

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TAYLOR BROTHERS HOLDING CO.	)	
	)	
_____	)	CASE NO.
	)	2021-00033
ALLEGED VIOLATION OF UNDERGROUND	)	
FACILITY DAMAGE PREVENTION ACT	)	

OPENING ORDER

Taylor Brothers Holding Co. (Taylor Brothers) has been named as a party to an investigation before the Kentucky Public Service Commission (Commission) for allegedly violating the Kentucky Underground Facility Damage Prevention Act (Act).<sup>1</sup>

Pursuant to KRS 278.495(2), the Commission has jurisdiction to regulate the safety of natural gas facilities in Kentucky and to enforce minimum federal pipeline safety standards. Under the Act, the Commission has authority to investigate and assess civil penalties for any violation of the Act that results in excavation damage to an underground facility used to transport natural gas or hazardous liquid subject to federal pipeline safety laws, 49 U.S.C. § 60101, *et seq.* Any person who violates any provision of the Act is subject to assessment of a civil penalty in the amount of \$250 for the first offense, no more than \$1,000 for the second offense within one year, and no more than \$3,000 for the third and any subsequent offense. Additionally, any person whose violation of the Act results in damage to an underground facility containing any flammable, toxic, corrosive,

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<sup>1</sup> KRS 367.4901 through KRS 367.4917.

or hazardous material or results in the release of any flammable, toxic, corrosive, or hazardous material is subject to an additional penalty of up to \$1,000.

Following receipt of a report of excavation damage to its underground gas pipeline from an operator, Commission Staff (Staff) conducted an investigation and prepared an Incident Report, a copy of which is attached to this Order as an Appendix. In its Incident Report, Staff cites Taylor Brothers for violation of the following provision of the Act:

KRS 367.4911(2) – Locate requests are valid for twenty-one (21) calendar days from the day of the initial request.

Based on its review of the Incident Report and being otherwise sufficiently advised, the Commission finds prima facie evidence that Taylor Brothers violated the Underground Facility Damage Prevention Act. The Commission further finds that a formal investigation into the excavation damage incident should be conducted.

IT IS THEREFORE ORDERED that:

1. Taylor Brothers shall submit to the Commission, via email sent to [PSCED@ky.gov](mailto:PSCED@ky.gov) with the case number of this proceeding in the subject line of the message, a written response to the allegations contained in the Staff Incident Report within 20 days of receipt of this Order.

2. **Any partnership, corporation, holding company or business entity (including a limited liability company) must be represented by an attorney licensed to practice law in Kentucky, and such representation includes the filing of papers with and appearances at hearings before the Commission.**

3. The Staff Incident Report 32006 in the Appendix to this Order is made a part of the record in this case.

4. Please note that notice of a hearing to be held in this matter will be mailed to Taylor Brothers once proof of service is received by the Commission. Parties who fail to appear after service will be subject to entry of a default judgment against them.

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By the Commission



ATTEST:

  
Executive Director

Case No. 2021-00033

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2021-00033 DATED FEB 01 2021

NINETY-FIVE PAGES TO FOLLOW

**PIPELINE DAMAGE INVESTIGATION REPORT**  
**Investigation Information**

<b>KY PSC Investigator(s)</b> Eric V. Tout	<b>Incident ID</b> 32006
<b>Incident Date</b> 8/28/2019 5:40:00 PM	<b>Report Submitted</b> 9/16/2019 8:46:00 AM

**OPERATOR INFORMATION**

<b>Operator</b> Duke Energy Kentucky, Inc. <b>Phone</b> (513) 287-2594 <b>Incident Location</b> 2344 Amsterdam Rd. Madonna Manor 2344 Amsterdam Rd Villa Hills, KY 41017  Kenton	<b>Reported By</b> Laura Mate <b>Email</b> Laura.Mate@duke-energy.com <b>Locate Ticket Number</b> 1907260801
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**EXCAVATOR INFORMATION**

<b>Name of Excavator</b> Taylor, Laura  <b>Phone</b> 859-743-0009 <b>Excavator Address</b> Taylor Brothers Holding Co. 3769 Madison Pike Fort Mitchell, KY 41017	<b>Organization ID</b> 0959860  <b>Email</b> LAURA@TAYLORBROS- <b>Locate Ticket Number</b>
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**INCIDENT**

The Operator reports that the Excavator damage a 2" plastic gas main with a backhoe. More specifically the Excavator failed to renew their locate ticket and operated on an expired ticket.

**The Damage Report is include as Attachment 1.**

**Locate Ticket Summary**

<b>Ticket #</b>	<b>Valid</b>	<b>Initial Date</b>	<b>Expiration Date</b> <small>(21 calendar days from Initial date)</small>	<b>Incident Date</b>	<b># of Days Expired</b>	<b>Within Scope of Excavation</b>
1902281304	No	2/28/2019	3/20/2019	08/28/19	161	Yes
1903191277	No	3/19/2019	4/8/2019		143	Yes
1907031433	No	7/3/2019	7/23/2019		36	Yes
1906170521	No	7/17/2019	8/6/2019		22	Yes
*1907260801	No	7/26/2019	8/15/2019		13	Yes
**1908281773	N/A	8/28/2019	N/A Ticket to report damage		N/A	N/A
***1908281778	N/A	8/28/2019	Called in on incident date		N/A	N/A
1909170471	No	9/17/2019	N/A After incident date		N/A	N/A
1911121159	No	11/12/2019	N/A After incident date		N/A	N/A
****1912161439	No	12/16/2019	N/A After Incident date		N/A	N/A
****2001021664	No	1/2/2020	N/A After incident date		N/A	N/A

**The Locate Tickets are include as Attachment 2.** \* Locate ticket # ...0801 was provided by Duke and the additional tickets were obtained as a result of Mr. R. Taylors response. \*\* Ticket ...1773 has a duplicate tickets which were to change the caller's name this ticket was also to report the damage. \*\*\* Ticket ...1778 the two tickets are due to the change in caller's name. \*\*\*\* Ticket ...1664 is a renewal/remark of ...1439.

**Excavation Summary**

<b>Excavation Within Approximate Location</b> <small>(Within 18 inches)</small>	<b>Type Of Equipment Used</b>	<b>Cost of Damage</b> <small>(Per Operator)</small>	<b>Amount Billed</b> <small>(Excavator)</small>
Ticket Expired	Mechanized / Backhoe	\$1,997.52	\$1,997.52

**INVESTIGATION**

A review of the above noted Locate Ticket revealed the Excavator excavated within the above noted Incident Location

13 days post the expiration of said Locate Ticket (See the Locate Ticket Summary above).

On 11/12/19 the Excavator, Taylor Brothers Holding's Office Manager Laura Taylor (859-356-5066), stated that she has no knowledge of this incident and would make contact this afternoon after researching.

On 11/13/19 a follow up call to Ms. Taylor resulted in Ms. Taylor stating that she has not been able to address the case with the authorizing authority and would call on 11/14/19 with an answer.

On 11/14/19 the President of Taylor Brothers Holding Robert "Digger" Taylor stated that he would provide supporting documentation, via email, regarding this case.

On 11/27/19 a message was left with Matt Taylor of Taylor Brothers Holding to have Mr. R. Taylor call regarding no email received.

On 12/02/19 R. Taylor left a message stating he was collecting the supporting documentation and would email it when obtained.

On 12/13/19 a follow up call was made to Mr. R. Taylor and he advised he would have the documentation sent by 12/20/19.

On 01/10 & 15/20 a message (office # 859-356-5066) was left for R. Taylor.

On 01/20/20 Mr. R. Taylor provided a letter, calendar, USIC Ticket Status Notification tickets: 1909170471, 1908281778, 1908281773, 1907260801, 1907031433, 1906170521, 1903191277 & 1902281304, [tickets@kentucky811.org](mailto:tickets@kentucky811.org) tickets: 1911121159, 1909170471 & 2001021664 and map of the incident location. Mr. R. Taylor stated in his letter that several Locate Tickets were obtained for this incident location. Mr. R. Taylor stated that on 07/30/19 the gas line in question was reported by Duke Energy's locate contractor (AI) to be abandoned and did not go past the pavement. Mr. R. Taylor stated that the locator stated that he performed all other locates when Duke's sub-contractor removed the gas line for Duke. Mr. R. Taylor stated that the previous times this site was located the gas line was never locate where the damage occurred. Mr. R. Taylor stated that even if Taylor Brothers were excavating on a current locate ticket the line would have not been located and the end result would have been the same. Mr. R. Taylor stated that the calendar represents 14 dates locate tickets were obtained. Mr. R. Taylor stated that the USIC Status Notifications and [tickets@kentucky811.org](mailto:tickets@kentucky811.org) indicate locates were obtained. Mr. Taylor stated that the map represents the approximant location where the damage occurred and no locate markings were ever placed past the existing edge of the black top and AI with USCS (sic) on 07/20/19 reported that the gas main was abandoned.

**Mr. R. Taylor's response and attachments are include in Attachment 3.**

On 01/23/20 a request for information was made to the Operator, Duke's Laura Mate, and she provided an aerial photograph of the incident location. Ms. Mate stated in her email, *The gas main was scheduled to be abandoned on 8/29/2019, but it had not been abandoned yet. Below is a screenshot from our mapping system. The gray line shows the line that is now abandoned and the red circle is the location of the damage when it was still active. Taylor Brother's locate ticket, 1907260801 was called in on 7/26/2019 and had expired at the time of the damage. That should be all you need to find them in violation of the dig law.* The aerial photograph provided by Ms. Mate indicates a different incident location compared to the map (See Attachment 3) provided by Mr. R. Taylor. In light of Ms. Mate's email additional information was requested.

**The emails to / from Ms. Mate and photograph are include as Attachment 4.**

On 02/10/20 a follow-up email to Ms. Mate regarding the email sent on 01/23/20 resulted in a response from Ms. Mate on 02/11/20. Ms. Mate stated this case was forwarded to Missy Vaughan and Ms. Vaughan is still investigating (See Attachment 4).

On 03/06/20 a follow-up email to Ms. Mate and Ms. Vaughan regarding the email sent 01/23/20 was sent and Ms. Mate stated she emailed the individual investigating yesterday and was expecting an answer soon.

On 03/10/20 Duke's Pipeline Integrity Manager Jim Collins stated in an email that USIC Charles Walters responded to staff's email dated 02/23/20 (See Attachment 4) as follows. *Jim, our tech does not recall stating that the main had been abandoned in July. I know that particular section of main was going to be abandoned but evidently had not been prior to the damage. Our notes on the damage ticket on 8/28 state KS was on site after the damage to abandon the main. Our damage report show that all markings in the area were destroyed and Taylor Brothers were digging on an expired ticket, per KY dig law (sic).*

**Mr. Collin's email is include as Attachment 5.**

On 03/16/20 Mr. Collins, provided, via email, the following:

- Project Resource Group (PRG) Recovery Notes:
  - 02/06/2020 - "The only mistake we made was my office failed to renew our dig tickets in the correct time frame and I have since put a program in place to prevent this from happening again. Thank you, Robert (Digger) Taylor II" \*\*\* I emailed back asking if he can share the tickets that show a "clear" response for our file".
  - 02/06/2020 – "EMAIL FROM DIGGER - Yes, we had that area located several times prior to that day and every time it was located it was marked clear, the technician who located it even reviewed it on his computer with my site superintendent and told him that area was clear and that gas main had been removed. The truth was that the company was on site that day and the following day to remove it and they came over and did what they were scheduled to do anyways and then want to charge us and fine us. [...]"
  - 01/21/2020 – "spoke to Digger he sd that he has been disputing this with the PSC he sd they are trying to fine him 2k and if he admits to any part of this he automatically has to pay them he sd that the line was scheduled to come out the following day and that Duke already had equipment on site he sd that the locator never marked the line correctly on 7 previous tickets he admits they made the mistake of not having a valid ticket but still feels like he's getting beat up on all sides told him I will talk to" (sic).
- Locate Tickets: 1907260801, 1902281304, 1903191277, 1907031433 & 1906170521 indicating all were marked and all said tickets were determined to be invalid/expired see Locate Ticket Summary above.
- "Claim Support Package"- PRG Invoice, PRG Damage Investigation Findings, Locate Ticket 907260801, and photographs of the damage site. The Invoice indicates Taylor Brothers Excavating was billed for the damages totaling 1,997.52 and a gas loss occurred. Note: No evidence was provided the Invoice was paid. PRG Damage Investigation Findings, Locate Ticket 907260801 and photographs indicating Taylor Brothers Excavating was operating on an expired Locate Ticket (See Locate Ticket Summary above).
- PRG Photographs dated: 08/28/19 indicating the damage site and 07/30/19 confirming Locate Ticket ...0801 was marked on that date.

**Mr. Collin's email and PRG Recovery Notes are include as Attachment 6.**

**Locate Tickets are include as Attachment 7.**

**Claim Support Package is include as Attachment 8.**

**PRG Photographs are included as Attachment 9.**

On 03/18/19 Mr. R. Taylor was informed of his options and that a \$2,000.00 Demand Letter was forthcoming.

**VIOLATION**

**KRS 367.4911 (2)** - Locate requests are valid for twenty-one (21) calendar days from the day of the initial request.

<b># of Previous Offences</b>		
<b>Excavator</b>	<b>Last Offence Incident Date</b>	<b>Last Offence Incident #</b>
2 <sup>nd</sup>	4/11/2019	31509

# Attachment 1

# Gas Excavation Damage Report

## Duke Energy Kentucky, Inc.

Submitted 9/16/2019 Incident ID: 32006

[Set back to Edit](#)[Staff Edit](#)[Print \(PDFForm.aspx?Rpt=GasInvestigation&IG=32006\)](#)

### Reported By:

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

### Gas Line Incident Occured:

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**Date:** 8/28/2019  
**Time:** 5:40 PM

### Details:

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**Reported Date:** 9/16/2019 8:46 AM

### Incident Location Address:

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**Location:** 2344 Amsterdam Rd. Madonna Manor  
**Address:** 2344 Amsterdam Rd  
**City:** Villa Hills  
**State:** KY  
**County:** Kenton  
**Zip:** 41017  
**Confirm Code:** Y  
**Number of Customers out:** 0  
**Locate Request Ticket No.:** 1907260801  
**Excavator:** Contractor

### Excavator Address:

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**First Name:** Laura  
**Last Name:** Taylor  
**Organization ID:**  
**Company:** Taylor Brothers Inc  
**Phone:** 859-743-0009  
**Email:** LAURA@TAYLORBROS-INC.COM  
**Address:** 3769 Madison Pike  
**City:** Fort Mitchell  
**State:** KY  
**Zip:** 41017

**Confirm Code:** Y

**Excavation Damage:** One Call notification practices not sufficient

**Description of Incident** Gas main damaged by backhoe.

Summary Information

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9/16/2019

<b>Full details such as the cause</b>	A backhoe operated by Taylor Brothers Excavating struck a two-inch underground plastic curb to meter gas service owned by Duke Energy. Locate marks were not present on site, and there was no valid locate request at the time of the incident. Taylor Brothers Excavating failed to renew their locate ticket and operated on an expired locate ticket.
<b>Extent of the damage</b>	2" plastic gas main damaged. Gas main was scheduled to be abandoned the following day, but was still active at time of damage.
<b>Cost of the damage</b>	\$436.00
<b>Steps taken to prevent re-occurrence</b>	
<b>Amount billed to excavator</b>	\$436.00

# Attachment 2

NORMAL NOTICE

Ticket : 1907260801 Date: 07/26/2019 Time: 11:57 Oper: LWILLIAMS Chan:000

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

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 07/30/2019 Time: 12:15 Hours notice: 96/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 07/26/2019 Time: 11:57

Members: 0122 0130 0194 0416 0516

NORMAL NOTICE

Ticket : 1902281304 Date: 02/28/2019 Time: 14:50 Oper: LPORTER Chan:000

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

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM ABOVE INTERSECTION - - - GO NORTHWEST 1400 FEET TO DEAD END - -  
LOCATE 800 FOOT BY 800 FOOT AREA IN GRASSY AREA

:

Boundary: n 39.073314 s 39.068235 w -84.592520 e -84.584814

Work type : INSTALL UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 03/04/2019 Time: 15:00 Hours notice: 96/48 Priority: NORM

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

Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : DIGGER TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 02/28/2019 Time: 14:50

Members: 0122 0130 0194 0416 0516

NORMAL NOTICE

Ticket : 1903191277 Date: 03/19/2019 Time: 13:20 Oper: LFRANKLIN Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM ABOVE INTERSECTION - - - TRAVEL NORTHWEST 1400 FEET TO DEAD END  
- - LOCATE 800 FEET BY 800 FEET

:

Boundary: n 39.073314 s 39.068235 w -84.592520 e -84.584814

Work type : INSTALL UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 03/21/2019 Time: 13:30 Hours notice: 48/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 03/19/2019 Time: 13:20

Members: 0122 0130 0194 0416 0516

NORMAL NOTICE

Ticket : 1906170521 Date: 06/17/2019 Time: 09:06 Oper: TCARNEY Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END -- LOCATE 800 FEET BY 800 FEET

:

Boundary: n 39.072208 s 39.068025 w -84.593040 e -84.587282

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 06/19/2019 Time: 09:15 Hours notice: 48/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 06/17/2019 Time: 09:06

Members: 0122 0130 0194 0416 0516

NORMAL NOTICE

Ticket : 1907031433 Date: 07/03/2019 Time: 13:14 Oper: SGAETA Chan:000

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

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 07/08/2019 Time: 13:30 Hours notice: 120/48 Priority: NORM

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

Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 07/03/2019 Time: 13:14

Members: 0122 0130 0194 0416 0516

DAMAGE SEE REMARKS

Ticket : 1908281773 Date: 08/28/2019 Time: 17:15 Oper: JCARTER Chan:000

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

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 08/28/2019 Time: 17:15 Hours notice: 0/0 Priority: EMER

Ug/Oh/Both: U Blasting: NO

Emergency: Y

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Remarks : DUKE GAS LINE DAMAGED - DIGGING NORTH OF WHERE ROUND ABOUT ENDS -  
SOME CREW ON SITE - SITE CONTACT IS MATT TAYLOR AT 859-743-0009 - HAS NOTIFIED  
DUKE - DIGGING ON TICKET 1907260801

:

Submitted date: 08/28/2019 Time: 17:15

Members: 0122 0130 0194 0416 0516

RETRANSMIT SEE REMARKS

Ticket : 1908281773 Date: 08/28/2019 Time: 17:29 Oper: JCARTER Chan:000  
Old Tkt: 1908281773 Date: 08/28/2019 Time: 17:15 Oper: JCARTER Rev: 00A

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 08/28/2019 Time: 17:15 Hours notice: 0/0 Priority: EMER

Ug/Oh/Both: U Blasting: NO

Emergency: Y

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Remarks : RETRANSMIT - ROBERT TAYLOR CALLED THIS TICKET IN

DUKE GAS LINE DAMAGED - DIGGING NORTH OF WHERE ROUND ABOUT ENDS - SOME CREW ON  
SITE - SITE CONTACT IS MATT TAYLOR AT 859-743-0009 - HAS NOTIFIED DUKE - DIGGING  
ON TICKET 1907260801

:

Submitted date: 08/28/2019 Time: 17:29

Members: 0122 0130 0194 0416 0516

NORMAL NOTICE

Ticket : 1908281778 Date: 08/28/2019 Time: 17:21 Oper: JCARTER Chan:000

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

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 08/30/2019 Time: 17:30 Hours notice: 48/48 Priority: NORM

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

Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 08/28/2019 Time: 17:21

Members: 0122 0130 0194 0416 0516

RETRANSMIT SEE REMARKS

Ticket : 1908281778 Date: 08/28/2019 Time: 17:31 Oper: JCARTER Chan:000  
Old Tkt: 1908281778 Date: 08/28/2019 Time: 17:21 Oper: JCARTER Rev: 00A

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 08/30/2019 Time: 17:30 Hours notice: 47/47 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Remarks : RETRANSMIT - ROBERT TAYLOR CALLED THIS TICKET IN

:

Submitted date: 08/28/2019 Time: 17:31

Members: 0122 0130 0194 0416 0516

NORMAL NOTICE

Ticket : 1909170471 Date: 09/17/2019 Time: 08:44 Oper: MEBERLE Chan:000

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

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 09/19/2019 Time: 09:00 Hours notice: 48/48 Priority: NORM

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

Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : CORA GROGAN Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 09/17/2019 Time: 08:44

Members: 0122 0130 0194 0416 0516

NORMAL NOTICE

Ticket : 1911121159 Date: 11/12/2019 Time: 15:13 Oper: AHUNTER Chan:000

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

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 11/14/2019 Time: 15:30 Hours notice: 48/48 Priority: NORM

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

Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : CORA GROGAN Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 11/12/2019 Time: 15:13

Members: 0122 0130 0194 0416 0516

# Attachment 3

01/21/2020

KY Public Service Commission

Mr. Eric Tout,

I am writing this letter on behalf of Taylor Brothers Inc. to explain how the gas line located at 2344 Amsterdam Road Villa Hills, KY 41017 was damaged on Wednesday 08/28/2019. We were working on a site that we had been working off and on since March of 2019' and as you can see have had many DIG tickets called in. On the day of 08/28/19 my superintendent Matt Taylor called in to let us know that a gas line had been encountered and damaged and to verify that our DIG locates were up to date. At this time he was informed that our DIG tickets had expired and we called them in. Once Duke Energy and their sub-contractor had repaired (abandoned) the line, Matt called me to let me know the circumstances. He informed me that the reason he was excavating in this area without confirming that the DIG tickets were valid was because he was told and shown on the computer screen of the locator (AI) the last time it was located on Tuesday 07/30/19 that the gas line in question was abandoned and did not go past the end of the pavement. The locator also informed Matt that he had performed all the other locates when the sub-contractor for Duke Energy was there to remove the line in question. I would also add that the previous times we had this site located as you can see on the attached calendar the gas line in question was never located.

Because of the above information and the previous times that the job site was located we believed that the area in question was clear. It is our belief that even if we would have been excavating on a current DIG ticket that the line in question would not have been located and that the end result would have been the same. We are happy to answer any more questions that you might have in regards to this claim. My contact information is cell #859-393-0030 office # 859-356-5066 and email [digger@taylorbros-inc.com](mailto:digger@taylorbros-inc.com).

Thanks,



Robert "Digger" Taylor II

# 2019

## Holidays & Observances

### January

Su	M	Tu	W	Th	F	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

### February

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28		

### March

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

NO WORK ON SITE

### April

Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

### May

Su	M	Tu	W	Th	F	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

### June

Su	M	Tu	W	Th	F	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

### July

Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

### August

Su	M	Tu	W	Th	F	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

### September

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

### October

Su	M	Tu	W	Th	F	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

### November

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

### December

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

- Jan 01 New Year's Day
- Jan 21 Martin Luther King Day
- Feb 05 Chinese New Year
- Feb 12 Lincoln's Birthday
- Feb 14 Valentine's Day
- Feb 18 President's Day
- Mar 06 Ash Wednesday
- Mar 10 Daylight Saving (begin)
- Mar 17 St. Patrick's Day
- Mar 20 Vernal equinox (GMT)
- Apr 01 April Fool's Day
- Apr 20 Passover
- Apr 21 Easter
- Apr 24 Admin Assistants Day
- May 06 Ramadan begins
- May 12 Mother's Day
- May 27 Memorial Day
- Jun 09 Pentecost
- Jun 14 Flag Day
- Jun 16 Father's Day
- Jun 21 June Solstice (GMT)
- Jul 04 Independence Day
- Sep 02 Labor Day
- Sep 23 Autumnal equinox (GMT)
- Sep 30 Rosh Hashanah
- Oct 14 Columbus Day
- Oct 31 Halloween
- Nov 03 Daylight Saving (end)
- Nov 11 Veterans Day
- Nov 28 Thanksgiving
- Dec 22 Hanukkah begins
- Dec 22 December Solstice (GMT)
- Dec 25 Christmas Day
- Dec 26 Kwanzaa begins
- Dec 31 New Year's Eve

## Ticket Status Notification

To: TAYLOR BROTHERS EXCAVATING  
 Fax: LAURA@TAYLORBROS-INC.COM

Below lists utilities that were stasused by USIC. Please note there may be other Utilities which include private facilities that may be present in the work area and are NOT the responsibility of USIC to locate or mark.

You are receiving this notification because your contact information is listed on the above ticket from the One Call System. If you have any questions regarding this notification, please contact USIC at 1-800-762-0592.

<u><b>Ticket</b></u>	<u><b>Address</b></u>
1909170471	MADONNA MNR,VILLA HILLS,KY

<b>Utility</b>	<b>Locate Date / Time</b>	<b>Status</b>	<b>Detail</b>
Cincinnati Bell Telephone - KY	09/19/19 06:17 AM	Not Marked	Excavation Site Clear
Duke Energy Electric - KY	09/19/19 06:17 AM	Not Marked	Excavation Site Clear
Duke Energy Gas - KY	09/19/19 06:17 AM	Marked	Paint Only
Insight Kentucky Partners Bowling Green	09/19/19 06:17 AM	Not Marked	Excavation Site Clear

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 First Name:  
 Last Name:  
 Company Name:  
 Email Address:  
 State or States:  
 Phone Number:

You can download DigCheck Pro from Apple App Store or Google Play Store Now!

It's Free!



Questions or Comments:

[DigCheck@usiclhc.com](mailto:DigCheck@usiclhc.com)



label:dig-tickets

Compose

Chats

Sent

Drafts 1

BANKING

Consultants 2

Copiers-Printing-Pr... 4

Credit Applications

Credit Card Proces... 31

Customer Request

DIG Tickets 5

Call Ins

Marked

Digger 2

Employees

Finances

Hauling

Health & Fitness 112

Hilltop Stone

INSURANCE 103

LYKINS ENERGY

NKY Chamber 3

Ohio Cat 25

Past Due Payables ... 3

Payroll 60

Personal 150

PREVAILING WAGE RAT...

# KUPI CONFRM 2019/11/12 #00000 19111211

**tickets@kentucky811.org**

to me

00000 KUPIa 11/12/2019 15:14:12 1911121159-00A NORM NEW (

NORMAL NOTICE

Ticket : 1911121159 Date: 11/12/2019 Time: 15:13 Oper: AHUNTER Ch.

State: KY Cnty: KENTON City: VILLA HILLS

Subdivision:

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 11/14/2019 Time: 15:30 Hours notice: 48/48 Priority: NORM

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

Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : CORA GROGAN Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : [LAURA@TAYLORBROS-INC.COM](mailto:LAURA@TAYLORBROS-INC.COM)

Submitted date: 11/12/2019 Time: 15:13

Members: 0122 0130 0194 0416 0516



Laura





Laura Taylor &lt;laura@taylorbros-inc.com&gt;

**KUPI CONFRM 2019/09/17 #00000 1909170471-00A NORM NEW**

1 message

**tickets@kentucky811.org** <tickets@kentucky811.org>  
To: laura@taylorbros-inc.com

Tue, Sep 17, 2019 at 8:47 AM

00000 KUPIa 09/17/2019 08:47:33 1909170471-00A NORM NEW GRID

NORMAL NOTICE

Ticket : 1909170471 Date: 09/17/2019 Time: 08:44 Oper: MEBERLE Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 09/19/2019 Time: 09:00 Hours notice: 48/48 Priority: NORM

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

Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : CORA GROGAN Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : [LAURA@TAYLORBROS-INC.COM](mailto:LAURA@TAYLORBROS-INC.COM)

Submitted date: 09/17/2019 Time: 08:44

Members: 0122 0130 0194 0416 0516







PROTECTING INFRASTRUCTURE

THIS DAY  
SHOWED MATT  
COMPUTER SAID  
IT WAS CLEAR.

### Ticket Status Notification

To: TAYLOR BROTHERS EXCAVATING  
Fax: LAURA@TAYLORBROS-INC.COM

Below lists utilities that were stasured by USIC. Please note there may be other Utilities which include private facilities that may be present in the work area and are NOT the responsibility of USIC to locate or mark.

You are receiving this notification because your contact information is listed on the above ticket from the One Call System. If you have any questions regarding this notification, please contact USIC at 1-800-762-0592.

<u>Ticket</u>	<u>Address</u>
1907260801	MADONNA MNR,VILLA HILLS,KY

Utility	Locate Date / Time	Status	Detail
Cincinnati Bell Telephone - KY	07/30/19 01:38 PM	Not Marked	Excavation Site Clear
Duke Energy Electric - KY	07/30/19 01:38 PM	Not Marked	Excavation Site Clear
Duke Energy Gas - KY	07/30/19 01:38 PM	Marked	Paint Only
Insight Kentucky Partners Bowling Green	07/30/19 01:38 PM	Not Marked	Excavation Site Clear

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Last Name:  
Company Name:  
Email Address:  
State or States:  
Phone Number:

You can download DigCheck Pro from Apple App Store or Google Play Store Now!

It's Free!



Questions or Comments:

[DigCheck@usicl.com](mailto:DigCheck@usicl.com)



### Ticket Status Notification

To: TAYLOR BROTHERS EXCAVATING  
Fax: LAURA@TAYLORBROS-INC.COM

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<b><u>Ticket</u></b>	<b><u>Address</u></b>
1907031433	MADONNA MNR,VILLA HILLS,KY

Utility	Locate Date / Time	Status	Detail
Cincinnati Bell Telephone - KY	07/7/19 06:31 AM	Not Marked	Excavation Site Clear
Duke Energy Electric - KY	07/7/19 06:31 AM	Not Marked	Excavation Site Clear
Insight Kentucky Partners Bowling Green	07/7/19 06:31 AM	Not Marked	Excavation Site Clear

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Last Name:  
Company Name:  
Email Address:  
State or States:  
Phone Number:

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Questions or Comments:

[DigCheck@usiclcl.com](mailto:DigCheck@usiclcl.com)



### Ticket Status Notification

To: TAYLOR BROTHERS EXCAVATING  
Fax: LAURA@TAYLORBROS-INC.COM

Below lists utilities that were stasured by USIC. Please note there may be other Utilities which include private facilities that may be present in the work area and are NOT the responsibility of USIC to locate or mark.

You are receiving this notification because your contact information is listed on the above ticket from the One Call System. If you have any questions regarding this notification, please contact USIC at 1-800-762-0592.

<u>Ticket</u>	<u>Address</u>
1906170521	MADONNA MNR,VILLA HILLS,KY

Utility	Locate Date / Time	Status	Detail
Cincinnati Bell Telephone - KY	06/19/19 03:14 PM	Not Marked	Excavation Site Clear
Duke Energy Electric - KY	06/19/19 03:14 PM	Not Marked	Excavation Site Clear
Insight Kentucky Partners Bowling Green	06/19/19 03:14 PM	Not Marked	Excavation Site Clear

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Last Name:  
Company Name:  
Email Address:  
State or States:  
Phone Number:

You can download DigCheck Pro from Apple App Store or Google Play Store Now!

It's Free!



Questions or Comments:

[DigCheck@usiclcl.com](mailto:DigCheck@usiclcl.com)



### Ticket Status Notification

To: TAYLOR BROTHERS EXCAVATING  
Fax: LAURA@TAYLORBROS-INC.COM

Below lists utilities that were stasured by USIC. Please note there may be other Utilities which include private facilities that may be present in the work area and are NOT the responsibility of USIC to locate or mark.

You are receiving this notification because your contact information is listed on the above ticket from the One Call System. If you have any questions regarding this notification, please contact USIC at 1-800-762-0592.

<u>Ticket</u>	<u>Address</u>
1903191277	MADONNA MNR,VILLA HILLS,KY

<b>Utility</b>	<b>Locate Date / Time</b>	<b>Status</b>	<b>Detail</b>
Cincinnati Bell Telephone - KY	03/19/19 03:48 PM	Not Marked	Excavation Site Clear
Duke Energy Electric - KY	03/19/19 03:48 PM	Not Marked	Excavation Site Clear
Insight Kentucky Partners Bowling Green	03/19/19 03:48 PM	Not Marked	Excavation Site Clear

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Last Name:  
Company Name:  
Email Address:  
State or States:  
Phone Number:



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### Ticket Status Notification

To: TAYLOR BROTHERS EXCAVATING  
Fax: LAURA@TAYLORBROS-INC.COM

Below lists utilities that were stasured by USIC. Please note there may be other Utilities which include private facilities that may be present in the work area and are NOT the responsibility of USIC to locate or mark.

You are receiving this notification because your contact information is listed on the above ticket from the One Call System. If you have any questions regarding this notification, please contact USIC at 1-800-762-0592.

<u>Ticket</u>	<u>Address</u>
1902281304	MADONNA MNR,VILLA HILLS,KY

Utility	Locate Date / Time	Status	Detail
Cincinnati Bell Telephone - KY	03/4/19 01:20 PM	Not Marked	Excavation Site Clear
Duke Energy Electric - KY	03/4/19 01:20 PM	Not Marked	Excavation Site Clear
Insight Kentucky Partners Bowling Green	03/4/19 01:20 PM	Not Marked	Excavation Site Clear

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Sign up by emailing [DigCheck@usicl.com](mailto:DigCheck@usicl.com) and provide your  
First Name:  
Last Name:  
Company Name:  
Email Address:  
State or States:  
Phone Number:

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Questions or Comments:

[DigCheck@usicl.com](mailto:DigCheck@usicl.com)



Laura Taylor <laura@taylorbros-inc.com>

**KUPI CONFRM 2020/01/02 #00000 2001021664-00A NORM NEW**

1 message

**tickets@kentucky811.org** <tickets@kentucky811.org>  
To: laura@taylorbros-inc.com

Thu, Jan 2, 2020 at 3:57 PM

00000 KUPIa 01/02/2020 15:57:54 2001021664-00A NORM NEW GRID

NORMAL NOTICE REMARK

Ticket : 2001021664 Date: 01/02/2020 Time: 15:55 Oper: SHARRIS Chan:000  
Old Tkt: 1912161439 Date: 12/16/2019 Time: 14:58 Oper: BKNIGHT Rev: 00A

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

693

Address :

Street : MADONNA MNR  
Cross 1 : AMSTERDAM RD

Location: FROM THE INTERSECTION - TRAVEL NORTHWEST APPROX 1400 FEET TO DEAD  
END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

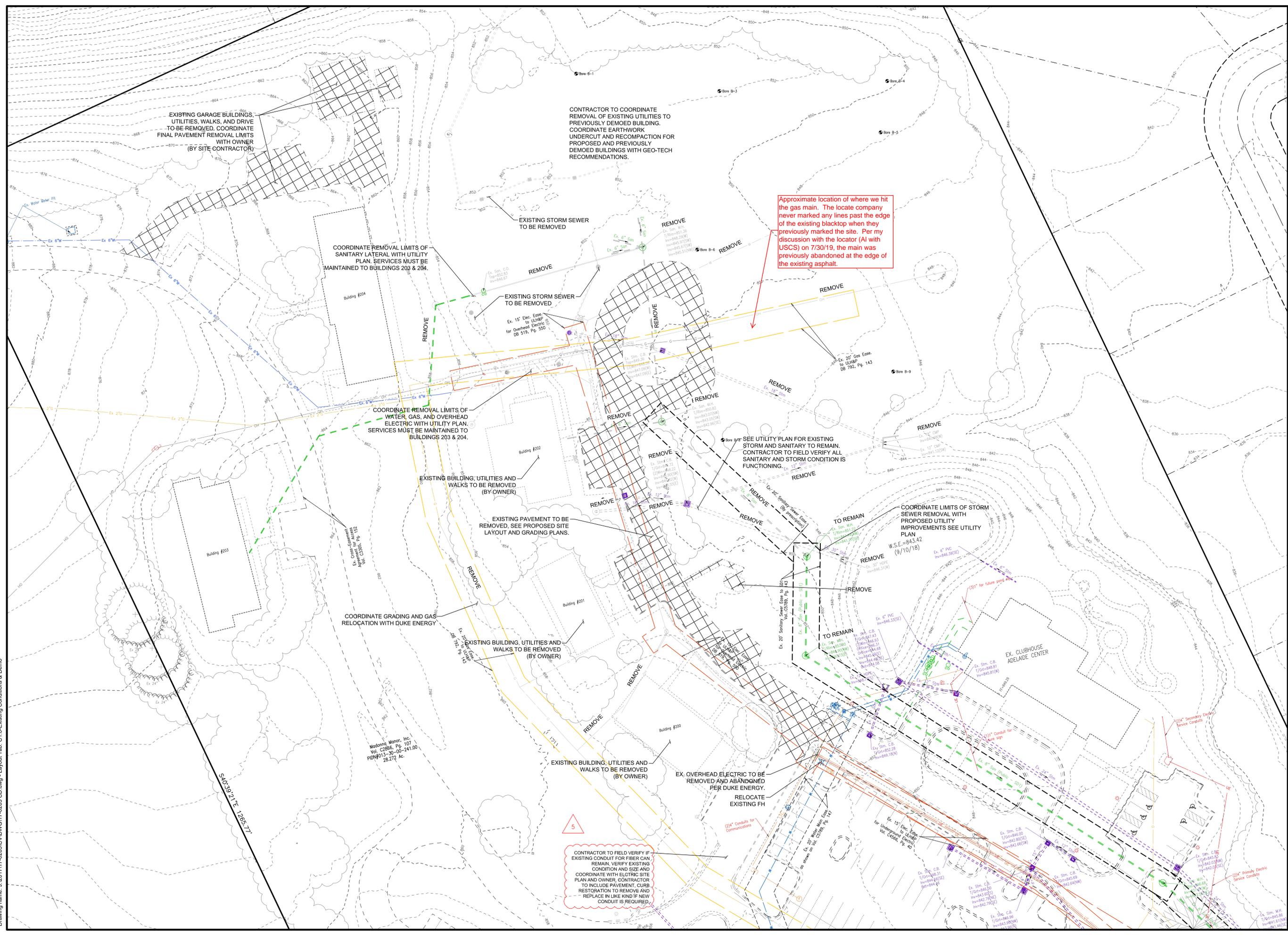
:  
Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK  
Done for : RYAN COMPANIES  
Start date: 01/06/2020 Time: 16:15 Hours notice: 96/48 Priority: NORM  
Ug/Oh/Both: U Blasting: NO Emergency: N  
Duration : N/A Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT  
Co addr : 3769 OLD KY 17  
City : FT MITCHELL State: KY Zip: 41017  
Caller : CORA GROGAN Phone: (859)356-5066  
Contact : MATT TAYLOR - CELL Phone:  
Mobile : (859)743-0009  
Fax : (859)356-7612  
Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 01/02/2020 Time: 15:55  
Members: 0122 0130 0194 0416 0516

Plot time: Jun 04, 2019 - 2:44pm  
Drawing name: J:\2017\17-0263\CD.dwg - Layout Tab: C1.0-Existing Conditions & Demo



EXISTING GARAGE BUILDINGS, UTILITIES, WALKS, AND DRIVE TO BE REMOVED. COORDINATE FINAL PAVEMENT REMOVAL LIMITS WITH OWNER (BY SITE CONTRACTOR)

CONTRACTOR TO COORDINATE REMOVAL OF EXISTING UTILITIES TO PREVIOUSLY DEMOED BUILDING. COORDINATE EARTHWORK UNDERCUT AND RECOMPACTION FOR PROPOSED AND PREVIOUSLY DEMOED BUILDINGS WITH GEO-TECH RECOMMENDATIONS.

Approximate location of where we hit the gas main. The locate company never marked any lines past the edge of the existing backstop when they previously marked the site. Per my discussion with the locator (AI with USCS) on 7/30/19, the main was previously abandoned at the edge of the existing asphalt.

COORDINATE REMOVAL LIMITS OF SANITARY LATERAL WITH UTILITY PLAN. SERVICES MUST BE MAINTAINED TO BUILDINGS 203 & 204.

COORDINATE REMOVAL LIMITS OF WATER, GAS, AND OVERHEAD ELECTRIC WITH UTILITY PLAN. SERVICES MUST BE MAINTAINED TO BUILDINGS 203 & 204.

EXISTING BUILDING, UTILITIES AND WALKS TO BE REMOVED (BY OWNER)

EXISTING PAVEMENT TO BE REMOVED. SEE PROPOSED SITE LAYOUT AND GRADING PLANS.

COORDINATE GRADING AND GAS RELOCATION WITH DUKE ENERGY

EXISTING BUILDING, UTILITIES AND WALKS TO BE REMOVED (BY OWNER)

EXISTING BUILDING, UTILITIES AND WALKS TO BE REMOVED (BY OWNER)

EX. OVERHEAD ELECTRIC TO BE REMOVED AND ABANDONED PER DUKE ENERGY.

RELOCATE EXISTING FH

CONTRACTOR TO FIELD VERIFY IF EXISTING CONDUIT FOR FIBER CAN REMAIN. VERIFY EXISTING CONDITION AND SIZE AND COORDINATE WITH ELECTRIC SITE PLAN AND OWNER. CONTRACTOR TO INCLUDE PAVEMENT, CURB RESTORATION TO REMOVE AND REPLACE IN LIKE KIND IF NEW CONDUIT IS REQUIRED.

THIS DOCUMENT AND ALL RELATED DETAIL DRAWINGS, SPECIFICATIONS, AND ELECTRONIC MEDIA PREPARED OR FURNISHED BY BAYER BECKER (BB), ARE INSTRUMENTS OF BB'S PROFESSIONAL SERVICE AND IS THE EXCLUSIVE PROPERTY OF BB. NO DISCLOSURE, USE, REPRODUCTION OR DUPLICATION IN WHOLE OR IN PART MAY BE MADE WITHOUT WRITTEN PERMISSION OF BB, AND IS DONE SO AT USER'S SOLE RISK. COPYRIGHT - ALL RIGHTS RESERVED.

**MADONNA MANOR  
BROWNSTONE 1**  
2344 AMSTERDAM ROAD  
CITY OF VILLA HILLS  
COUNTY OF KENTON  
COMMONWEALTH OF KENTUCKY

**EXISTING CONDITIONS & DEMOLITION PLAN**

**bayer  
becker**  
www.bayerbecker.com  
209 Grandview Drive  
Fort Mitchell, KY 41017 - 859.261.1113

Item	Revision Description	Date	Drawn	Checked
BULLETIN #03 - REVISIONS PER OWNER COMMENTS		6-4-19	NSH	MDW

Drawing: 17-0263.CD  
Drawn by: NSH  
Checked by: MDW  
Issue Date: 12-12-18  
Sheet: **C1.0**

# Attachment 4

## Tout, Eric V (PSC)

---

**From:** Mate, Laura L <Laura.Mate@duke-energy.com>  
**Sent:** Friday, March 6, 2020 9:51 AM  
**To:** Tout, Eric V (PSC)  
**Subject:** RE: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

I just sent an e-mail yesterday to the people who are investigating this. I am hoping they send a reply soon.

I will let you know.

Laura

---

**From:** Tout, Eric V (PSC) <ericv.tout@ky.gov>  
**Sent:** Friday, March 6, 2020 9:47 AM  
**To:** Mate, Laura L <Laura.Mate@duke-energy.com>  
**Cc:** Vaughan, Melissa R <Melissa.Vaughan@duke-energy.com>  
**Subject:** FW: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

Laura,

Just doing a status check on the below.

---

**From:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>  
**Sent:** Tuesday, February 11, 2020 2:00 PM  
**To:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>  
**Subject:** RE: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

I have sent this to Missy Vaughan to answer. She is still investigating this and will hopefully reply to you soon.

Laura

---

**From:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>  
**Sent:** Monday, February 10, 2020 1:25 PM  
**To:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>  
**Subject:** FW: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

Laura,

Following up on the below, as of today I have not received a response. Have any idea when one will be sent?

Thanks,  
Eric

---

**From:** Tout, Eric V (PSC)  
**Sent:** Thursday, January 23, 2020 1:06 PM

**To:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>

**Subject:** RE: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

Laura,

I regret to say that no this is not all I will need to determine a violation of the dig law has occurred. After each hearing our attorneys discuss with us the modifications that they recommend for additional information relating to cases in the future based upon the questions the Chairman asks and the decisions that are rendered.

Therefore to be prepared, if this goes to a hearing, I will need:

- The exact location this damage occurred, which should include all photographs and reports from Duke which should include third party damage reports/photos. Because the excavator provided his own map indicating the green line was hit to the right of the cul-de-sac.
- The excavator several locate tickets were obtained and 811 provided 1902281304, 1903191277, 1907031433, 1906170521& 1907260801. He stated each of these tickets were never marked at the damage location. I will need all per-excavation photos associated with each ticket. Also provide information that the listed tickets are within in the scope of the ticket.
- The excavator states that on 07/30/19 "Al" of USIC sated the line was abandoned and did not go past the end of the pavement. "Al" also informed the excavator that he performed all the other locates for Duke's sub-contractor when this line was to be removed. Provide any information that confirms or disputes this.

I have attached the information the excavator has provide and copies of the locate tickets please review to get a better understanding of what the excavator is claiming.

I hope this gives you a better understanding of our process and that accusations made on a Damage Report should be supported by evidence.

I respectfully request this information as soon as possible.

Thanks,  
Eric

---

**From:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>

**Sent:** Thursday, January 23, 2020 10:46 AM

**To:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>

**Subject:** RE: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

The gas main was scheduled to be abandoned on 8/29/2019, but it had not been abandoned yet.

Below is a screenshot from our mapping system. The gray line shows the line that is now abandoned and the red circle is the location of the damage when it was still active.

Taylor Brother's locate ticket, 1907260801 was called in on 7/26/2019 and had expired at the time of the damage. That should be all you need to find them in violation of the dig law.



**From:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>  
**Sent:** Thursday, January 23, 2020 10:03 AM  
**To:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>  
**Subject:** 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

**\*\*\* Exercise caution. This is an EXTERNAL email. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\***

Laura,

Need to know if this line was abandon and the date. If it is abandoned do you have maps prior to the damage?

*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*

# Attachment 5

## Tout, Eric V (PSC)

---

**From:** Collins, Jim <Jim.Collins@duke-energy.com>  
**Sent:** Tuesday, March 10, 2020 10:14 AM  
**To:** Tout, Eric V (PSC); Litmer, Bret; Mate, Laura L; Vaughan, Melissa R; Walker, Kenneth C.  
**Cc:** Gowins, John E (PSC)  
**Subject:** FW: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

Eric,  
Please see the below response from USIC on this damage. Let me know if you need any other additional information.

Thanks

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

---

**From:** Walters, Charles <CharlesWalters@usicllc.com>  
**Sent:** Monday, March 9, 2020 11:44 AM  
**To:** Collins, Jim <Jim.Collins@duke-energy.com>  
**Cc:** Mate, Laura L <Laura.Mate@duke-energy.com>; Litmer, Bret <Bret.Litmer@duke-energy.com>  
**Subject:** Re: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

Jim, our tech does not recall stating that the main had been abandoned in July. I know that particular section of main was going to be abandoned but evidently had not been prior to the damage. Our notes on the damage ticket on 8/28 state KS was on site after the damage to abandon the main.

Our damage report show that all markings in the area were destroyed and Taylor Brothers were digging on an expired ticket, per KY dig law.

CJ

# Attachment 6

## Tout, Eric V (PSC)

---

**From:** Collins, Jim <Jim.Collins@duke-energy.com>  
**Sent:** Monday, March 16, 2020 7:01 AM  
**To:** Tout, Eric V (PSC); Mate, Laura L; Litmer, Bret; Vaughan, Melissa R  
**Subject:** FW: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING  
**Attachments:** Recovery Notes.pdf; Locate Ticket Info.pdf; 425337 - Claim Support Package.pdf; DK\_425337\_Images2.pdf

---

**\*\*CAUTION\*\* PDF attachments may contain links to malicious sites. Please contact the COT Service Desk [ServiceCorrespondence@ky.gov](mailto:ServiceCorrespondence@ky.gov) for any assistance.**

---

Eric,  
Below and attached is the response from PRG. I was able to include the pre-dig photos that AJ mentioned in his email.  
Please let me know if you received this email since the picture PDF is large and if you need any additional information.

Thanks

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

**From:** AJ Wray <awray@prgconsulting.net>  
**Sent:** Friday, March 6, 2020 10:34 AM  
**To:** Collins, Jim <Jim.Collins@duke-energy.com>  
**Cc:** Mate, Laura L <Laura.Mate@duke-energy.com>; Vaughan, Melissa R <Melissa.Vaughan@duke-energy.com>; Litmer, Bret <Bret.Litmer@duke-energy.com>; Davis, Michael -prgconsulting <mdavis@prgconsulting.net>  
**Subject:** Re: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

Attached is the requested information. I have included the locate ticket information for the referenced locate tickets, however I am unable to attach all of the associated Pre-Dig photos due to the size of the files and quantity of Photos. All mentioned locate tickets were within the scope of work as well as expired.  
I have also included Notes from our recovery staff regarding the dialogue with the damager party. Please review this information since the invoice is included as well.

Respectfully Submitted,

**A.J. Wray**

Senior Field Manager – OPD Power & Gas

**P:** 616-446-7392

1819 East Blvd. | Charlotte, NC | 28203

<http://www.prgus.com/>

---

**From:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>  
**Sent:** Friday, March 6, 2020 9:47 AM  
**To:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>  
**Cc:** Vaughan, Melissa R <[Melissa.Vaughan@duke-energy.com](mailto:Melissa.Vaughan@duke-energy.com)>  
**Subject:** FW: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

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**Sent:** Tuesday, February 11, 2020 2:00 PM  
**To:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>  
**Subject:** RE: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

I have sent this to Missy Vaughan to answer. She is still investigating this and will hopefully reply to you soon.

Laura

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**From:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>  
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**To:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>  
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Laura,

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**To:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>

**Subject:** RE: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

Laura,

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Thanks,

Eric

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**From:** Mate, Laura L <[Laura.Mate@duke-energy.com](mailto:Laura.Mate@duke-energy.com)>

**Sent:** Thursday, January 23, 2020 10:46 AM

**To:** Tout, Eric V (PSC) <[ericv.tout@ky.gov](mailto:ericv.tout@ky.gov)>

**Subject:** RE: 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

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**Subject:** 32006, 8/28/2019, 2344 Amsterdam Rd. Madonna Manor Villa Hills, TAYLOR BROTHERS HOLDING

**\*\*\* Exercise caution. This is an EXTERNAL email. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\***

Laura,

Need to know if this line was abandon and the date. If it is abandoned do you have maps prior to the damage?

*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*

## Recovery Notes from PRG

01/21/2020 09:45 (EST)	PRG spoke to Digger he sd that he has been disputing this with the PSC he sd they are trying to fine him 2k and if he admits to any part of this he automatically has to pay them he sd that the line was scheduled to come out the following day and that Duke already had equipment on site he sd that the locator never marked the line correctly on 7 previous tickets he admits they made the mistake of not having a valid ticket but still feels like he's getting beat up on all sides told him I will talk to
02/06/2020 16:03 (EST)	PRG EMAIL FROM DIGGER - "Yes, we had that area located several times prior to that day and every time it was located it was marked clear, the technician who located it even reviewed it on his computer with my site superintendent and told him that area was clear and that gas main had been removed. The truth was that the company was on site that day and the following day to remove it and they came over and did what they were scheduled to do anyways and then want to charge us and fine us. [...]"
02/06/2020 16:03 (EST)	PRG CONT -- "The only mistake we made was my office failed to renew our dig tickets in the correct time frame and I have since put a program in place to prevent this from happening again. Thank you, Robert (Digger) Taylor II" *** I emailed back asking if he can share the tickets that show a "clear" response for our file

# Attachment 7

0516 00052 KUPIa 07/26/2019 11:59:56 1907260801-00A NORM NEW GRID

NORMAL NOTICE

Ticket : 1907260801 Date: 07/26/2019 Time: 11:57 Oper: LWILLIAMS Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO  
DEAD

END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 07/30/2019 Time: 12:15 Hours notice: 96/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 07/26/2019 Time: 11:57

Members: 0122 0130 0194 0416 0516

Duke Energy  
Gas - KY

Marked -  
Paint Only

07/30/2019  
03:38 PM\*

07/30/2019  
03:38 PM\*

Yes

0416 00087 KUPIa 02/28/2019 15:06:40 1902281304-00A NORM NEW GRID

NORMAL NOTICE

Ticket : 1902281304 Date: 02/28/2019 Time: 14:50 Oper: LPORTER Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM ABOVE INTERSECTION - - - GO NORTHWEST 1400 FEET TO DEAD END -  
-

LOCATE 800 FOOT BY 800 FOOT AREA IN GRASSY AREA

:

Boundary: n 39.073314 s 39.068235 w -84.592520 e -84.584814

Work type : INSTALL UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 03/04/2019 Time: 15:00 Hours notice: 96/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : DIGGER TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 02/28/2019 Time: 14:50

Members: 0122 0130 0194 0416 0516

Duke Energy  
Gas - KY

Marked -  
Untonable Line

03/04/2019  
01:11 PM\*

03/04/2019  
03:20 PM\*

Yes

0516 00077 KUPIa 03/19/2019 13:22:25 1903191277-00A NORM NEW GRID

NORMAL NOTICE

Ticket : 1903191277 Date: 03/19/2019 Time: 13:20 Oper: LFRANKLIN Chan:000

State: KY Cnty: KENTON City: VILLA HILLS

Subdivision:

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM ABOVE INTERSECTION - - - TRAVEL NORTHWEST 1400 FEET TO DEAD  
END

- - LOCATE 800 FEET BY 800 FEET

:

Boundary: n 39.073314 s 39.068235 w -84.592520 e -84.584814

Work type : INSTALL UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 03/21/2019 Time: 13:30 Hours notice: 48/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 03/19/2019 Time: 13:20

Members: 0122 0130 0194 0416 0516

Duke Energy  
Gas - KY

Marked -  
Untonable Line

03/19/2019  
05:32 PM\*

03/19/2019  
05:48 PM\*

Yes

0416 00111 KUPIa 07/03/2019 13:19:10 1907031433-00A NORM NEW GRID

NORMAL NOTICE

Ticket : 1907031433 Date: 07/03/2019 Time: 13:14 Oper: SGAETA Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO  
DEAD

END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 07/08/2019 Time: 13:30 Hours notice: 120/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 07/03/2019 Time: 13:14

Members: 0122 0130 0194 0416 0516

Duke Energy  
Gas - KY

Marked -  
Untonable Line

07/07/2019  
08:29 AM\*

07/07/2019  
08:31 AM\*

Yes

0416 00071 KUPIa 06/17/2019 09:10:02 1906170521-00A NORM NEW GRID

NORMAL NOTICE

Ticket : 1906170521 Date: 06/17/2019 Time: 09:06 Oper: TCARNEY Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO  
DEAD

END -- LOCATE 800 FEET BY 800 FEET

:

Boundary: n 39.072208 s 39.068025 w -84.593040 e -84.587282

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 06/19/2019 Time: 09:15 Hours notice: 48/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 06/17/2019 Time: 09:06

Members: 0122 0130 0194 0416 0516

Duke Energy  
Gas - KY

Marked -  
Untonable Line

06/19/2019  
05:04 PM\*

06/19/2019  
05:14 PM\*

Yes

# Attachment 8



# INVOICE



Please Make Check Payable to: Project Resources Group

<b>Remit to:</b> Project Resources Group, Inc. Attn. Damage Claims 5340 S. Quebec St., Suite 250S Greenwood Village, CO 80111  EIN: 84-1576547	<b>Invoice #</b> DK-425337 <b>Date:</b> November 14, 2019 <b>Terms:</b> Due Upon Receipt <b>Conf. Code #</b> J3KGF
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<b>Responsible for Damages:</b> Taylor Brothers Excavating 3769 Old KY 17 Ft. Mitchell, KY 41017
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<b>Date &amp; Address Where Damage Occurred:</b> 8/28/2019 2344 Amsterdam Rd Villa Hills, KY 41017
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<b>Labor and Materials Costs:</b>			
	<u>Units</u>	<u>Unit Rate</u>	<u>Amount</u>
<i>Internal Labor Costs</i>			
Mechanic III - Gas Systems Operations	2.00	\$46.95	\$93.90
Mechanic Operator III	1.50	\$55.99	\$83.99
Gas Systms Opr Mech I	2.00	\$97.57	\$195.14
Mechanic Operator I	1.50	\$73.51	\$110.27
Mechanic Operator III	1.50	\$56.18	\$84.27
Groundperson	1.50	\$42.00	\$63.00
Mechanic Operator III OT	2.00	\$73.45	\$146.90
Mechanic Operator I OT	2.30	\$96.44	\$221.81
Mechanic Operator III OT	2.30	\$73.70	\$169.51
Groundperson OT	2.00	\$55.09	\$110.18
Emergency Call Out	1.00	\$175.00	\$175.00
Pickup 1/2 Ton	2.00	\$2.54	\$5.08
SRW Utility, Stake, Flat	2.00	\$8.41	\$16.82
DRW 15-26K Utility, Stake, Flat, Dump	3.80	\$15.60	\$59.28
Damage Investigation/Quality Control			<u>\$400.00</u>
Sub-Total			\$1,935.14
<i>Other Costs</i>			
Loss of Gas	1.00	\$51.33	<u>\$51.33</u>
Sub-Total			\$51.33
<i>Material Costs</i>			
Cap; Pipe	1.00	\$11.05	<u>\$11.05</u>
Sub-Total			\$11.05
<b>Invoice Total</b>			<u>\$1,997.52</u> =====

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For questions regarding this invoice, please contact: Kevin Curry, (720) 580-2011 or via email kcurry@prgconsulting.net

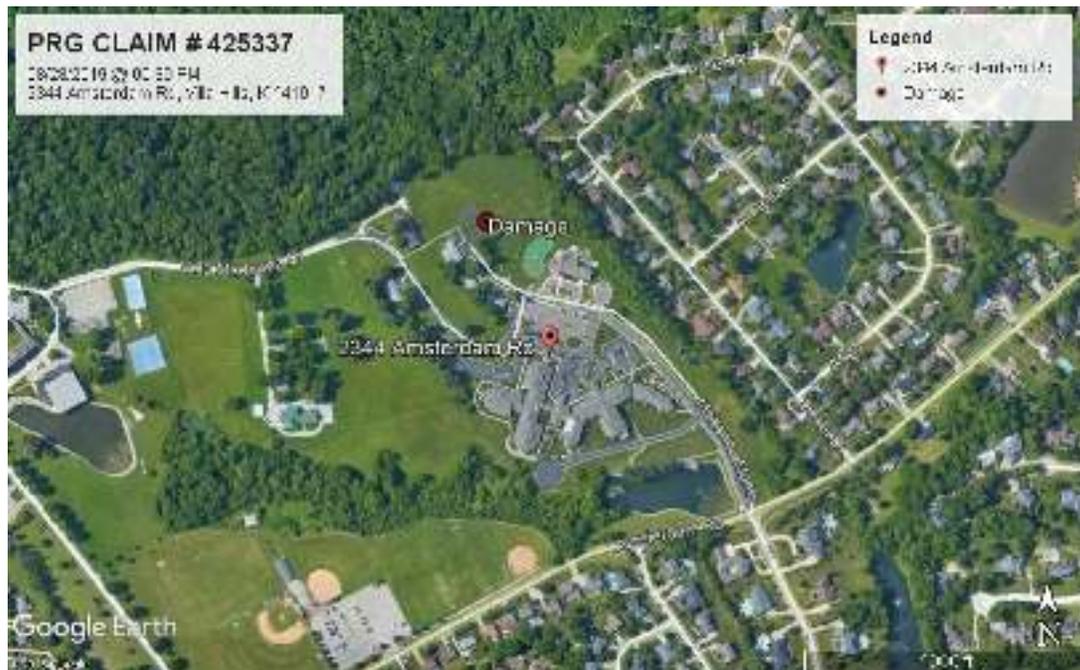
## Damage Investigation Findings

**PRG CLAIM:** DK-425337  
**DATE OF DAMAGE:** 08/28/2019 @ 01:10 PM  
**NOTIFICATION:** 08/28/2019 @ 01:14 PM  
**ARRIVAL:** 08/28/2019 @ 01:55 PM  
**LOCATION:** 2344 Amsterdam Rd, Villa Hills, KY 41017  
**LOCATE INVESTIGATION #:** 22320190828014  
**INVESTIGATOR:** Clark Sabo

### SUMMARIES

On Wednesday, August 28, 2019, at 01:14 PM PRG was notified of damages to gas services that occurred at 2344 Amsterdam Road in Villa Hills, Ohio. The above stated location is a building on the north side of Amsterdam Road. Duke Energy's gas service runs parallel to Amsterdam Road.

A backhoe owned and operated by Taylor Brothers Excavating came into contact with Duke Energy's two-inch underground plastic curb to meter gas service while installing utilities. As a result of the contact Duke Technician and crew were dispatched to complete the repair of the gas services.



## **DETERMINATION**

It has been determined that on August 28, 2019, at 01:10 PM a backhoe operated by Taylor Brothers Excavating struck a two-inch underground plastic curb to meter gas service owned by Duke Energy. Locate marks were not present on site, and there was no valid locate request at the time of the incident. Taylor Brothers Excavating failed to renew their locate ticket and operated on an expired locate ticket on August 28, 2019. As a result of this incident Duke Energy technicians were deployed on site. Evidence has been gathered, photos provided below.



## **ROOT CAUSE**

It has been determined through a thorough investigation that the root cause of the damage to Duke Energy's underground facility at the above stated location is the responsibility of Taylor Brothers Excavating for failing to maintain locate ticket status on August 28, 2019.

0516 00052 KUPIa 07/26/2019 11:59:56 1907260801-00A NORM NEW GRID

NORMAL NOTICE

Ticket : 1907260801 Date: 07/26/2019 Time: 11:57 Oper: LWILLIAMS Chan:000

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

Address :

Street : MADONNA MNR

Cross 1 : AMSTERDAM RD

Location: FROM THE ABOVE INTERSECTION, TRAVEL NORTHWEST APPROX 1400 FEET TO  
DEAD

END/ ROUND A BOUT - LOCATE 400 FEET EAST AND 400 FEET WEST OF THE DEAD END/  
ROUND A BOUT - TO INCLUDE EXTENDING 800 FEET NORTH FOR THAT ENTIRE LOCATE  
DISTANCE

:

Boundary: n 39.072124 s 39.068294 w -84.592006 e -84.586820

Work type : INSTALLING UTILITIES AND SITE WORK

Done for : RYAN COMPANIES

Start date: 07/30/2019 Time: 12:15 Hours notice: 96/48 Priority: NORM

Ug/Oh/Both: U Blasting: NO

Emergency: N

Duration : N/A

Depth: 12 FEET

Company : TAYLOR BROTHERS EXCAVATING Type: CONT

Co addr : 3769 OLD KY 17

City : FT MITCHELL State: KY Zip: 41017

Caller : LAURA TAYLOR Phone: (859)356-5066

Contact : MATT TAYLOR - CELL Phone:

Mobile : (859)743-0009

Fax : (859)356-7612

Email : LAURA@TAYLORBROS-INC.COM

Submitted date: 07/26/2019 Time: 11:57

Members: 0122 0130 0194 0416 0516

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Email\_From: tickets@kentucky811.org

Email\_Subject: KUPI 0516 2019/07/26 #00052 1907260801-00A NORM NEW

Email\_Recv\_Date: 2019-07-26 10:59:56 CDT

Email\_Sent\_Date: 2019-07-26 10:59:56 CDT

Email\_host: tickets7.811tickets.com

Email\_user: 811.ky.oc-duk

Email\_To: 811.ky.oc-duk@tickets.811tickets.com

Email\_ContentType: text/plain; charset=us-ascii

Email\_Timestamp: 2019-07-26 11:01:18 CDT



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425337 - Investigator2.jpeg



425337 - Investigator3.jpeg



425337 - Investigator4.jpeg



425337 - Investigator5.jpeg



425337 - Investigator6.jpeg



425337 - Investigator7.jpeg



425337 - Investigator8.jpeg

# Attachment 9



425337 - Investigator1.jpeg



425337 - Investigator2.jpeg



425337 - Investigator3.jpeg



425337 - Investigator4.jpeg



425337 - Investigator5.jpeg



425337 - Investigator6.jpeg



425337 - Investigator7.jpeg



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425337 - Locate Pre-Dig1.jpg



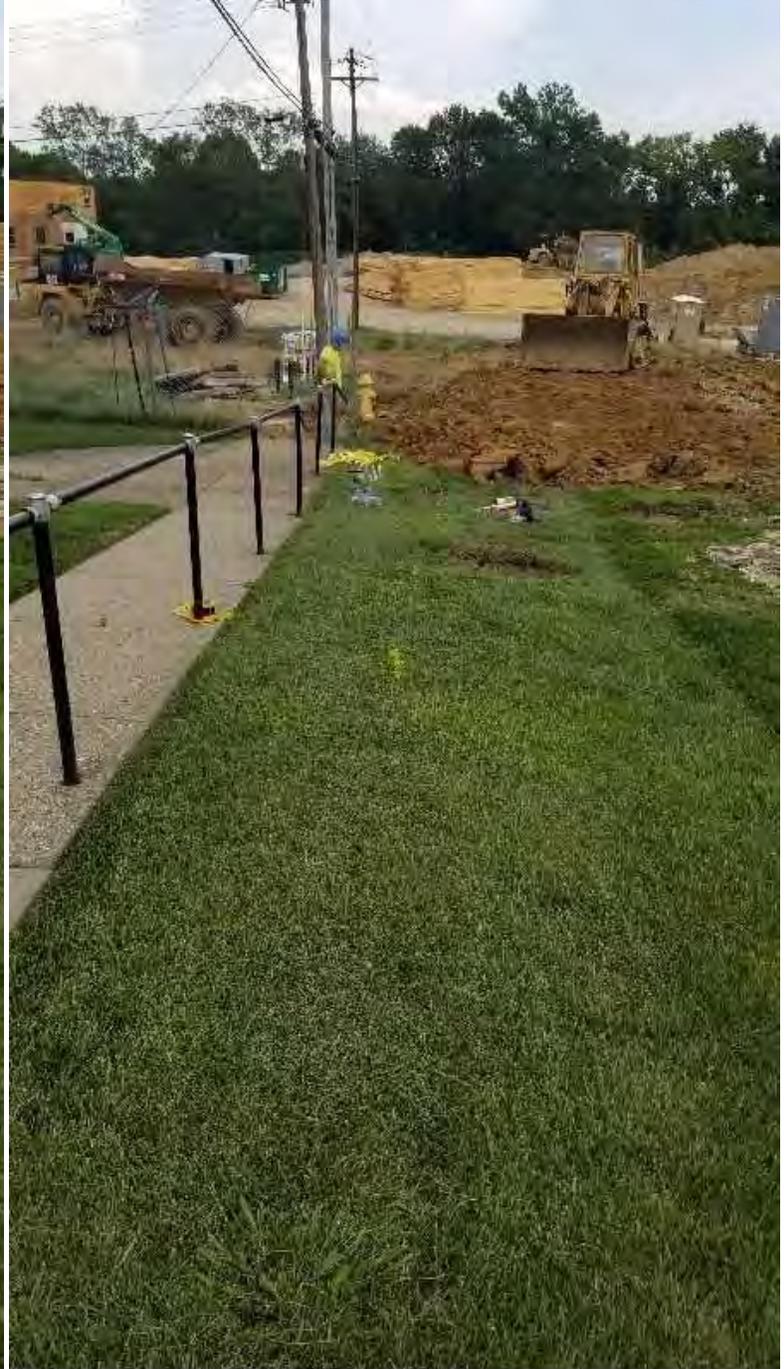
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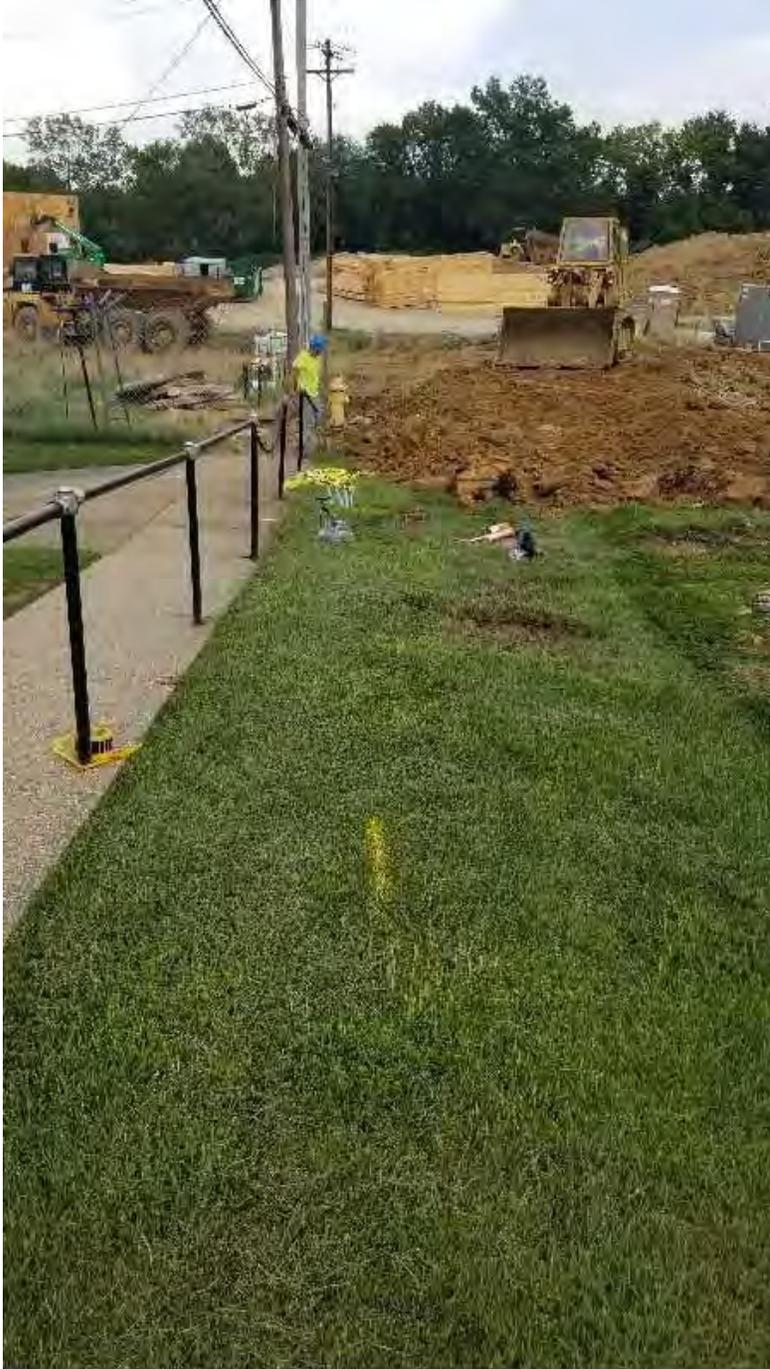
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Taylor Brothers Holding Co.  
3769 Madison Pike  
Fort Mitchell, KENTUCKY 41017