

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

L & N UTILITIES LLC	)	
_____	)	
ALLEGED VIOLATION OF UNDERGROUND	)	CASE NO.
FACILITY DAMAGE PREVENTION ACT	)	2021-00266
	)	
	)	

NOTICE OF FILING

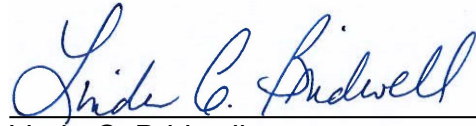
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- 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](mailto:pscfilings@ky.gov). A minimal fee will be assessed for a copy of this recording.

Done at Frankfort, Kentucky, this 10<sup>th</sup> 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".

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Linda C. Bridwell  
Executive Director  
Public Service Commission of Kentucky

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

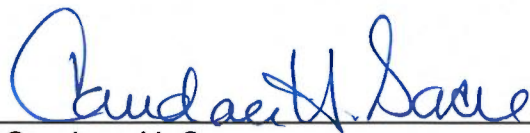
L & N UTILITIES LLC –	)	
	)	CASE NO.
ALLEGED VIOLATION OF UNDERGROUND	)	2021-00266
FACILITY DAMAGE PREVENTION ACT	)	

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?

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.

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.



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?

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?

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?

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?

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?

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?

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.

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?

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?

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	



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<b>Name:</b>	<b>Description:</b>
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

<b>KY PSC Investigator(s)</b> John E. Gowins	<b>Incident ID</b> 32412
<b>Incident Date</b> 1/17/2020 11:40:00 PM	<b>Report Submitted</b> 2/6/2020 1:06:49 PM

### OPERATOR INFORMATION

<b>Operator</b> Columbia Gas of Kentucky, Inc.	<b>Reported By</b> Ryan Twait
<b>Phone</b> (859) 533-4022	<b>Email</b> rmtwait@nisource.com
<b>Incident Location</b> 1164 Colorado Rd Lexington, KY 40509  Fayette	<b>Locate Ticket Number</b> 2001080598

### EXCAVATOR INFORMATION

<b>Name of Excavator</b> Melton, Shane	<b>Organization ID</b>
<b>Phone</b> 580-919-0905	<b>Email</b>
<b>Excavator Address</b> L and N Utilities 4162 W County Road 250 S Holton, IN 47023	<b>Locate Ticket Number</b>

### 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
2001080598	Yes	1/8/20	1/29/20	1/17/20	N/A	Yes

Excavation Summary			
Excavation Within Tolerance Zone	Type Of Equipment Used	Cost of Damage (Per Operator)	Amount Billed (Excavator)
Yes	Mechanized	\$1161.00	\$1161.00

The operator reports that L&M Utilities was boring in an area with a locate ticket. L&M Utilities was boring with mechanized equipment within the tolerance zone of a properly marked main line. While boring, L&M Utilities severed a plastic half-inch natural gas service line.

## **INVESTIGATION**

This would be the company's first violation.

October 7, 2020

- Received an email from Columbia that they were called out to damage at 1168 (Incident # 32413 and discovered this damage.
- A review of the dig ticket indicates the correct company name is L and N Utilities.
- Called 580.919.0905, left a v.m. While leaving a v.m., received a call identified as coming from a Penny Sizemore. On a free reverse phone lookup website, her location was the city of Holton in Indiana. Called this back, went to same v.m.

October 14, 2020

- Spoke with Mr. Melton, he acknowledged his employees were responsible and agreed to the reduced penalty and remedial.

## **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

## Columbia Gas of Kentucky, Inc.

Submitted 2/6/2020 Incident ID: 32412

[Set back to Edit](#)[Staff Edit](#)[Print \(PDFForm.aspx?Rpt=GasInvestigation&IG=32412\)](#)

### Reported By:

**Name:** Ryan Twait  
**Phone:** (859) 533-4022  
**Email:** rmtwait@nisource.com

### Gas Line Incident Occured:

**Date:** 1/17/2020  
**Time:** 11:40 PM

### Details:

**Reported Date:** 2/6/2020 1:02 PM

### Incident Location Address:

**Location:**

**Address:** 1164 Colorado Rd  
**City:** Lexington  
**State:** KY  
**County:** Fayette  
**Zip:** 40509  
**Confirm Code:** Y

**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.:** 2001080598

**Excavator:** Contractor

### Excavator Address:

**First Name:** Shane  
**Last Name:** Melton  
**Organization ID:**  
**Company:** L&M Utilities  
**Phone:** 580-919-0905  
**Email:**

**Address:** 4162 W County Road 250 S  
**City:** Holton  
**State:** IN  
**Zip:** 47023  
**Confirm Code:** Y  
**Excavation Damage:** Failure to test-hole(pot hole)

**Description of Incident** L&M Utilities bored into a plastic half inch natural gas service line with mechanized equipment.

Summary Information

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2/6/2020

**Full details such as the cause** L&M Utilities was boring in an area with a locate ticket. L&M Utilities was boring with mechanized equipment within the tolerance zone of a properly marked main line. While boring, L&M Utilities severed a plastic half inch natural gas service line.

**Extent of the damage** A plastic half inch service line was severed, and the service line was repaired.

**Cost of the damage** \$1,161.00

**Steps taken to prevent re-occurrence** While making repairs, CKY advised L&M Utilities of the KY 811 Dig Law and the proper methods to pot hole service lines prior to boring within the tolerance zone of a marked facility.

**Amount billed to excavator** \$1,161.00

NORMAL NOTICE

Ticket : 2001080598 Date: 01/08/2020 Time: 10:49 Oper: TCARNEY Chan:000

State: KY Cnty: FAYETTE City: LEXINGTON  
Subdivision:

Address :

Street : COLORADO RD

Cross 1 : PLEASANT RIDGE DR

Location: STARTING AT THE NORTHEAST CORNER OF THE INTERSECTION, LOCATE GOING  
WEST APPROX 300 FEET ON THE NORTH SIDE OF THE ROAD ENDING AT RED STONE DRIVE  
:

Boundary: n 38.013047 s 38.011874 w -84.408645 e -84.406140

Work type : INSTALLING CONDUIT

Done for : BLUE JAY COMMUNICATIONS

Start date: 01/10/2020 Time: 11:00 Hours notice: 48/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 4 FEET

Company : L AND N UTILITIES LLC Type: CONT

Co addr : 4162 W CO RT 250 S

City : HOLTON State: IN Zip: 47023

Caller : SHANE MELTON Phone: (580)919-0905

Contact : SHANE MELTON - CELL Phone:

Mobile : (580)919-0905

Email : LANDNUTILITIES@GMAIL.COM

Submitted date: 01/08/2020 Time: 10:49

Members: 0200 0237 0326 0370 0700 2621 WINKY

**Gowins, John E (PSC)**

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**From:** rmtwait@nisource.com  
**Sent:** Monday, October 5, 2020 1:33 PM  
**To:** Gowins, John E (PSC)  
**Subject:** Re: Incident # 32412

Hi John,

Here are the pics, and the Facility Damage Report:



**DAMAGE TO COMPANY FACILITIES REPORT**

WMS JOB# \_\_\_\_\_ DATE: \_\_\_\_\_ LOCATION# \_\_\_\_\_  
 DAMAGE LOCATION: 1164 Colorado Rd  
 CITY: Lexington STATE: KY ZIP CODE: 40509 MAP# 6724209 H

**RELATED JOBS**

JOB ORDER NUMBER	JOB TYPE	JOB ORDER NUMBER	JOB TYPE	JOB ORDER NUMBER	JOB TYPE
<u>50052781-44</u>	<u>PREI</u>	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

REGULAR HOURS: (1X) HRS       OVERTIME HOURS: (1.5X) HRS       OVERTIME HOURS: (2X) HRS

**GENERAL INFORMATION**

**\*TYPE OF FACILITY:**

- 1 - PLANT REGULATOR
- 2 - MAIN
- 3 - SERVICE LINE
- 4 - CUST. METER AND/OR REGULATOR
- 5 - BUILDING
- 6 - OTHER (COMMENTS REQUIRED)

**\*MATERIAL:**

- CI - CAST IRON
- CU - COPPER
- OT - OTHER
- P - PLASTIC
- PI - PLASTIC INSERT
- S - STEEL
- ST - STEEL TREATED
- WI - WROUGHT IRON

LINE SIZE: 005  
 DEPTH OF COVER: 24 INCHES  
 YEAR INSTALLED: \_\_\_\_\_

GAS LOST  YES  NO

**DAMAGE DETAILS**

DPI NUMBER: D 221287      DAMAGE DATE: 1-17-20      DAMAGE TIME: 1600 HR \_\_\_\_\_ MIN  
 REPORTED BY: M. Pettus      REPORTED DATE: 1-17-20      REPORTED TIME: 1600 HR \_\_\_\_\_ MIN  
 REPORTED TO: D. Sorrell      TIME OF ARRIVAL: 7 HR 40 MIN      TIME MADE SAFE: 14 HR 30 MIN  
 # OF CUST INTERRUPTED: 1      PERIOD OUT OF SERVICE: \_\_\_\_\_

**\*TYPE OF ACTIVITY:**

- 11 - CONSTRUCTION/MAINT-ROAD
- 12 - CONSTRUCTION/MAINT-SEWER
- 13 - CONSTRUCTION/MAINT-UTILITY
- 14 - CONSTRUCTION/MAINT-PRIVATE PROPERTY
- 15 - CONSTRUCTION/MAINT - DEMOLITION
- 18 - NATURAL FORCES-EARTH MOVE
- 19 - NATURAL FORCES-FROST
- 20 - NATURAL FORCES - LIGHTNING
- 21 - NATURAL FORCES - RAIN/WIND/SNOW/ICE

- 23 - OUTSIDE FORCE - VEHICLE ACCIDENT
- 24 - OUTSIDE FORCE-INTENTIONAL/VANDAL
- 25 - OUTSIDE FORCE-ELECTRICAL ARCING
- 26 - OUTSIDE FORCE
- 27 - OUTSIDE FORCE-FIRE/EXPLOSION
- 28 - OUTSIDE FORCE-PREVIOUS DAMAGE
- 29 - OUTSIDE FORCE - SEWER CLEAN OUT
- 31 - UNKNOWN/OTHER (COMMENTS REQUIRED ON REVERSE)

**\*CAUSE OF DAMAGE**

- A - EXCAVATION - FAILED TO NOTIFY 811
- B - EXCAVATION-LOCATING ERROR
- C - EXCAVATION - EXCAVATOR ERROR
- D - EXCAVATION - POOR RECORDS
- E - NATURAL FORCES
- F - OTHER OUTSIDE FORCE

911 ON SITE  YES  NO

**LINE MARKINGS**

FACILITY LOCATED:  YES  NO      ONE CALL TICKET NUMBER: 2001060594

**\*HOW FACILITY MARKED:**

- 1 - EXPOSED
- 2 - PERMANENT MARKERS
- 3 - TEMP. STAKES OR PAINT
- 4 - ORAL
- 5 - OTHER
- 6 - N/A

**\*HOW FACILITY WAS LOCATED:**

- 1 - YES, VIA ONE-CALL
- 2 - YES, OTHER METHOD
- 3 - NO, OR N/A

**\*LOCATE REQUESTED**

- 1 - Line Locator
  - 2 - Other or Above
- Ground

MARKS/MARKERS IN TOLERANCE ZONE:  YES  NO

IF NO, MARKS HOW FAR OFF: \_\_\_\_\_ FT. \_\_\_\_\_ IN.

DIST TO NEAREST MARK: \_\_\_\_\_ FT. \_\_\_\_\_ IN.

CONTRACT LOCATOR NOTIFIED OF DAMAGE  Y  N

**REPAIRS**

\*REPAIR TYPE      TEST FOR SECONDARY DAMAGE  YES  NO      PICTURES TAKEN  YES  NO  
 1 - PERMANENT      PICTURES STORED NETWORK DRIVE  YES  NO      PICTURES TAKEN BY: RJ Crawford  
 2 - TEMPORARY      SKETCH ATTACHED  YES  NO      RECORDS SUBMITTED  YES  NO  N/A

**DAMAGING PARTY**

**\*RESPONSIBILITY**

- 11 - COMPANY CREW(1<sup>ST</sup> PARTY)
- 12 - COMPANY CONTRACTOR(2<sup>ND</sup> PARTY)
- 13 - MUNICIPAL/ STATE CREW
- 14 - MUNICIPAL/ STATE CONTRACTOR
- 15 - OTHER UTILITY CREW
- 16 - OTHER UTILITY CONTRACTOR
- 17 - PRIVATE INDIVIDUAL
- 18 - PRIVATE CONTRACTOR
- 23 - NATURAL FORCES
- 25 - UNKNOWN
- 28 - OTHER

COMPANY NAME: L&N UTILITIES  
 INDIVIDUAL NAME: Shane Melton VEH LIC PLATE NO: \_\_\_\_\_ STATE: \_\_\_\_\_  
 LOCATED AT: 4162 West County 250 South  
 CITY: Holtton STATE: IN ZIP CODE: 47023  
 OFFICE/HOME PHONE: (\_\_\_\_) \_\_\_\_\_ CELL PHONE: (580) 919-0905  
 E-MAIL ADDRESS: \_\_\_\_\_  
 INSURANCE NAME: N/A  
 INSURANCE ADDRESS: N/A

LINE SIZE: 005

STABLE SUPPLY PRESSURE: 45 MAOP: 60

\*MATERIAL:

- CI - CAST IRON     CU - COPPER
- P - PLASTIC     OT - OTHER
- PI - PLASTIC INSERT
- S - STEEL
- ST - STEEL TREATED

BLOWING OPEN:  YES  NO  
IF YES, HOW EFV

WAS GAS RESTRICTED:  YES  NO

HOW LONG RESTRICTED: 2 HR    MIN    EXCESS FLOW VALVE:  YES  NO

IF MAIN, DISTANCE TO INTERSECTION OR MAPPABLE FEATURE:    FT.    IF SERVICE, DISTANCE FROM DAMAGE TO MAIN: 3 FT.

COMMENTS

ADDITIONAL FACTS OF COMMENTS:

MATERIALS USED:

Contractor bored through SL for AT&T. Failed to expose SL.

1<sup>ST</sup> RESPONDER NAME: Randall Crawford    2<sup>ND</sup> RESPONDER NAME:     
(PRINT)    (PRINT)

(SIGNATURE)

(SIGNATURE)

FIELD OPERATIONS LEADER (FOL) ON SITE:  YES  NO    HRS/MINS ON SITE: 3 HR    MIN    FOL FACTS OR COMMENTS:

FIELD OPERATIONS LEADER NAME:       SIGNATURE:   

FIELD ENGINEER ON SITE:  YES  NO    HRS/MINS ON SITE    HR    MIN    FIELD ENGINEER FACTS OR COMMENTS:

FIELD ENGINEER NAME:       SIGNATURE:   

COMPANY/CONTRACT LOCATOR ON SITE:  YES  NO    COMPANY/CONTRACT LOCATOR COMMENTS:

NAME:   

DAMAGING PARTY COMMENTS

Stayed 24" from main. Spotted main. Thought they were under SL's.

NAME       TITLE   

WHO FILLS OUT WHAT? PLANT - SERVICE - FOL - PLANT OR SERVICE

Ryan Twait  
Manager, Operations Compliance  
Columbia Gas of Kentucky  
Cell: 859-533-4022  
Office: 859-288-0234





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From: "Gowins, John E (PSC)" <john.gowins@ky.gov>  
To: "rmtwait@nisource.com" <rmtwait@nisource.com>,  
Date: 10/05/2020 01:18 PM  
Subject: Incident # 32412

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USE CAUTION: This email was sent from an external source. Think before you click links or open attachments. If suspicious, please forward to [security@nisource.com](mailto:security@nisource.com) for review.

Ryan,  
Just wondering if you have any additional documentation on this one.  
Thanks.

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



(<https://inbiz.in.gov>)



## Business Details

[Print Entity Details](#)

Business Name:	<b>L &amp; N UTILITIES, LLC</b>	Business ID:	<b>201910291353976</b>
Entity Type:	<b>Domestic Limited Liability Company</b>	Business Status:	<b>Active</b>
Creation Date:	<b>10/29/2019</b>	Inactive Date:	
Principal Office Address:	<b>4162 W. County Road 250 S, Holton, IN, 47023, USA</b>	Expiration Date:	<b>Perpetual</b>
Jurisdiction of Formation:	<b>Indiana</b>	Business Entity Report Due Date:	<b>10/31/2021</b>
		Years Due:	

## Principal Information

Title	Name	Address
Member	Shane Melton	4162 W. County Road 250 S., Holton, IN, 47023, USA

Page 1 of 1, records 1 to 1 of 1

## Registered Agent Information

Type: **Individual**  
 Name: **Shane Melton**  
 Address: **4162 W. County Road 250 S., Holton, IN, 47023, USA**

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## **Gowins, John E (PSC)**

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**From:** rmtwait@nisource.com  
**Sent:** Wednesday, October 7, 2020 10:24 AM  
**To:** Gowins, John E (PSC)  
**Subject:** Re: Incident # 32413 & 32412

Hi John,

On this damage, we were called out to 1168 Colorado Rd on January 17 at 11:34 pm. The customer stated that they did not have gas pressure. We showed up and determined that there was a damaged service line that was going to 1168. We then expanded our investigation and determined that there was also another line that was damaged at 1164 Colorado Rd.

We made the situation safe, and repaired both lines on January 18. Here is the original "no gas" order we initially responded to, other facility damage report and pictures for 1168 (1164 pics and FDR are in the email I sent previously):

OPER ACTION ==> EXECUTE ORDER DETAIL 32 262

CUST NAME DUSTIN H ROSE PCID  
SERV ADDR 1168 COLORADO RD  
CITY LEXINGTON ST KY ZIP 405092408 NON

ORDER ORDER ORDER ORDER  
SEQ 44 TYPE EI STATUS E CODE

LOCATION 2621 REQUESTED BY  
SADC CODE B5 PRINT TERMNO DAY COUNT 0  
METER READING 0000 FGA

SERVICE PERSON ORDER ENTRY  
MICHAEL W PETTUS TERMNO MDT  
OPERID MPETTUS

DATE SCHED 01-17-2020 ARR

SERVICE REMARKS CALL CUST ARR

12 MOS=00 PR/NO GAS MULTIPLE APPL AFFECTED FOR LAST 12  
STIN H ROSE/THERE/(859) 979-2894/XST PLEASANT RIDGE RED  
NIMALS/TOC 2334/U130353/MSHECKL/PA

DROPPED METER OPEN VLVE NO GAS PASSING CGI SL FOUND 40%

F1=HELP F2=WRK-FUN F3=QUIT F4=ORD-TAK F5=IN

F9=INQ-CTL F10=EX-CTL F11=TAK-CTL F12=INFO

OPER ACTION ==>  \_\_\_\_\_

EXECUTE ORDER DETAIL  
ADDITIONAL SERVICE REMARKS

TAP CIG MAIN FOUND 40 LEL 30 FT FROM TAP OVE ADVISED  
OVER MAIN GRADE 2 + LEAK DRAWN UP TO BE FIXED TOMORRO  
SUSPECTED LINE BREAK BORING WORK DONE EARLIER IN DAY

DAMAGE TO COMPANY FACILITIES REPORT

RMS JOB# \_\_\_\_\_ DATE: 1-14-20 LOCATION#: 2621  
 AMAGE LOCATION: 1168 Colorado Rd  
 CITY: Lexington STATE: KY ZIP CODE: 40509 MAP #: 624208H

*****RELATED JOBS*****					
JOB ORDER NUMBER	JOB TYPE	JOB ORDER NUMBER	JOB TYPE	JOB ORDER NUMBER	JOB TYPE
<u>20-772131800</u>	<u>2413</u>				
<u>500569781-44</u>	<u>E1</u>				

REGULAR HOURS:(1x) HRS \_\_\_\_\_  OVERTIME HOURS:(1.5x) HRS \_\_\_\_\_  OVERTIME HOURS:(2x) HRS \_\_\_\_\_

\*\*\*\*\*GENERAL INFORMATION\*\*\*\*\*  
 YPE OF FACILITY: \_\_\_\_\_ LINE SIZE: 205  
 1 - Plant Regulator  MATERIAL: \_\_\_\_\_  
 2 - Main  CI - Cast Iron  
 3 - Service Line  CU - Copper  
 4 - Cust. Meter and/or Regulator  OT - Other  
 5 - Building  P - Plastic  
 6 - Other (Comments Required on Reverse)  PI - Plastic Insert  
 \_\_\_\_\_  S - Steel  
 \_\_\_\_\_  ST - Steel Treated  
 \_\_\_\_\_  WI - Wrought Iron  
 DEPTH OF COVER: 24 IN.  
 YEAR INSTALLED: \_\_\_\_\_  
 GAS LOST:  YES  NO

\*\*\*\*\*DAMAGE DETAILS\*\*\*\*\*  
 PI NUMBER: \_\_\_\_\_ DAMAGE DATE: 1-17-20 DAMAGE TIME: 1600 HR: \_\_\_\_\_ MIN  
 REPORTED BY: M. Pettus REPORTED DATE: 1-17-20 REPORTED TIME: 1600 HR: \_\_\_\_\_ MIN  
 REPORTED TO: D. Sorrell TIME OF ARRIVAL: 07 HR: 40 MIN TIME MADE SAFE: 13 HR: 30 MIN  
 CUST INTERRUPTED: 2 PERIOD OUT OF SVC: \_\_\_\_\_

\*TYPE OF ACTIVITY: \_\_\_\_\_ \*CAUSE OF DAMAGE: \_\_\_\_\_  
 11 - Construction/Maint-Road  23 - Outside Force-Motor Vehicle Accident  
 12 - Construction/Maint-Sewer  24 - Outside Force-Intentional/Vandalism  
 13 - Construction/Maint-Utility  25 - Outside Force-Electrical Arcing  
 14 - Construction/Maint-Private Property  26 - Outside Force-Maritime Vessel Operations  
 15 - Construction/Maint-Demolition  27 - Outside Force-Fire/Explosion (Non-Gas Related)  
 18 - Natural Forces-Earth Movement  28 - Outside Force-Previous Damage  
 19 - Natural Forces-Frost  29 - Outside Force-Sewer Clean Out  
 20 - Natural Forces-Lightning  31 - Unknown/Other (Comments Required on Reverse)  
 21 - Natural Forces-Rain/Wind/Snow/Ice

\*\*\*\*\*LINE MARKINGS\*\*\*\*\*  
 DATE REQUESTED: \_\_\_\_\_ FACILITY LOCATED:  YES  NO ONE CALL TICKET NUMBER: 2001080598  
 1 - Yes, Via One-Call  
 2 - Yes, Other Method  
 3 - No, or N/A  
 \*HOW FACILITY MARKED:  
 1 - Exposed  
 2 - Permanent Markers  
 3 - Temp. Stakes or Paint  
 4 - Oral  
 5 - Other  
 6 - N/A  
 MARKS/MARKERS IN TOLERANCE ZONE:  YES  NO  
 IF NO, MARKS HOW FAR OFF: \_\_\_\_\_ FT. \_\_\_\_\_ IN.  
 DIST TO NEAREST MARK: \_\_\_\_\_ FT. \_\_\_\_\_ IN.  
 CONTRACT LOCATOR NOTIFIED OF DAMAGE:  YES  NO

\*\*\*\*\*REPAIRS\*\*\*\*\*  
 PAIR TYPE: \_\_\_\_\_ TEST FOR SECONDARY DAMAGE:  YES  NO PICTURES TAKEN:  YES  NO  
 1 - Permanent PICTURES STORED NETWORK DRIVE:  YES  NO PICTURES TAKEN BY: RJCrawt  
 2 - Temporary SKETCH ATTACHED:  YES  NO RECORDS CORRECTIONS SUBMITTED:  YES  NO  N/A

\*\*\*\*\*DAMAGING PARTY\*\*\*\*\*  
 RESPONSIBILITY: \_\_\_\_\_ COMPANY NAME: L+H UTILITIES  
 11 - Company Crew (1<sup>st</sup> Party) INDIVIDUAL NAME: SHANE MELTON VEH. LIC. PLATE NO. \_\_\_\_\_ STATE \_\_\_\_\_  
 12 - Company Contractor (2<sup>nd</sup> Party) LOCATED AT: 4162 WEST COUNTY 250 SOUTH  
 13 - Municipal/State Crew CITY: HOLTEN STATE: IN ZIP CODE: 47023  
 14 - Municipal/State Contractor OFFICE/HOME PHONE: ( ) \_\_\_\_\_ CELL PHONE: (502) 919 0905  
 15 - Other Utility Crew E-MAIL ADDRESS: \_\_\_\_\_  
 16 - Other Utility Contractor INSURANCE NAME: N/A  
 17 - Private Individual INSURANCE ADDRESS: N/A  
 18 - Private Contractor  
 19 - Natural Forces  
 20 - Unknown  
 21 - Other

DAMAGE HOLE SIZE: 005 UNITS:  DIAMETER (IN.)  AREA (SQ. IN.) HOW LONG DID GAS BLOW? 2 HR. 3 MIN

LINE SIZE: 005 \*MATERIAL: STABLE SUPPLY PRESSURE: 45 MAOP: 60

- CI - Cast Iron
- CU - Copper
- OT - Other
- P - Plastic
- PI - Plastic Insert
- S - Steel
- ST - Steel Treated

BLOWING OPEN:  YES  NO WAS GAS LOSS RESTRICTED:  YES  NO  
IF YES, HOW: EFV

HOW LONG RESTRICTED: 2 HR. 3 MIN EXCESS FLOW VALVE:  YES  NO

IF MAJN, DISTANCE TO INTERSECTION OR MAPPABLE FEATURE: \_\_\_\_\_ FT. IF SERVICE, DISTANCE FROM DAMAGE TO MAJN: 3 FT.

ADDITIONAL FACTS OR COMMENTS: Contractor bored through SL for AT&T. Failed to expose SL.

1st RESPONDER NAME: Randall Crawford 2nd RESPONDER NAME: \_\_\_\_\_

[Signature]  
(SIGNATURE)

FIELD OPERATIONS LEADER (FOL) ON SITE:  YES  NO HRS/MINS ON SITE: 3 HR. 3 MIN FOL FACTS OR COMMENTS:

FIELD OPERATIONS LEADER NAME: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_

FIELD ENGINEERING ON SITE:  YES  NO HRS/MINS ON SITE: \_\_\_\_\_ HR. \_\_\_\_\_ MIN FIELD ENGINEERING FACTS OR COMMENTS:

FIELD ENGINEERING NAME: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_

COMPANY/CONTRACT LOCATOR ON SITE:  YES  NO COMPANY/CONTRACT LOCATOR COMMENTS:

NAME: \_\_\_\_\_

DAMAGING PARTY COMMENTS: Stayed 24" from main. Spotted main. Thought they were under SL's

NAME: \_\_\_\_\_ TITLE: \_\_\_\_\_

Choose One (1) Box Only





Ryan Twait  
Manager, Operations Compliance  
Columbia Gas of Kentucky  
Cell: 859-533-4022  
Office: 859-288-0234



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