

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BECKNELL-COGHILL, INC)	
_____)	
ALLEGED VIOLATION OF UNDERGROUND)	CASE NO.
FACILITY DAMAGE PREVENTION ACT)	2021-00159
)	
)	

NOTICE OF FILING

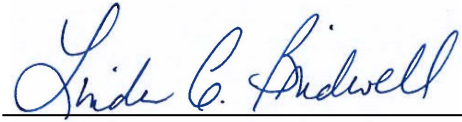
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on August 19, 2021 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- All exhibits introduced at the evidentiary hearing conducted on August 19, 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 August 19, 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/IJ5aEJ_UhjY.

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 8th day of September 2021.



Linda C. Bridwell
Executive Director
Public Service Commission of Kentucky

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

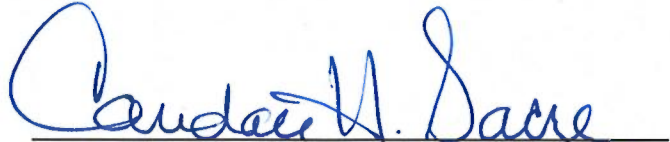
BECKNELL-COGHILL, INC. –)	
)	CASE NO.
ALLEGED VIOLATION OF UNDERGROUND)	2021-00159
FACILITY DAMAGE PREVENTION ACT)	

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 August 19, 2021. The Formal Hearing Log, Exhibit List, and Exhibits are included with the recording on August 19, 2021;
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Formal Hearing of August 19, 2021; and
4. The Formal Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Formal Hearing of August 19, 2021, and the time at which each occurred.

Signed this 1st day of September, 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:
8/19/2021	Public Hearing\Public Comments	Hearing Room 1	Hearing Room 1 (HR 1)

Witness: Bobby Coghill; Eric Tout
 Judge: Kent Chandler
 Clerk: Candace Sacre

Event Time	Log Event	
9:08:52 AM	Session Started	
9:09:13 AM	Chairman Chandler Note: Sacre, Candace	This is the Kentucky Public Service Commission. My name is Kent Chandler. I am Chairman of the Public Service Commission, and I will be presiding today. Joining me is Vice Chairman Amy Cabbage.
9:09:24 AM	Chairman Chandler Note: Sacre, Candace	Today's hearings are for the purpose of hearing evidence in cases where the Inspections 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.
9:09:24 AM 9:09:41 AM	Camera Lock Deactivated Chairman Chandler Note: Sacre, Candace	The Kentucky 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.
9:10:13 AM	Chairman Chandler Note: Sacre, Candace	This morning, we are here for other purpose of holding hearings in the following cases: Case Nos. 2021-00159, 2021-00162, 2021-00202, 2021-00253, 2021-00256, 2021-00258, 2021-00260, 2021-00080, 2021-0083, 2021-00084, 2021-00268, 2021-00269, and 2021-00270.
9:11:16 AM	Chairman Chandler Note: Sacre, Candace	Procedure, videoconferencing recommendations. (Click on link for further comments.)
9:12:12 AM	Chairman Chandler Note: Sacre, Candace	First case will call this morning is Case No. 2021-00159, Becknell-Coghill, and it is Incident Number 32249. Party or counsel on behalf of party in attendance today?
9:13:02 AM	Atty Nageleisen Becknell-Coghill Note: Sacre, Candace	Donald Nageleisen on behalf of Mr. (Bobby) Coghill.
9:13:53 AM	Chairman Chandler Note: Sacre, Candace	Opening Order in this case alleged violation is of the following provision KRS 367.4911(6), reading (click on link for further comments).
9:14:39 AM	Chairman Chandler Note: Sacre, Candace	My understanding filed response?
9:14:44 AM	Atty Nageleisen Becknell-Coghill Note: Sacre, Candace	Yes.

9:14:45 AM	Chairman Chandler Note: Sacre, Candace	Have been provided notice of hearing?
9:14:50 AM	Atty Nageleisen Becknell-Coghill Note: Sacre, Candace	Yes.
9:14:54 AM	Chairman Chandler Note: Sacre, Candace	Appearance of counsel PSC?
9:15:05 AM	Staff Atty Park PSC Note: Sacre, Candace	John Park, and with me today is Jessica Norris-Canfield.
9:15:14 AM	Chairman Chandler Note: Sacre, Candace	DOI ready to proceed?
9:15:19 AM	Staff Atty Park PSC Note: Sacre, Candace	Yes.
9:15:21 AM	Chairman Chandler Note: Sacre, Candace	Mr. Nageleisen, same for you?
9:15:24 AM	Atty Nageleisen Becknell-Coghill Note: Sacre, Candace	Yes.
9:15:26 AM	Chairman Chandler Note: Sacre, Candace	Present case?
9:15:32 AM	Staff Atty Park PSC Note: Sacre, Candace	DOI calls Eric Tout.
9:15:58 AM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
9:16:07 AM	Chairman Chandler - witness Tout Note: Sacre, Candace	Examination. Name and address?
9:16:18 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Direct Examination. Current occupation?
9:16:30 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Job duties?
9:16:43 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	As inspector, investigate incident excavation damage occurred Oct 28 2019 at 2119 High Water Road, Villa Hills, Kentucky?
9:17:04 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Assigned incident number?
9:17:08 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	What was that?
9:17:13 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Investigation Report displayed, true and accurate copy of Investigation Report?
9:18:04 AM	Staff Atty Park PSC Note: Sacre, Candace	Previously filed, move to introduce DOI Exhibit 1.
9:18:22 AM	Chairman Chandler Note: Sacre, Candace	Marked and introduced as DOI Staff Exhibit 1.
9:18:31 AM	DOI STAFF EXHIBIT 1 Note: Sacre, Candace Note: Sacre, Candace	INCIDENT 32249 PIPELINE DAMAGE INVESTIGATION REPORT STAFF ATTY PARK PSC - WITNESS TOUT
9:18:32 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Describe incident and investigation?
9:19:05 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Describe findings reached?
9:19:41 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Photographs confirm both temporary markings pre-dig and after?
9:20:03 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Requirement for excavator request remark?

9:20:32 AM	Staff Atty Park PSC - witness Tout	Note: Sacre, Candace	At time of damage, pipeline contain natural gas?
9:20:36 AM	Staff Atty Park PSC - witness Tout	Note: Sacre, Candace	Demand letter issued?
9:20:43 AM	Staff Atty Park PSC - witness Tout	Note: Sacre, Candace	Response?
9:21:13 AM	Chairman Chandler	Note: Sacre, Candace	Questions?
9:21:19 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Cross Examination. Documentation provided by Duke?
9:21:27 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Photographs, who would have taken those?
9:21:48 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	What does that mean, PRG?
9:21:52 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Someone Duke hires?
9:22:01 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Have job of relying upon what provided to you?
9:22:11 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Ever been to scene?
9:22:17 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Not typically done?
9:22:38 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	If marks vanished/unrecognizable, any duties under Duke restore?
9:23:12 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Time period supposed to mark prior to digging, a requirement?
9:23:21 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Marked within two days of digging?
9:23:36 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Typically done within week's time?
9:23:51 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	Curb box located in area, marked as well?
9:24:12 AM	Atty Nageleisen Becknell-Coghill - witness Tout	Note: Sacre, Candace	People mark often use stakes or flags?
9:24:42 AM	Chairman Chandler	Note: Sacre, Candace	Questions?
9:24:46 AM	Chairman Chandler - witness Tout	Note: Sacre, Candace	Examination. There was curb box in area?
9:25:10 AM	Chairman Chandler - witness Tout	Note: Sacre, Candace	Marked by excavator?
9:25:15 AM	Chairman Chandler - witness Tout	Note: Sacre, Candace	Area intend excavate, can excavator mark that flags/paint where operator should indicate where facilities?
9:25:33 AM	Chairman Chandler - witness Tout	Note: Sacre, Candace	In this instance for this incident excavator identified area sought to excavate by markings?
9:26:18 AM	Chairman Chandler - witness Tout	Note: Sacre, Candace	Reviewed Act plenty of times?
9:26:21 AM	Chairman Chandler - witness Tout	Note: Sacre, Candace	Everybody has color, white color for Act to show area excavator intends excavate?
9:26:39 AM	Chairman Chandler	Note: Sacre, Candace	Redirect?

9:26:44 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Redirect Examination. Operator provides notice to Commission occurrence of incident?
9:26:58 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Provides information pertaining to incident?
9:27:00 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Information by pipeline operator, received report on behalf of Duke pre-dig pictures and pictures of damage?
9:27:19 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Reach out to excavator?
9:27:28 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Ask Mr. Coghill had photos/evidence pertaining damage incident?
9:27:37 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Able to provide photos?
9:27:42 AM	Staff Atty Park PSC - witness Tout Note: Sacre, Candace	Contradict evidence provided by Duke?
9:27:58 AM	Chairman Chandler Note: Sacre, Candace	Additional witnesses?
9:28:02 AM	Chairman Chandler Note: Sacre, Candace	Is that the case?
9:28:12 AM	Chairman Chandler Note: Sacre, Candace	Any witnesses?
9:28:15 AM	Atty Nageleisen Becknell-Coghill Note: Sacre, Candace	Bobby Coghill.
9:28:24 AM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
9:28:31 AM	Chairman Chandler - witness Coghill Note: Sacre, Candace	Examination. Name and address?
9:28:47 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Direct Examination. Company called?
9:29:00 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	What business involved in at time of incident?
9:30:17 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Tell who AI is?
9:30:56 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Called Duke come out and mark?
9:31:08 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Came out Oct 23 2019?
9:31:15 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Rained and winds Oct 26 2019?
9:31:29 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Dug, hit gas line Oct 28 '19?
9:31:33 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Paint on curb box, why there, why painted?
9:31:53 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	AI representative from?
9:31:57 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Stakes or flags?
9:32:05 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Uncover curb box?
9:32:10 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	No paint on curb box, if not uncover, right?
9:32:16 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	Anything else, how long been doing this?

9:33:14 AM	Atty Nageleisen Becknell-Coghill - witness Coghill Note: Sacre, Candace	What AI say when ask him?
9:33:41 AM	Staff Atty Park PSC Note: Sacre, Candace	Objection, hearsay.
9:33:56 AM	Atty Nageleisen Becknell-Coghill Note: Sacre, Candace	Response to that, not object hearsay whole investigation.
9:34:15 AM	Chairman Chandler Note: Sacre, Candace	I think right, if could; focus, Mr. Coghill, on what saw and your experience.
9:34:26 AM	Atty Nageleisen Becknell-Coghill Note: Sacre, Candace	All we have.
9:34:29 AM	Chairman Chandler Note: Sacre, Candace	Questions?
9:34:39 AM	Staff Atty Park PSC - witness Coghill Note: Sacre, Candace	Cross Examination. Any time, try confirm and request remarking was not showing up any more?
9:35:37 AM	Chairman Chandler Note: Sacre, Candace	Questions?
9:35:40 AM	Vice Chairman Cabbage - witness Coghill Note: Sacre, Candace	Examination. Have Inspection Report from PRG and pictures, any show where curb box should have been?
9:36:08 AM	Vice Chairman Cabbage - witness Coghill Note: Sacre, Candace	Scroll through, if any pictures showing that, explain?
9:36:45 AM	Vice Chairman Cabbage - witness Coghill Note: Sacre, Candace	Show on any pictures?
9:37:01 AM	Chairman Chandler - witness Coghill Note: Sacre, Candace	Examination: 811 ticket, location for ticket, reading, (click on link for further comments), consistent testimony earlier?
9:37:27 AM	Chairman Chandler - witness Coghill Note: Sacre, Candace	Know curb box within area of front of property or side of road?
9:37:55 AM	Chairman Chandler - witness Coghill Note: Sacre, Candace	Are, today, aware of whether curb box?
9:38:28 AM	Chairman Chandler - witness Coghill Note: Sacre, Candace	Has to be somewhere, any evidence in area?
9:38:52 AM	Chairman Chandler Note: Sacre, Candace	Redirect?
9:38:58 AM	Staff Atty Park PSC - witness Coghill Note: Sacre, Candace	Recross Examination. Look at photographs, two sets before and after?
9:39:33 AM	Staff Atty Park PSC - witness Coghill Note: Sacre, Candace	Photograph marked "Locate Predig 2 JPG?"
9:39:40 AM	Staff Atty Park PSC - witness Coghill Note: Sacre, Candace	Yellow marking, approximate area excavation damage, see fence behind it?
9:39:52 AM	Staff Atty Park PSC - witness Coghill Note: Sacre, Candace	Approximate area of damage?
9:39:58 AM	Chairman Chandler Note: Sacre, Candace	Redirect?
9:40:03 AM	Chairman Chandler Note: Sacre, Candace	Witness excused.
9:40:11 AM	Chairman Chandler Note: Sacre, Candace	Additional evidence? (Click on link for further comments.)
9:40:18 AM	Chairman Chandler Note: Sacre, Candace	Closing statement? (Click on link for further comments.)

9:40:28 AM	Chairman Chandler Note: Sacre, Candace	Brief? (Click on link for further comments.)
9:40:42 AM	Chairman Chandler Note: Sacre, Candace	Content submitting case on record? (Click on link for further comments.)
9:40:54 AM	Chairman Chandler Note: Sacre, Candace	Anything else? (Click on link for further comments.)
9:41:20 AM	Chairman Chandler Note: Sacre, Candace	Break until 9:45.
9:41:37 AM	Session Paused	
9:41:53 AM	Session Ended	



Exhibit List Report

2021-00159 19Aug2021

Damage Prevention Becknell-
Coghill

Name:

Description:

DOI STAFF EXHIBIT 1

INCIDENT 32249 PIPELINE DAMAGE INVESTIGATION REPORT

PIPELINE DAMAGE INVESTIGATION REPORT

Investigation Information

KY PSC Investigator(s) Eric V. Tout Incident Date 10/28/2019 9:56:00 AM	Incident ID 32249 Report Submitted 11/19/2019 1:14:41 PM
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OPERATOR INFORMATION

Operator Duke Energy Kentucky, Inc. Phone (513) 287-2594 Incident Location 2119 Highwater Rd, Villa Hills 2119 Highwater Rd Villa Hills, KY 41017 Kenton	Reported By Laura Mate Email Laura.Mate@duke-energy.com Locate Ticket Number 1910190026
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EXCAVATOR INFORMATION

Name of Excavator Coghill 859-393-2207, Bobby Phone 859-356-3063 Excavator Address Becknell-Coghill, Inc. PO Box 51 Morning View, KY 41063	Organization ID 0174448 Email Locate Ticket Number
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INCIDENT

The Operator reports that the Excavator damaged a correctly marked gas service with a backhoe installing a water meter.

The Damage Report is include as Attachment 1.

Excavation Summary

Excavation Within 18" <small>(Approximate Location)</small>	Type Of Equipment Used	Cost of Damage <small>(Per Operator)</small>	Amount Billed <small>(Excavator)</small>
Yes	Mechanized / Backhoe	\$647.86	\$647.86

Locate Ticket (LT) Summary

Ticket #	Valid	Initial Date	Expiration Date <small>(21 calendar days from Initial date)</small>	Incident Date	# of Days Expired	Within Scope of Excavation
1910190026	Yes	10/19/19	N/A	10/28/19	N/A	Yes

The Locate Ticket(s) is/are include as Attachment 2.

INVESTIGATION

On 07/23/20 an attempt to contact the Excavator, Becknell-Coghill's Bobby Coghill (859-393-2207), result in a message stating that this is Bobby, wherein a message was left.

On 07/24/20 Mr. Coghill stated that he was aware that gas facilities were present, he, his two sons and a worker walked the area and this incident location was not marked, the curb stop was covered over and not marked. Mr. Coghill stated that he saw Duke's damage photographs and location marks were present in the photographs, but contends the marks were not visible when excavation began. Mr. Coghill stated that he took no photographs.

On 07/24/20 the Operator, Duke's Jim Collins, stated that the Excavator has refused to pay Duke for the damage. Mr. Collins provided the following documents:

- Project Resource Group (PRG) Invoice: Indicating the Excavator was billed \$647.86 for the damage.
- PRG Damage Investigation Findings: Indicating the service was marked correctly, the damage was close to the gas shutoff valve and was a direct result of a water meter installation/repair by Excavator.
- 10/23/19 Photographs: Indicating the incident location was marked five days before the incident date.
- 10/28/19 Photographs: Indicating the damage occurred within the approximant location/"tolerance zone" of 18 inches.

Mr. Collins email and documents are include as Attachment 3.

On 07/27/20 Mr. Coghill stated that the curb dox was not marked or exposed, no marks were present and he would have not been digging in the area if there were marks. Mr. Coghill stated that the area was marked five days prior to

the incident date, but rain and pine needles made it difficult to see the marks. It was being explained to Mr. Coghill the preservation of temporary underground facility markers is the excavator's responsibility when the telephone conversation abruptly ended. A Demand Letter requiring attendance to the Damage Prevention Course and payment of the reduced penalty of \$250.00 will be sent to Mr. Coghill.

VIOLATION
KRS 367.4911

(6) The excavator shall protect and preserve temporary underground facility markers until the scheduled excavation or demolition is completed.

of Offences
(Including this incident)

Excavator	Last Offence Incident #	Last Offence Incident Date	Last Offence Resolved Date
1 st	N/A	N/A	N/A

Attachment 1

Gas Excavation Damage Report

Duke Energy Kentucky, Inc.

Submitted 11/19/2019 Incident ID: 32249

[Set back to Edit](#) | [Staff Edit](#)

[Print \(PDFForm.aspx?Rpt=GasInvestigation&IG=32249\)](#)

Reported By:

Name: Laura Mate
Phone: (513) 287-2594
Email: Laura.Mate@duke-energy.com

Gas Line Incident Occured:

Date: 10/28/2019
Time: 9:56 AM

Details:

Reported Date: 11/19/2019 1:14 PM

Incident Location Address:

Location: 2119 Highwater Rd, Villa Hills
Address: 2119 Highwater Rd
City: Villa Hills
State: KY
County: Kenton
Zip: 41017

Confirm Code:

Number of Customers out: 1

Was gas or hazardous liquids contained in the underground facility?

Was gas or hazardous liquids released into the atmosphere? * 3/2020

Locate Request Ticket No.: 1910190026

Excavator: Contractor

Excavator Address:

First Name: Bobby
Last Name: Coghill 859-393-2207
Organization ID: 0174448
Company: BECKNELL-COGHILL, INC.
Phone: 859-356-3063
Email:

Address: PO Box 51
City: Morning View
State: KY
Zip: 41063
Confirm Code: Y
Excavation Damage: Failure to use hand tools where required

Description of Incident Gas service was damaged by a backhoe during a water meter installation/repair.

Summary Information

11/19/2019

Full details such as the cause	The service was marked correctly and the damage was close to the gas shutoff valve. Excavator failed to use hand tools near the gas service and damaged it with a backhoe.
Extent of the damage	Gas service damaged and required repair.
Cost of the damage	\$518.00
Steps taken to prevent re-occurrence	
Amount billed to excavator	\$518.00

Attachment 2

NORMAL NOTICE

Ticket : 1910190026 Date: 10/19/2019 Time: 08:47 Oper: LWILLIAMS Chan:000

State: KY Cnty: KENTON City: VILLA HILLS
Subdivision:

Address : 2119
Street : HIGHWATER RD
Cross 1 : COLINA DR
Location: LOCATE ENTIRE FRONT OF THE PROPERTY AND BOTH SIDES OF THE ROAD
:
Boundary: n 39.071045 s 39.068641 w -84.581014 e -84.579073

Work type : INSTALL WATER METER
Done for : NORTHERN KENTUCKY WATER DISTRICT
Start date: 10/23/2019 Time: 07:00 Hours notice: 94/48 Priority: NORM
Ug/Oh/Both: U Blasting: NO Emergency: N
Duration : N/A Depth: 4 FEET

Company : BECKNELL COGHILL INC Type: CONT
Co addr : P.O. BOX 51
City : MORNING VIEW State: KY Zip: 41063
Caller : BOBBY COGHILL Phone: (859)356-3063
Contact : BOBBY COGHILL- CELL Phone:
Mobile : (859)393-2207

Submitted date: 10/19/2019 Time: 08:47
Members: 0122 0130 0416 0516

Attachment 3

Tout, Eric V (PSC)

From: Collins, Jim <Jim.Collins@duke-energy.com>
Sent: Friday, July 24, 2020 12:57 PM
To: Tout, Eric V (PSC)
Cc: Mate, Laura L
Subject: FW: 32249, 10/28/2019, 2119 Highwater Rd, Villa Hills, Becknell-Coghill, Inc.
Attachments: 429195 - Claim Support Package.pdf

****CAUTION** PDF attachments may contain links to malicious sites. Please contact the COT Service Desk ServiceCorrespondence@ky.gov for any assistance.**

Eric,
Attached is the PRG claims report for this damage. It includes the pre-excitation and damage photos. PRG informed me that the contractor has refused to pay.

Please let me know if you need any additional information.

Thanks

Jim Collins, PE
Duke Energy
Manager, Damage Prevention
(O) 513-287-1426 (M) 513-441-9680



From: Mate, Laura L <Laura.Mate@duke-energy.com>
Sent: Friday, July 24, 2020 11:07 AM
To: Collins, Jim <Jim.Collins@duke-energy.com>
Cc: Wray, AJ -prgconsulting <awray@prgconsulting.net>; Davis, Michael -prgconsulting <mdavis@prgconsulting.net>
Subject: FW: 32249, 10/28/2019, 2119 Highwater Rd, Villa Hills, Becknell-Coghill, Inc.

Can you guys look into this one and reply back to Mr. Tout? It is PRG # 429195.

Thanks,
Laura

From: Tout, Eric V (PSC) <ericv.tout@ky.gov>
Sent: Friday, July 24, 2020 10:56 AM
To: Mate, Laura L <Laura.Mate@duke-energy.com>
Subject: [EXTERNAL] 32249, 10/28/2019, 2119 Highwater Rd, Villa Hills, Becknell-Coghill, Inc.

***** CAUTION! EXTERNAL SENDER *****

STOP & THINK! Do you know and trust this sender? Were you expecting this email? Is grammar and spelling correct? Does the content make sense? If suspicious, then do not click links, open attachments or enter your ID or password.

Hello Laura,

The Excavator is claiming no marks were placed on this one. Please provided per-excavation and damage photos along with the final report. Were they billed and did they pay for the damage? If so need documentation.

*Thanks,
Eric V. Tout
Kentucky Public Services Commission
Division of Inspections / Damage Prevention
211 Sower Blvd., Frankfort, KY 40601
Office: 502-782-2622
Fax: 502-564-1582*



INVOICE



Please Make Check Payable to: Project Resources Group

Remit to: Project Resources Group, Inc. Attn. Damage Claims 5340 S. Quebec St., Suite 250S Greenwood Village, CO 80111 EIN: 84-1576547	Invoice # DK-429195 Date: November 25, 2019 Terms: Due Upon Receipt Conf. Code # U3DAG
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Responsible for Damages: Becknell-Coghill Inc P.O. Box 51 Morningview, KY 41063

Date & Address Where Damage Occurred: 10/28/2019 2119 Highwater Rd Villa Hills, KY 41017

Labor and Materials Costs:			
	<u>Units</u>	<u>Unit Rate</u>	<u>Amount</u>
<i>Internal Labor Costs</i>			
Mechanic III - C&M (12049)	2.00	\$35.79	\$71.58
Mechanic Operator I	2.00	\$73.70	\$147.40
Mechanic Operator I	1.00	\$73.70	\$73.70
Emergency Call Out	1.00	\$175.00	\$175.00
SRW Utility	1.00	\$6.76	\$6.76
DRW 15-26K Utility	2.00	\$15.87	\$31.74
Damage Investigation/Quality Control			<u>\$130.00</u>
Sub-Total			\$636.18
<i>Material Costs</i>			
Coupling; Pipe; 1"	2.00	\$5.37	\$10.74
Pipe; 1"	2.00	\$0.47	<u>\$0.94</u>
Sub-Total			\$11.68
Invoice Total			<u>\$647.86</u> =====

Please Make Check Payable to: Project Resources Group

For questions regarding this invoice, please contact: Mike Willingham, (704) 981-4521 or via email mwillingham@prgconsulting.net



Damage Investigation Findings

PRG CLAIM: DK-429195
DATE OF OUTAGE: 10/28/2019 09:50 AM
NOTIFICATION: 10/28/2019 09:58 AM
ARRIVAL: 10/28/2019 11:15 AM
LOCATION: 2119 Highwater Rd, Villa Hills, KY 41017
LOCATE TICKET: 1910190026
INVESTIGATOR: Jason Raleigh

SUMMARY

On Monday, October 28, 2019, I was notified by Duke Energy about damage at 2119 Highwater Rd, Villa Hills, KY 41017. Duke Energy's Underground Facilities were damaged at the above stated location by a Backhoe.



STATEMENTS

I arrived on site and spoke with Duke Energy. The service was marked correctly and the damage was close to the gas shutoff valve.

DETERMINATION

On Monday, October 28, 2019, Duke Energy suffered damage to its facilities at the above stated location as a direct result of a water meter installation/repair by Becknell-Coghill Inc. In light of these circumstances, it has been determined that Becknell-Coghill Inc. will be held liable for this damage and the associated costs to Duke Energy.

Law(s): KRS 367.4911

Excavator or person responsible for excavation to notify operator of work schedule -- Responsibilities of excavator. (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.



ROOT CAUSE

Failure to properly expose and protect underground facilities

0416 00014 KUPIa 10/19/2019 08:48:53 1910190026-00A NORM NEW STRT

NORMAL NOTICE

Ticket : 1910190026 Date: 10/19/2019 Time: 08:47 Oper: LWILLIAMS Chan:000

State: KY Cnty: KENTON City: VILLA HILLS
Subdivision:

Address : 2119

Street : HIGHWATER RD

Cross 1 : COLINA DR

Location: LOCATE ENTIRE FRONT OF THE PROPERTY AND BOTH SIDES OF THE ROAD

:

Boundary: n 39.071045 s 39.068641 w -84.581014 e -84.579073

Work type : INSTALL WATER METER

Done for : NORTHERN KENTUCKY WATER DISTRICT

Start date: 10/23/2019 Time: 07:00 Hours notice: 94/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO Emergency: N

Duration : N/A Depth: 4 FEET

Company : BECKNELL COGHILL INC Type: CONT

Co addr : P.O. BOX 51

City : MORNING VIEW State: KY Zip: 41063

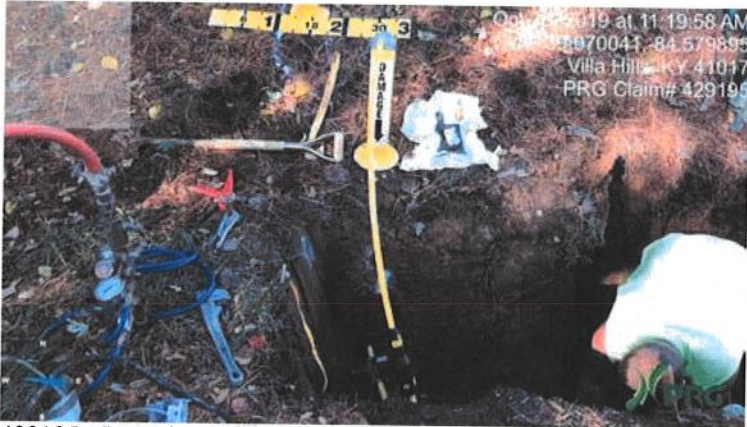
Caller : BOBBY COGHILL Phone: (859)356-3063

Contact : BOBBY COGHILL- CELL Phone:

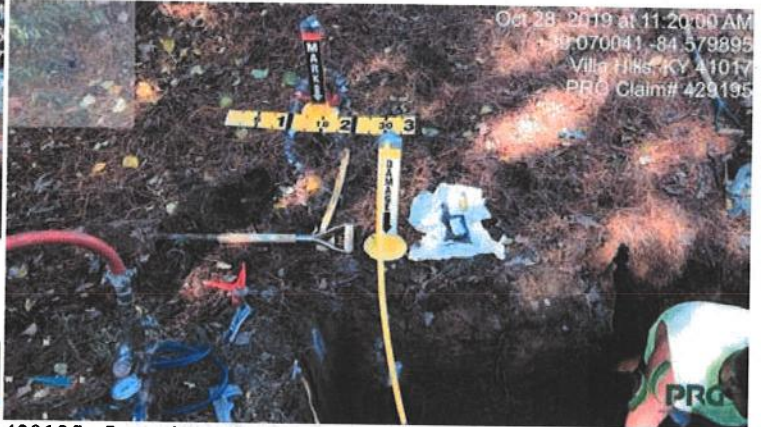
Mobile : (859)393-2207

Submitted date: 10/19/2019 Time: 08:47

Members: 0122 0130 0416 0516



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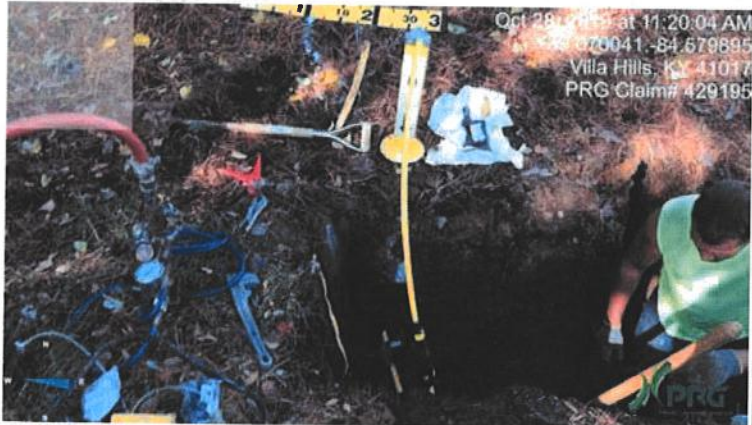
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429195 - Investigator3.JPG



429195 - Investigator4.JPG



429195 - Investigator5.JPG



429195 - Investigator6.JPG



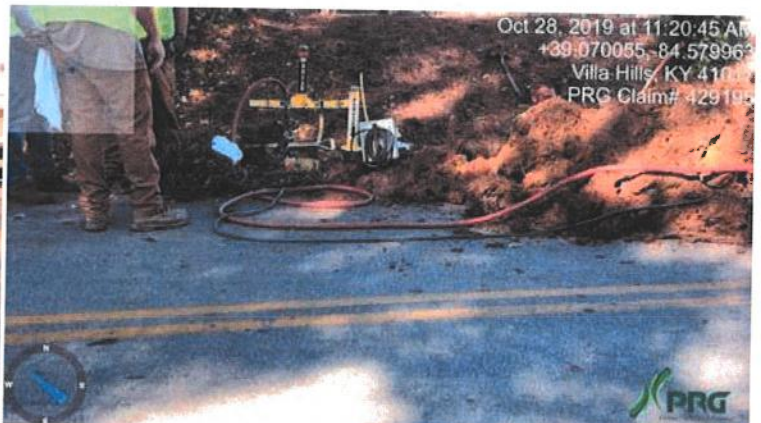
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429195 - Investigator10.JPG



429195 - Investigator11.JPG



429195 - Investigator12.JPG



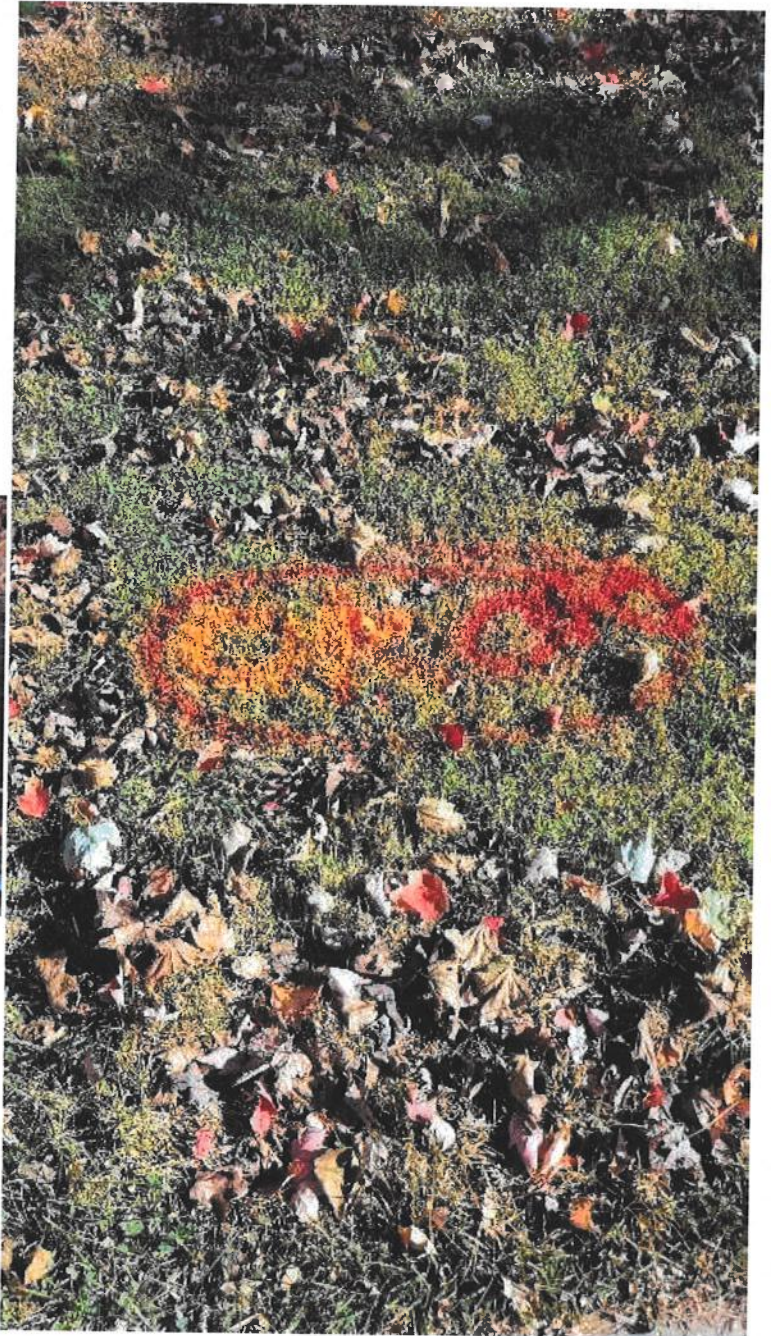
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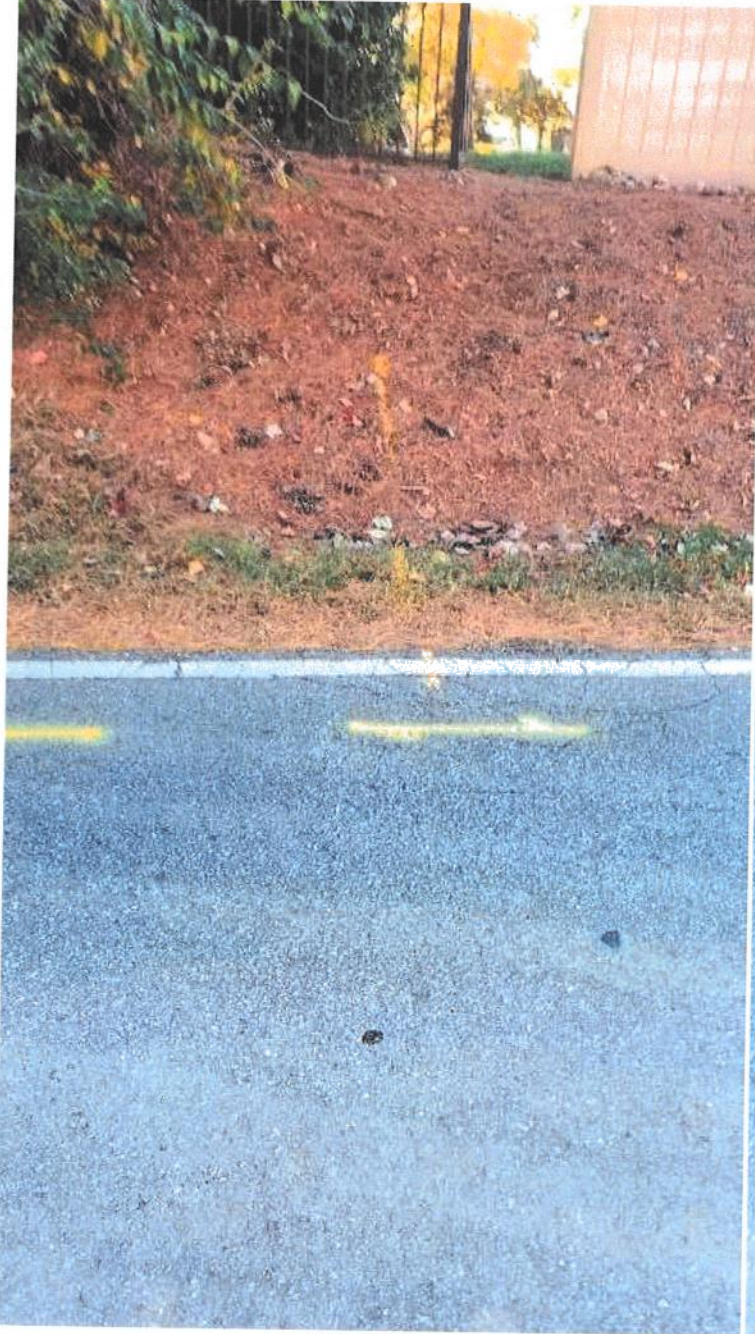


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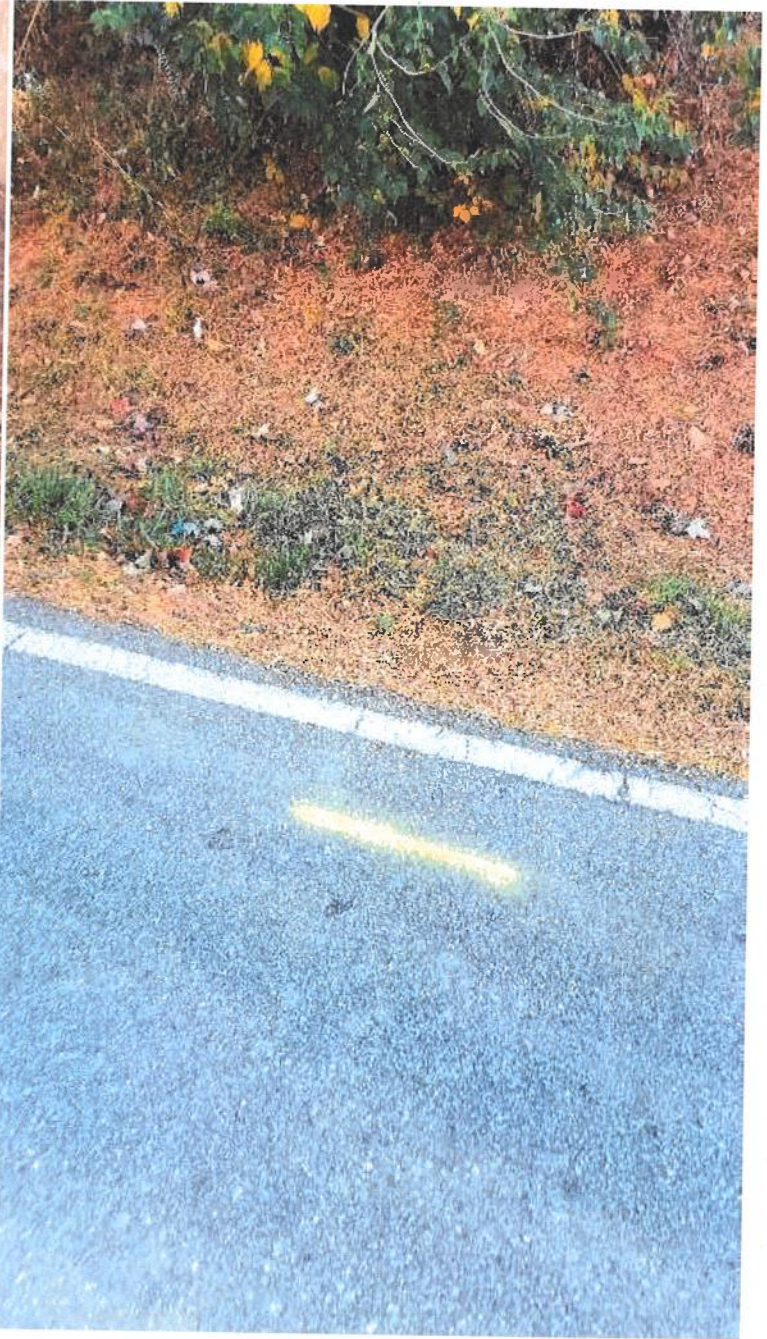
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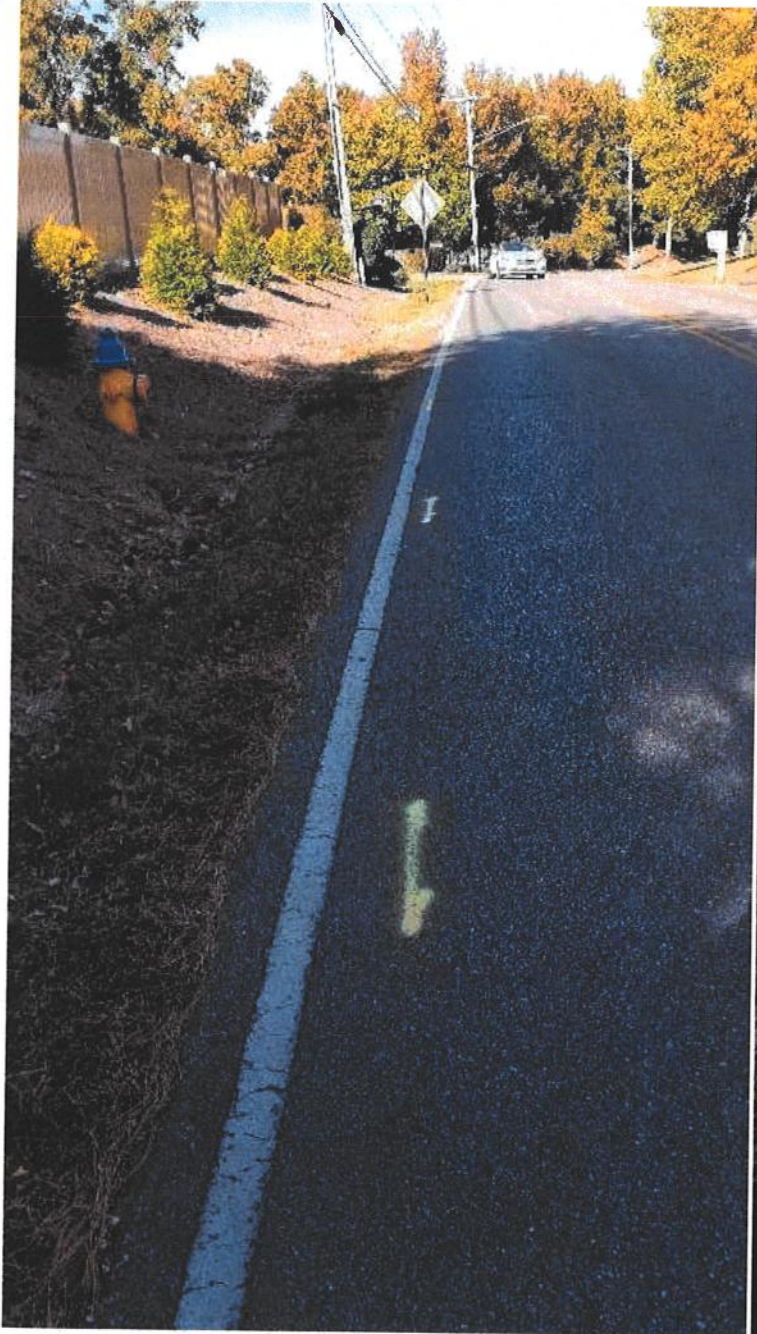
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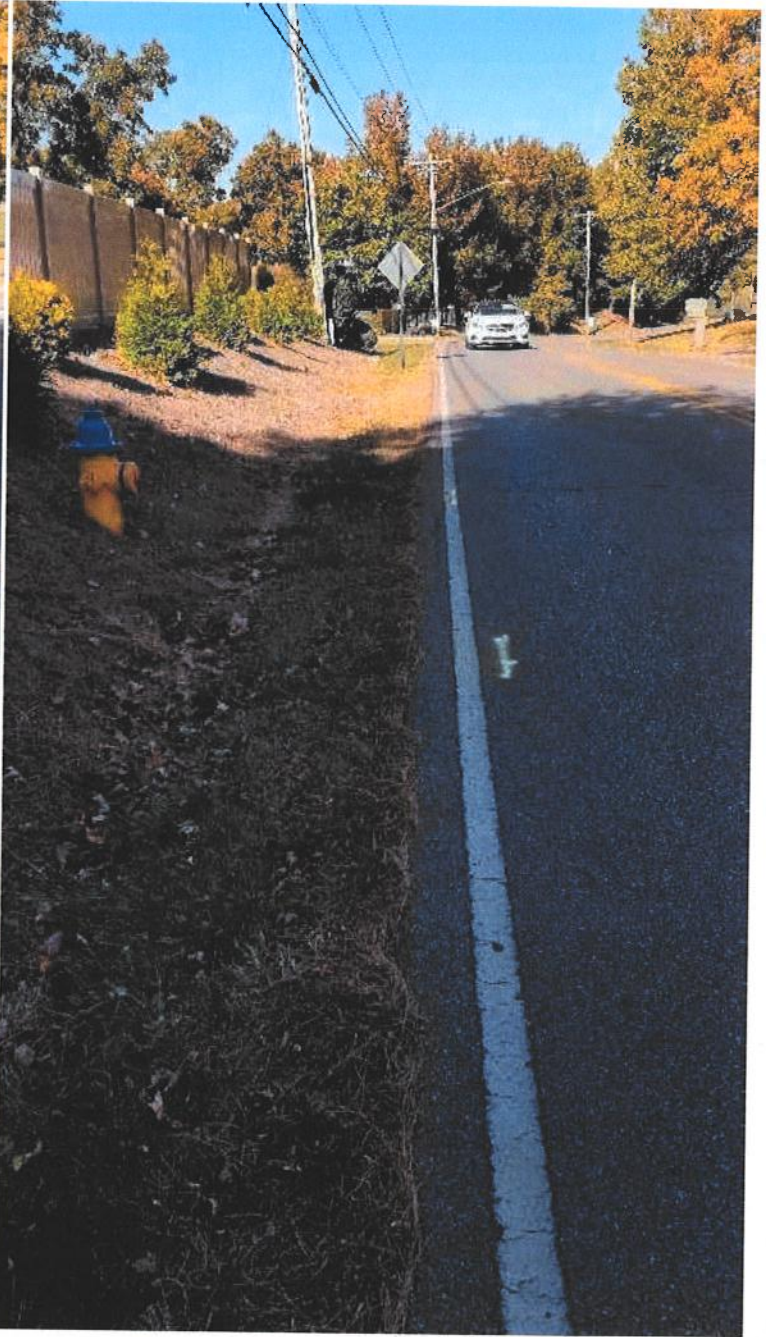
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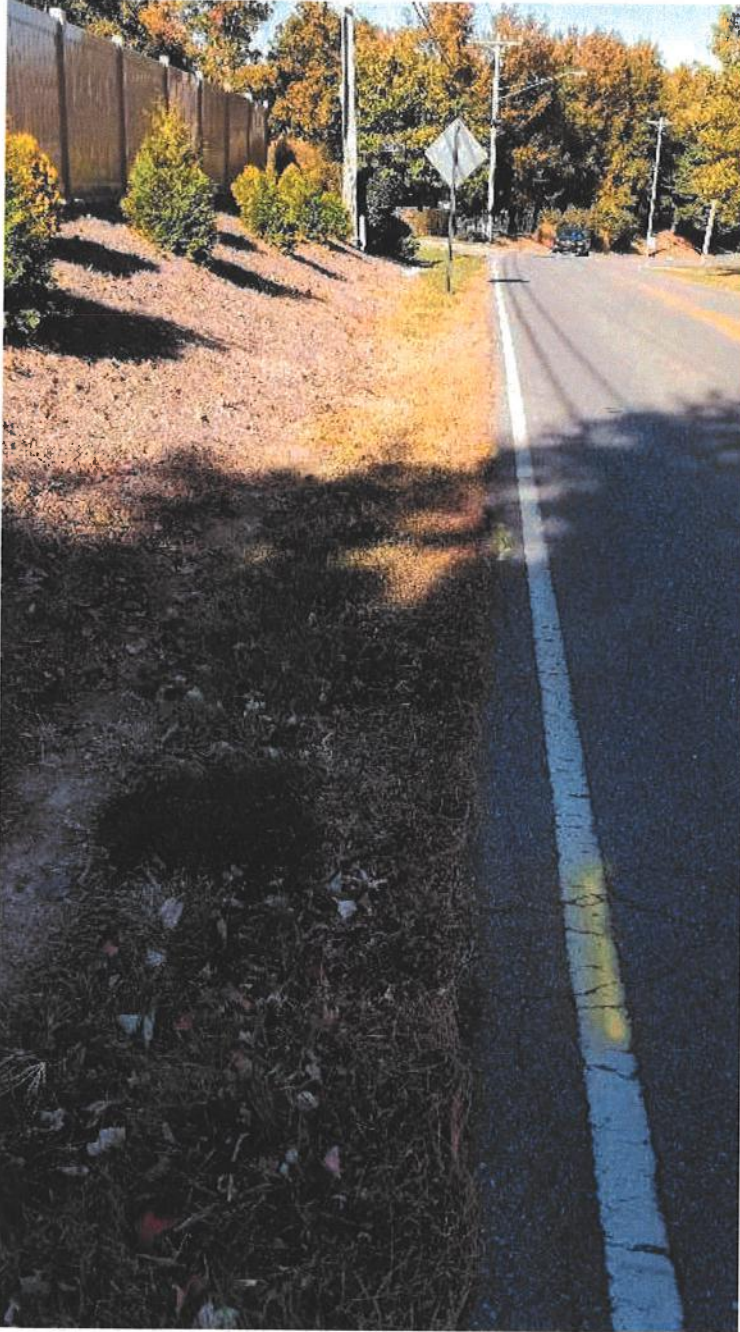
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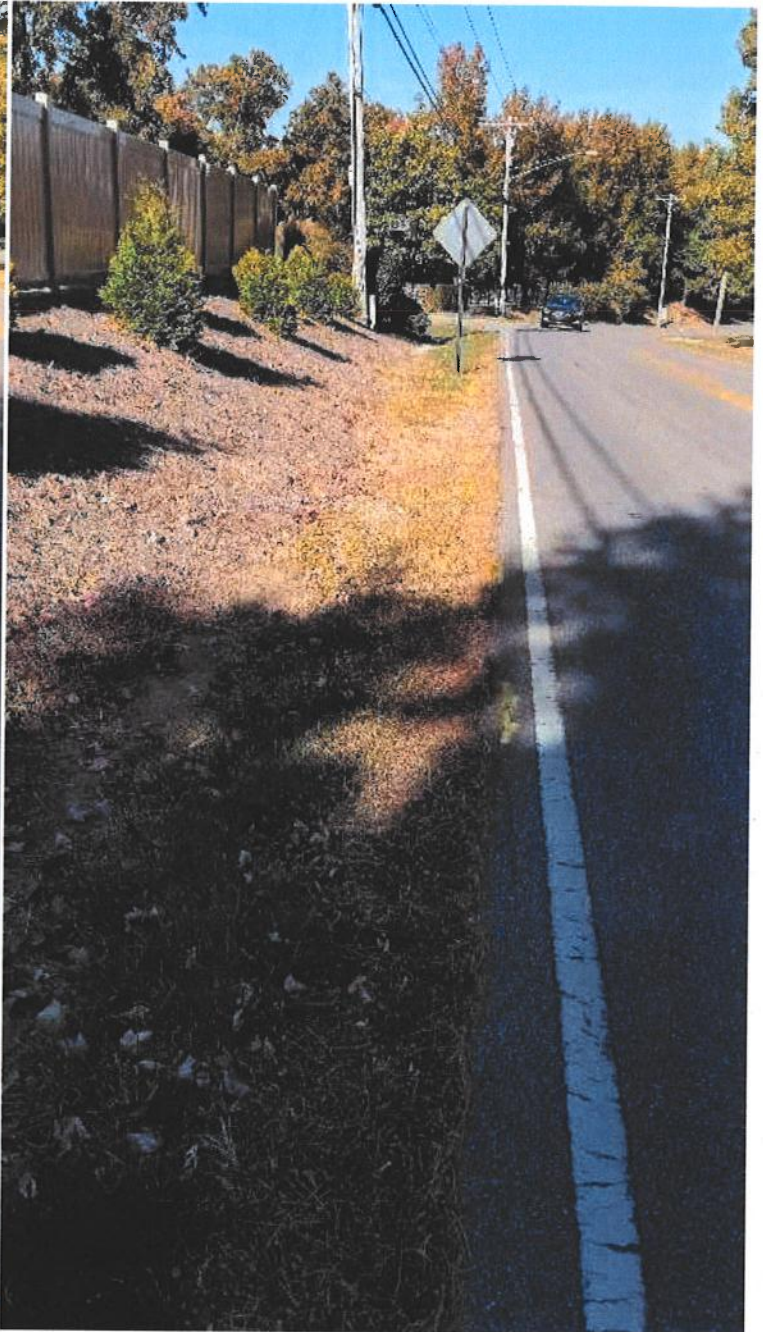
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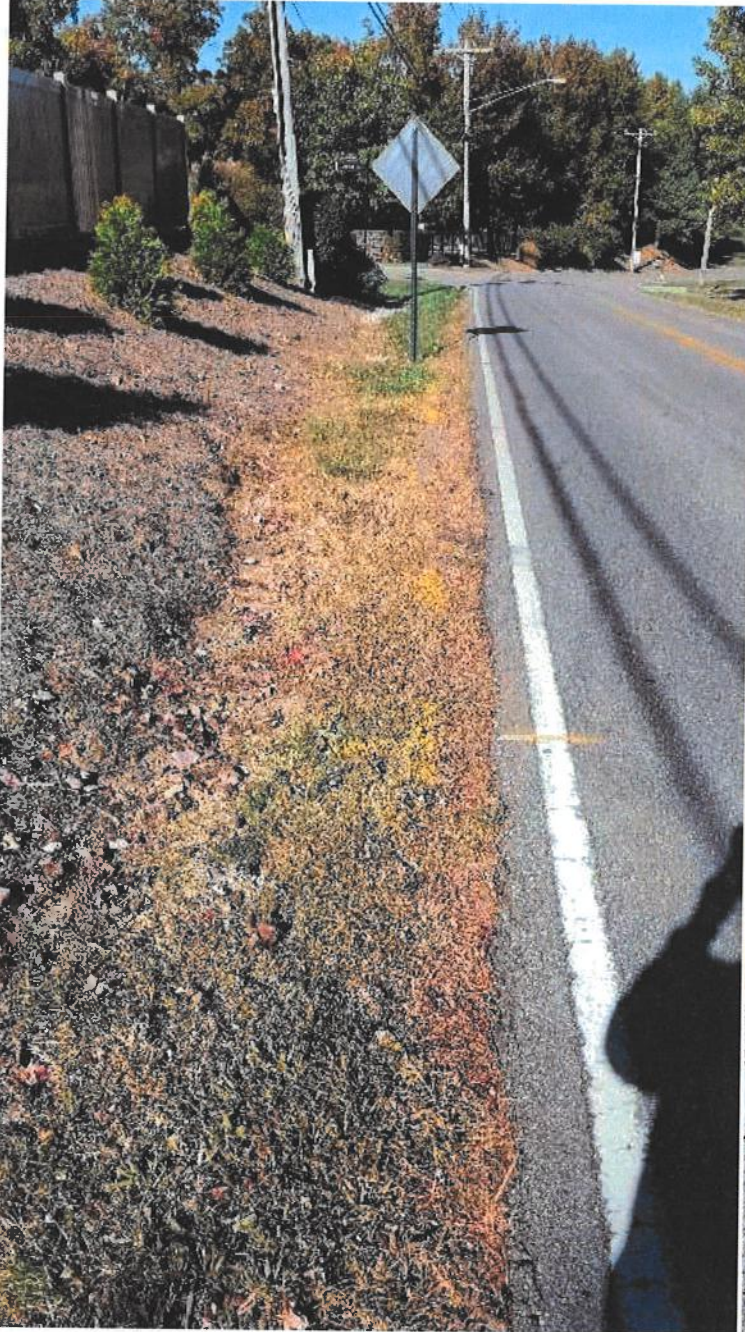
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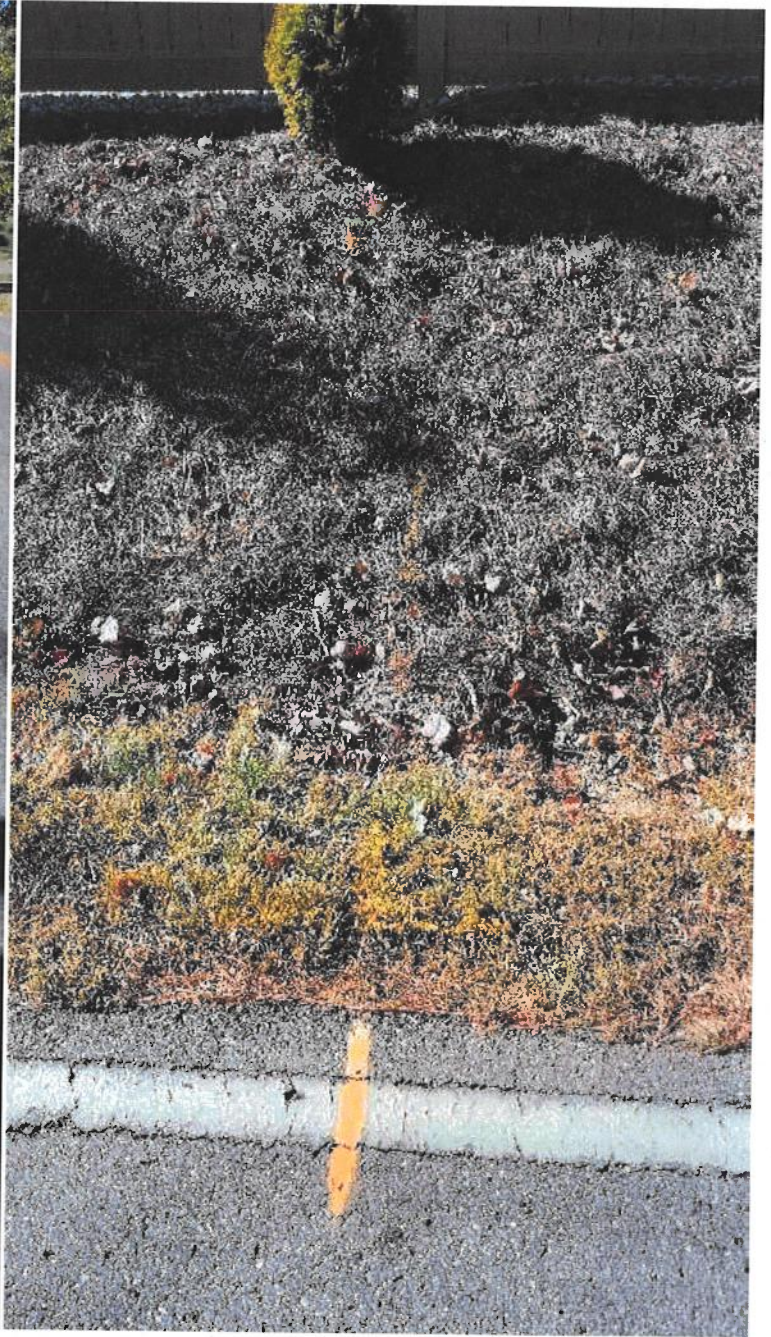
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429195 - Locate Pre-Dig7.jpg



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429195 - Locate Pre-Dig8.jpg



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429195 - Locate Pre-Dig9.jpg



Property of United States Infrastructure Corporation

Photo created on 10/23/2019 15:28:36 PM EDT

429195 - Locate Pre-Dig10.jpg

Bobby Coghill
2730 Cruise Creek Rd.
Morning View, KENTUCKY 41063

Becknell-Coghill, Inc.
P.O. Box 51
Morning View, KENTUCKY 41063

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