-Canfield PSC - witness Gowins Note: Sacre, Candace | Any prior violations? |
| 11:18:58 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Examination. Contractor bored through SL, reading (click on link for further comments), SL stands for service line? |
| 11:19:26 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Who work done for? |
| 11:20:06 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Know at what depth lines supposed to be maintained? |
| 11:20:29 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Depth indicated on pictures page 11, 36-inch ruler, four pictures, maybe page 9, the depth there, service line does appear to be in excess of 12 inches? |
| 11:22:04 AM | Chairman Chandler - witness Gowins Note: Sacre, Candace | Any indication escape of gas into atmosphere? |
| 11:22:33 AM | Chairman Chandler Note: Sacre, Candace | Redirect? |
| 11:22:35 AM | Chairman Chandler Note: Sacre, Candace | Additional evidence? |
| 11:22:48 AM | Chairman Chandler Note: Sacre, Candace | Three minute break until 11:25. |
| 11:23:02 AM | Session Paused | |
| 11:29:29 AM | Session Resumed | |
| 11:29:38 AM | Chairman Chandler Note: Sacre, Candace | Back on the record, next case 2021-00267, L&N Utilities, LLC, (click on link for further comments). |
| 11:30:39 AM | Chairman Chandler Note: Sacre, Candace | Prepared to move forward? |
| 11:30:45 AM | Chairman Chandler Note: Sacre, Candace | Call first witness. |
| 11:30:49 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Eric Tout. |
| 11:30:54 AM | Chairman Chandler Note: Sacre, Candace | Remind still under oath. |
| 11:31:05 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Direct Examination. Familiar with incident of damage took place June 16 2020 at 1000 Samuel Street, Louisville, Kentucky? |
| 11:31:15 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Investigate? |
| 11:31:18 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Incident 42777, Investigation Report, true and accurate copy? |

11:31:45 AM Staff Atty Norris-Canfield PSC
Note: Sacre, Candace Move marked and entered.

11:31:48 AM Chairman Chandler
Note: Sacre, Candace So ordered.

11:31:49 AM PSC DIVISION OF INSPECTIONS EXHIBIT 1
Note: Sacre, Candace STAFF ATTY NORRIS-CANFIELD PSC - WITNESS TOUT
Note: Sacre, Candace INCIDENT 42777 INVESTIGATION REPORT

11:31:50 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Describe investigation?

11:32:20 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Gas operator reported L&N Utilities LLC responsible for damage?

11:32:26 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Excavator present?

11:33:15 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Page 4, what this document is?

11:33:36 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Estimate of cost of damage?

11:33:40 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Damage paid for?

11:33:45 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Page 6, what is this document?

11:34:15 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Ticket valid at time?

11:34:20 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Aware markings accurately done?

11:34:41 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Digging with mechanized equipment?

11:34:48 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Supplemental Investigation Report, true and accurate copy?

11:35:10 AM Staff Atty Norris-Canfield PSC
Note: Sacre, Candace Moved marked and entered.

11:35:15 AM Chairman Chandler
Note: Sacre, Candace So ordered.

11:35:16 AM PSC DIVISION OF INSPECTIONS EXHIBIT 2
Note: Sacre, Candace STAFF ATTY NORRIS-CANFIELD PSC - WITNESS TOUT
Note: Sacre, Candace INCIDENT 42777 SUPPLEMENTAL INVESTIGATION REPORT

11:35:21 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Necessity of document and contents, why make supplemental report?

11:35:37 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Page 5, Supplemental Investigation, explain this photo?

11:36:53 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace What green markings indicate?

11:37:07 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Blue markings?

11:37:10 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Yellow indicate gas?

11:37:14 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace White circles just additional marking by operator?

11:37:24 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Explain concept of ruler?

11:37:50 AM Staff Atty Norris-Canfield PSC - witness Tout
Note: Sacre, Candace Picture indicates within tolerance zone?

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| 11:38:17 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | Page 7? |
| 11:38:53 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | Contained natural gas? |
| 11:39:18 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | Speak to excavator during investigation? |
| 11:39:26 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | What did they state? |
| 11:40:48 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | Demand letter issued? |
| 11:40:50 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | Who issued to? |
| 11:41:37 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | Secretary of State different, send both addresses? |
| 11:41:46 AM | Staff Atty Norris-Canfield PSC - witness Tout | |
| | Note: Sacre, Candace | Provision violated? |
| 11:42:25 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Examination. Photo, close-up of ruler, what is metal T with cable connected to it? |
| 11:43:05 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Grounding mechanism? |
| 11:43:38 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Yellow in dirt, what is that? |
| 11:43:58 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | What is pylon? |
| 11:44:01 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Actually what damaged, pylon not service line? |
| 11:44:11 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Underneath damage pylon? |
| 11:44:31 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Shut-off box? |
| 11:44:35 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Service line or shut-off box damaged? |
| 11:44:44 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Know what allegation was? |
| 11:45:00 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Damage occurred while being bored down? |
| 11:45:28 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Damage pylon on top of different facility, service run through that shut-off? |
| 11:46:00 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | Service line in back, yellow service line in front of shut-off? |
| 11:46:18 AM | Chairman Chandler - witness Tout | |
| | Note: Sacre, Candace | See any indication of paint around damage pylon? |
| 11:46:37 AM | Chairman Chandler | |
| | Note: Sacre, Candace | Any redirect? |
| 11:46:42 AM | Chairman Chandler | |
| | Note: Sacre, Candace | Any additional evidence? |
| 11:46:49 AM | Chairman Chandler | |
| | Note: Sacre, Candace | Nuance with proposed penalty on this case? |
| 11:47:24 AM | Chairman Chandler | |
| | Note: Sacre, Candace | This is third? |

| | | |
|-------------|---|--|
| 11:47:32 AM | Chairman Chandler Note: Sacre, Candace | Found by Commission violated Act twice already or once and what just heard? |
| 11:47:40 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Once, plus second case heard today. |
| 11:47:52 AM | Chairman Chandler Note: Sacre, Candace | Final case, 2021-00253, Antonio Lozano, called earlier Lozano not present, called in the past back in August Lozano present, (click on link for further comments), did not conduct training? |
| 11:48:45 AM | Chairman Chandler Note: Sacre, Candace | Lozano alleged to have violated Underground Damage Prevention Act, evidence existed that Lozano violated Act, specifically, reading, (click on link for further comments). |
| 11:49:26 AM | Chairman Chandler Note: Sacre, Candace | Called case earlier, Lozano not present, DOI prepared to proceed? |
| 11:49:43 AM | Chairman Chandler Note: Sacre, Candace | Call first witness. |
| 11:49:47 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Eric Tout. |
| 11:49:49 AM | Chairman Chandler Note: Sacre, Candace | Remind still under oath. |
| 11:49:57 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Direct Examination. Familiar with incident of damage took place April 21 2020 at 4173 Willow Lane, Lexington, Kentucky? |
| 11:50:07 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Investigate? |
| 11:50:10 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Investigation Report Incident 32574, true and accurate copy? |
| 11:50:29 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Describe contents? |
| 11:50:44 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Move marked and entered. |
| 11:50:50 AM | Chairman Chandler Note: Sacre, Candace | So ordered. |
| 11:50:51 AM | PSC DIVISION OF INSPECTIONS EXHIBIT 1 Note: Sacre, Candace Note: Sacre, Candace | STAFF ATTY NORRIS-CANFIELD PSC - WITNESS TOUT INCIDENT 32574 INVESTIGATION REPORT |
| 11:50:52 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Describe investigation? |
| 11:51:52 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Lozano homeowner, owner of property at 4173 Willow Lane, Lexington? |
| 11:52:17 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Treated case as if homeowner? |
| 11:52:31 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Columbia Gas indicate Lozano present when did investigation? |
| 11:53:00 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Lozano not hold valid dig ticket? |
| 11:53:07 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Contained natural gas? |
| 11:53:53 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Page 6, what this document? |
| 11:54:17 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Valid on date of incident? |

| | | |
|-------------|---|---|
| 11:54:27 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | What provision determine violated? |
| 11:55:02 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Demand letter issued? |
| 11:55:11 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Issued to Lozano? |
| 11:55:15 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Offered training? |
| 11:55:18 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Offered reduced penalty? |
| 11:55:20 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Done either of those things? |
| 11:55:56 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Did not complete training course? |
| 11:56:00 AM | Staff Atty Norris-Canfield PSC - witness Tout Note: Sacre, Candace | Prior violations? |
| 11:56:11 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Examination. Where in record indicate paid penalty? |
| 11:56:49 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Yes. |
| 11:56:49 AM | Chairman Chandler Note: Sacre, Candace | As notice of filing, provide Lozano paid some portion? |
| 11:56:52 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Demand letter \$100 penalty if attended training? |
| 11:57:08 AM | Chairman Chandler - witness Tout Note: Sacre, Candace | Recommendation, Lozano was excavator and 4173 Willow Mr. Lozano's address? |
| 11:57:28 AM | Chairman Chandler Note: Sacre, Candace | Recommendation \$100 fine or \$250 fine? |
| 11:57:51 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | \$100 penalty and attend training course. |
| 11:58:02 AM | Chairman Chandler Note: Sacre, Candace | In record soon what Lozano paid to date? |
| 11:58:09 AM | Staff Atty Norris-Canfield PSC Note: Sacre, Candace | Yes, has paid \$100 penalty. |
| 11:58:20 AM | Chairman Chandler Note: Sacre, Candace | Anything else? |
| 11:58:34 AM | Chairman Chandler Note: Sacre, Candace | Ask notice of filing with evidence amount Mr. Lozano paid. |
| 11:59:11 AM | Chairman Chandler Note: Sacre, Candace | Any other cases not taken up but called? |
| 11:59:23 AM | Chairman Chandler Note: Sacre, Candace | Number of cases passed over request of parties, 2021-00336 J Witt Properties, 2021-00257 Maria Rodriguez, 2021-00355 A&R Construction passed over, counsel file as notice of filing (click on link for further comments). |
| 12:00:33 PM | Chairman Chandler Note: Sacre, Candace | Anything else? |
| 12:00:38 PM | Chairman Chandler Note: Sacre, Candace | Hearing adjourned. |
| 12:00:48 PM | Session Ended | |



| Name: | Description: |
|---------------------------------------|--|
| KNOPF EXHIBIT 1 | PHOTOGRAPH |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 32271 INVESTIGATION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 32412 INVESTIGATION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 32692 INVESTIGATION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 31694 INVESTIGATION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 31674 INVESTIGATION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 32574 INVESTION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 42955 INVESTIGATION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 1 | INCIDENT 42777 INVESTIGATION REPORT |
| PSC DIVISION OF INSPECTIONS EXHIBIT 2 | INCIDENT 42777 SUPPLEMENTAL INVESTIGATION REPORT |

PIPELINE DAMAGE INVESTIGATION REPORT

Investigation Information

| | |
|--|--|
| KY PSC Investigator(s) John E. Gowins | Incident ID 31694 |
| Incident Date 5/30/2019 9:21:00 AM | Report Submitted 6/19/2019 2:28:00 PM |

OPERATOR INFORMATION

| | |
|---|--|
| Operator Louisville Gas and Electric Company | Reported By Mike Jones |
| Phone (502) 364-8281 | Email Mike.Jones@lge-KU.com |
| Incident Location 1200 Hull St Louisville, KY 40204 Jefferson | Locate Ticket Number 1905260153 |

EXCAVATOR INFORMATION

| | |
|--|-----------------------------|
| Name of Excavator Gibson, Cory | Organization ID |
| Phone 931-787-4783 | Email |
| Excavator Address Spriggs Construction LLC 113 Highway 70 E Crossville, TN 38555 | Locate Ticket Number |

INCIDENT

| Locate Ticket Summary | | | | | | |
|-----------------------|----------------|--------------|---|---------------|-------------------|----------------------------|
| Ticket # | Valid | Initial Date | Expiration Date (21 calendar days from Initial date) | Incident Date | # of Days Expired | Within Scope of Excavation |
| 1905260153 | Yes / No / N/A | 5/26/19 | 6/16/19 | 5/30/19 | N/A | Yes |

| Excavation Summary | | | |
|----------------------------------|------------------------|----------------------------------|------------------------------|
| Excavation Within Tolerance Zone | Type Of Equipment Used | Cost of Damage (Per Operator) | Amount Billed (Excavator) |
| Yes | Mechanized | \$1541.00 | \$0.00 |

The operator reports that the contractor was digging with track hoe when they damaged a 2-inch plastic gas main. Contractor failed to spot main with hand tools prior to using mechanized equipment. The main was located properly.

INVESTIGATION

Manta has phone number of: 931.250.5253, same address.

This would be the company's second violation.

December 27, 2019

- Called 931.250.5253, left a v.m.
- Called 601.642.5077 left a v.m.

January 9, 2020

- Called 931.250.5253 left a v.m.
- Called 931.787.4783 (from dig ticket) spoke to Jim Spriggs. He said they were off the week of Christmas and were catching up on return calls. He was certain someone would get back with me.

January 16, 2020

- Called Mr. Spriggs at 931.787.4783, their building lost most of the roof in recent storms, gave me the number for Wendy Gentry 931.808.1767.
- Called Ms. Gentry, went to v.m. and the mailbox was full and couldn't take any messages.
- Called Mr. Spriggs back, explained the problem with trying to talk to Ms. Gentry, he will text her and ask her to contact me.

January 27, 2020

- Called Ms. Gentry at 931.808.1767, left a v.m.

February 7, 2020

- Called Ms. Gentry at 931.808.1767, spoke with her, explained my investigating of two incidents, she asked that I email her the information so she can research it to: wendy@spriggscon.com.

February 17, 2020

- Called Ms. Gentry at 931.808.1767, she has not been able to research yet, will try to get it looked at today.

February 28, 2020

- Called Ms. Gentry at 931.808.1767, she is still in the process of gathering pictures or other documentation.

March 9, 2020

- Sent Ms. Gentry a reminder email.

March 16, 2020

- Sent Ms. Gentry an email indicating two demand letters were coming, one for incident # 31674 and one for incident # 31694.

VIOLATION

KRS 367.4911 (10) When excavation or demolition is necessary within the approximate location of the underground facility, the excavator shall hand-dig or use nonintrusive means to avoid damage to the underground facility.

Gas Excavation Damage Report

Louisville Gas and Electric Company

Submitted 6/19/2019 Incident ID: 31694

[Set back to Edit](#)[Staff Edit](#)[Print \(PDFForm.aspx?Rpt=GasInvestigation&IG=31694\)](#)

Reported By:

Name: Mike Jones
Phone: (502) 364-8281
Email: Mike.Jones@lge-KU.com

Gas Line Incident Occured:

Date: 5/30/2019
Time: 9:21 AM

Details:

Reported Date: 6/19/2019 2:28 PM

Incident Location Address:

Location:
Address: 1200 Hull St
City: Louisville
State: KY
County: Jefferson
Zip: 40204
Confirm Code: Y
Number of Customers out: 4
Locate Request Ticket No.: 1905260153
Excavator: Contractor

Excavator Address:

First Name: Cory
Last Name: Gibson
Organization ID:
Company: Spriggs Construction
Phone: 931-787-4783
Email:
Address: 113 Highway 70 E
City: Crossville
State: TN
Zip: 38555

Confirm Code: D

Excavation Damage: Failure to use hand tools where required

Description of Incident ?Excavator damaged 2" plastic gas main.

Summary Information

6/19/2019

| | |
|---|---|
| Full details such as the cause | Contractor was digging with track hoe when they damaged a 2 inch plastic gas main. Contractor failed to spot main with hand tools prior to using mechanized equipment. The main was located properly. |
| Extent of the damage | 2" plastic main |
| Cost of the damage | \$1,541.00 |
| Steps taken to prevent re-occurrence | Scheduled a safety tailgate with the contractor to go over safe practices of excavation and the new law. |
| Amount billed to excavator | \$0.00 |



Tennessee Secretary of State

Tre Hargett

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Business Services Online > Find and Update a Business Record > Business Entity Detail

Business Entity Detail

| | |
|---|--|
| Available Entity Actions | File Annual Report |
| | Certificate of Existence |
| | More Business in Tennessee |

Entity details cannot be edited. This detail reflects the current state of the filing in the system.

Return to the [Business Information Search](#).

000857353: Limited Liability Company - Domestic Printer Friendly Version

Name: Spriggs Construction LLC

Status: Active

Formed in: TENNESSEE

Fiscal Year Close: December

Term of Duration: Perpetual

Principal Office: 6130 HIGHWAY 70 N
CROSSVILLE, TN 38571-3636 USA

Mailing Address: 6130 HIGHWAY 70 N
CROSSVILLE, TN 38571-3636 USA

AR Exempt: No

Managed By: Member Managed

Initial Filing Date: 07/15/2016

Delayed Effective Date:

AR Due Date: 04/01/2020

Inactive Date:

Obligated Member Entity: No

Number of Members: 1

Assumed Names

History

Registered Agent

| Name | Status | Expires |
|---------------------------|--------|---------|
| No Assumed Names Found... | | |

Division of Business Services
 312 Rosa L. Parks Avenue, Snodgrass Tower, 6th Floor
 Nashville, TN 37243
 615-741-2286
 8:00 a.m. until 4:30 p.m. (Central) Monday - Friday.
[Directions](#) | [State Holidays](#) | [Methods of Payment](#)

Business Filings and Information (615) 741-2286 | TNSOS.CORPINFO@tn.gov
 Certified Copies and Certificate of Existence (615) 741-6488 | TNSOS.CERT@tn.gov
 Motor Vehicle Temporary Liens (615) 741-0529 | TNSOS.MVTL@tn.gov
 Notary Commissions (615) 741-3699 | TNSOS.ATS@tn.gov

Uniform Commercial Code (UCC) (615) 741-3276 | TNSOS.UCC@tn.gov

Workers' Compensation Exemption Registrations (615) 741-0526 | TNSOS.WCER@tn.gov

Apostilles & Authentications (615) 741-0536 | TNSOS.ATS@tn.gov

Summons (615) 741-1799 | TNSOS.ATS@tn.gov

Trademarks (615) 741-0531 | TNSOS.ATS@tn.gov

Nonresident Fiduciaries (615) 741-0536 | TNSOS.ATS@tn.gov

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State Comptroller
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National Association of Secretaries of State
Title VI / EEO Information
Public Records Policy and Records Request Form



Tennessee Secretary of State
Tre Hargett

Gowins, John E (PSC)

From: Gowins, John E (PSC)
Sent: Friday, February 7, 2020 9:42 AM
To: wendy@spriggscon.com
Subject: Incidents # 31674 and 31694
Attachments: 1905021356.pdf; email_from LG&E_31674.pdf; 1905260153.pdf

Ms. Gentry,

For incident # 31674, Louisville Gas and Electric reported that the excavator damaged 1/2" plastic service because the marks were not visible where the damage occurred. The locate request was completed on 5/2 and 5/3. The locate request was marked accurately and validated in the post-marking photography, but was not maintained properly by the excavator for the entirety of the locate request. The dig ticket # 1905021356 is attached. Also included is an email from LG&E with photographs.

For incident # 31694, Louisville Gas and Electric reported that the contractor was digging with track hoe when they damaged a 2-inch plastic gas main. Contractor failed to spot main with hand tools prior to using mechanized equipment. The main was located properly. The dig ticket # 1905260153 is attached as well.

Please contact me after your review.

Thank you.

John E. Gowins
Consumer Complaints Investigator II
Division of Inspections
Kentucky Public Service Commission
502.782.2656

NORMAL NOTICE

Ticket : 1905260153 Date: 05/26/2019 Time: 21:34 Oper: SWOODFORD Chan:000

State: KY Cnty: JEFFERSON City: LOUISVILLE
Subdivision:

Address :

Street : HULL ST

Cross 1 : BAXTER AVE

Location: AT THE MOST NORTHERN INTERSECTION - ON THE SOUTHEAST CORNER - LOCATE
NORTHEAST ON THE SOUTH SIDE OF THE ROAD FOR 600 FEET

:

Boundary: n 38.248891 s 38.246784 w -85.730534 e -85.727279

Work type : INSTALLING CONDUIT AND FIBER

Done for : MCI METRO VERIZON

Start date: 05/30/2019 Time: 07:00 Hours notice: 81/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 6 FEET

Company : SPRIGGS CONSTRUCTION Type: CONT

Co addr : 113 TN RT 70 E

City : CROSSVILLE State: TN Zip: 38555

Caller : WENDY GENTRY Phone: (931)787-4783

Contact : CORY GIBSON - CELL Phone:

Mobile : (601)642-5077

Email : WENDY@SPRIGGSCON.COM

Submitted date: 05/26/2019 Time: 21:34

Members: 0002 0004 0006 0007 0054 0139 0299 0404 WINKY

Gowins, John E (PSC)

From: Gowins, John E (PSC)
Sent: Monday, March 9, 2020 3:17 PM
To: wendy@spriggscon.com
Subject: FW: Incidents # 31674 and 31694
Attachments: 1905021356.pdf; email_from LG&E_31674.pdf; 1905260153.pdf

Ms. Gentry,
You and I spoke back on February 28 about these two incidents.
I really need to move forward on resolving these issues.
Have you had an opportunity to review your documentation?
Thanks.

From: Gowins, John E (PSC)
Sent: Friday, February 7, 2020 9:42 AM
To: wendy@spriggscon.com
Subject: Incidents # 31674 and 31694

Ms. Gentry,

For incident # 31674, Louisville Gas and Electric reported that the excavator damaged 1/2" plastic service because the marks were not visible where the damage occurred. The locate request was completed on 5/2 and 5/3. The locate request was marked accurately and validated in the post-marking photography, but was not maintained properly by the excavator for the entirety of the locate request. The dig ticket # 1905021356 is attached. Also included is an email from LG&E with photographs.

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Please contact me after your review.
Thank you.

John E. Gowins
Consumer Complaints Investigator II
Division of Inspections
Kentucky Public Service Commission
502.782.2656

Gowins, John E (PSC)

From: Gowins, John E (PSC)
Sent: Monday, March 16, 2020 2:04 PM
To: wendy@spriggscon.com
Subject: Incidents # 31674 and 31694

Ms. Gentry,

I will be sending two demand letters to Spriggs Construction LLC for these gas line incidents. The letter for incident # 31674 will have a \$1250 civil penalty requirement since it is the first violation for the company.

The letter for incident # 31694 will have a \$2000 civil penalty requirement since it is the second violation for the company.

John E. Gowins
Consumer Complaints Investigator II
Division of Inspections
Kentucky Public Service Commission
502.782.2656

*Spriggs Construction LLC
6130 Hwy 70 N
Crossville, TENNESSEE 38571