

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

S & B CONCRETE, LLC

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ALLEGED VIOLATION OF UNDERGROUND  
FACILITY DAMAGE PREVENTION ACT

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CASE NO.  
2019-00393

ORDER

On December 11, 2019, the Commission ordered S & B Concrete, LLC, (S & B) to appear at a hearing to be held in this matter on January 24, 2020, at 9 a.m. Eastern Standard Time, in the Richard Raff Hearing Room (Hearing Room 1) of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky 40601, for the purpose of presenting evidence concerning the alleged violation of the Underground Facility Damage Prevention Act described in the Commission's November 14, 2019 Order initiating this proceeding.

On January 6, 2020, the Commission received a money order in the amount of \$250 for payment of Incident No. 31373, and a representative of S & B attended Damage Prevention training at the Commission's offices. A copy of the receipt for that payment and a copy of the sign-in sheet for the training are attached to this Order as an Appendix.

The Commission finds that S & B has addressed to its satisfaction the probable violation cited by Staff in the Incident Report. The Commission further finds the Commission's investigation of this incident should be closed.

IT IS THEREFORE ORDERED that:

1. S & B's payment of Staff's proposed penalty and completion of training is accepted and resolves the alleged violation that was the subject of the Incident Report.

2. S & B's payment of Staff's proposed penalty is not an admission by S & B that it willfully violated any provision of KRS Chapter 367 or any administrative regulation promulgated pursuant thereto.

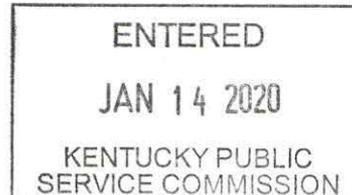
3. The Commission's investigation of this incident is closed and the January 24, 2020 hearing is canceled.

4. This case is closed and removed from the Commission's docket.

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By the Commission

Commissioner Talina Mathews did not participate in this case.



ATTEST:

  
Executive Director

APPENDIX

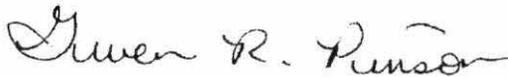
APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2019-00393 DATED **JAN 14 2020**

TWO PAGES TO FOLLOW

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RECEIPT OF PAYMENT

This is to acknowledge receipt of money order 19-050758484 for \$250.00 payable to Kentucky State Treasurer on January 6, 2020 from S & B Concrete LLC. The check represents payment of penalty as set out in the Demand Letter of December 3, 2019 - Incident #31373.



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Gwen R. Pinson  
Executive Director  
Dated January 6, 2020

ATTENDEES FOR January 6th, 2020 TRAINING

	Company	Incident #	Print Name	Signature
	<u>A.S.L. Excavating, Inc.</u>	31563	Gary Shannon	Gary Shannon
	<u>Bruce Cope Builders, Inc.</u>	31530		
	<u>C. Squared, Inc.</u>	31356	Stephanie Hare	Stephanie Hare
Pd	<u>Danny Cope &amp; Sons Excavating, LLC</u>	31528	Jon Cope	Jon Cope
	<u>Dirt Movers Excavating LLC</u>	31477	Allen Miller	Allen Miller
	<u>E Z Construction Company, Inc.</u>	31556	Ben Davis	Ben Davis
Pd	<u>Evan Beach</u>	31635	Evan Beach	Evan Beach
Pd	<u>Goodman Construction, Inc.</u>	31553	JOE TARLINGER	Joe Tarlinger
	<u>GW Excavating LLC</u>	31605	Greg Wetton	Greg Wetton
	<u>Juan Ravira</u>	31609	Juan Rivera	Juan Rivera
	<u>Kentucky Communities Economic Opportunity Council</u>	31590	Steve Portin	Steve Portin
Gave Invoice	<u>Nice Cut Ground Control Lawn Service LLC</u>	31518	Brian Martin	Brian Martin
	<u>Outback Plumbing, Inc.</u>	31597	Linton Price	Linton Price
	<u>Premier Technologies, Inc.</u>	31494	Steve Sprowles	Steve Sprowles
	<u>Road Builders, LLC</u>	31525		
Pd	<u>S &amp; B Concrete LLC</u>	31373	Blaine Annoss	Blaine Annoss

Charles B. Anness  
620 Williams Road  
Nicholasville, KENTUCKY 40356