



Pipeline Safety Division Investigation Report

Investigation regarding: Midwest Natural Gas Corp.

UPPAC Database Record ID: 4055

Report Date: 7/8/2013

Investigator: Mike Orr

Damage Date: 10/24/2012 2:40:24 PM

Damage Address: Park Ave, North Vernon, Jennings

The Parties

Excavator: **Dave O'mara Contractor, Inc.**

Address: 1100 East O And M Avenue, North Vernon, In 47265

Facility Owner: **Midwest Natural Gas Corporation**

Pipeline Facility

Facility Type: Natural Gas

Facility Function: Service/Drop

Type of Equipment: Backhoe/Trackhoe

Type of Work Performed: WATER

Damage Impact

Product Release: Yes

Ignition: No

Service Interruption: True

Number of Customers Affected: 1

Injuries: 0

Fatalities: 0

Repair Cost (if known): \$

Excavator Activities/Cause of Damage Information:

Excavator Request Locates: Yes

Indiana 811 Ticket Number: 1210191928

Original Start Date:

Locate Instructions: FROM THE INTERSECTION OF PARK AND SHADELAND LOCATE PARK SOUTH FOR 475 FEET ON BOTH SIDES OF THE ROAD ENDING AT SPRING HTS DRIVE

Follow-Up Locate Instructions (if applicable):

Synopsis: Excavator struck and damaged an underground natural gas service while performing water line work.

Findings: Reported by Indiana 811; excavator's response to initial notice was received on 12/18/2012. Excavator had a valid locate ticket; however, the gas operator reported signal bleed off while locating active service to a retired service line causing an incorrect locate marking.

Conclusion: There was a failure to provide an accurate locate marking.

Violation: IC 8-1-26-18(f) Operator failed to locate or provided incorrect locate markings.



INFORMATION REQUEST

State Form 54909 (R / 3-13)

INDIANA UTILITY REGULATORY COMMISSION – PIPELINE SAFETY DIVISION

Case Number: 4055 _____

Date of Damage (*month, day, year*): 10/24/13 _____

Location of Damage:

Address (*number and street*): 304 Park Ave. _____

City, State and ZIP Code: North Vernon, IN 47265 _____

Nearest Intersection: Shadeland Ave. _____

Excavator Information:

Business Name: Dave Omara Contractor _____

Responsible Party Personal Name: Steven McClure _____

Title (*if any*): Unknown _____

Address (*number and street*): 1100 E. O&M Ave. _____

City, State and ZIP Code: North Vernon, IN 47265 _____

Preferred Telephone Number (*area code*): (812) 346-4135 _____

Email Address: N/A _____

Utility Information:

Utility Name: Midwest Natural Gas Corp. _____

Contact Person: Terry Shafer _____

Title (*if any*): Regional Area Manager _____

Cause of Damage Information

Type of Equipment (select one):

Backhoe/Trackhoe

Type of Work Performed (select one):

Water

Repair Cost: \$ N/A

Did a leak result from damage: Yes No

Was there ignition: Yes No

Excavator Notify 911 due to leak: Yes No

Excavator Notify 811 upon damage: Yes No

Excavator Notify Utility upon Damage: Yes No

Locate Information

Excavator Request Locate: Yes No

Indiana 811 Locate Ticket Number: N/A

Locate Marks Visible: Yes No

Locate Marks Correct: Yes No

Excavator "White Lined": Yes No

Was Locate Provided within Two (2) Working Days: Yes No

Utility Employees On-site during Excavation: Yes No

Incident Information:

Fire Department Response: Yes No

Police Department Response: Yes No

Ambulance Response: Yes No

Additional Information / Comments

Midwest Natural Gas service person stated that the locate marks were correct, however, upon excavation of the damage area it was determined that an old abandoned portion of 3/4" steel service had come in contact with the active service that had requested to be located, causing the locating unit to bleed over onto the abandoned portion.

Printed Name: TERRY SHAFER

Signature: Terry Shafer Date (month, day, year): 03-21-13

**If submitting this form electronically, typing your name in the signature box will act as an electronic signature.*

Please return completed form to:

PipelineDamageCase@urc.in.gov

Or mail to:

**Indiana Utility Regulatory Commission
Pipeline Safety Division - Case Number 4055
101 West Washington Street, 1500E
Indianapolis, IN 46204**

**Or fax to:
317-233-2410**

NORMAL NOTICE REMARK

Ticket : 1210191928 Date: 10/19/2012 Time: 13:53 Oper: RACHEL.RICE Chan:000
 Old Tkt: 1210033607 Date: 10/03/2012 Time: 17:11 Oper: RACHEL.RICE Rev: 00A

State: IN Cnty: JENNINGS Twp: CENTER
 Cityname: NORTH VERNON Inside: Y Near: N
 Subdivision:

Address :

Street : PARK AVE
 Cross 1 : SHADELAND AVE Within 1/4 mile: Y
 Location: FROM THE INTERSECTION OF PARK AND SHADELAND LOCATE PARK SOUTH FOR 475
 FEET ON BOTH SIDES OF THE ROAD ENDING AT SPRING HTS DRIVE
 :
 Grids : 3859A8537D 3859B8537C 3859A8537C 3859B8537B

Work type : WATER

Done for : CITY OF NORTH VERNON

Start date: 10/23/2012 Time: 14:15 Hours notice: 96/48 Priority: NORM

Ug/Oh/Both: U Blasting: N Boring: N Railroad: N Emergency: N

Duration : UNKNOWN Depth: 7 FEET

Company : DAVE OMARA CONTRACTOR Type: CONT

Co addr : 1100 EAST O AND M AVENUE

City : NORTH VERNON State: IN Zip: 47265

Caller : RACHEL RICE Phone: (812)346-4135

Contact : STEVE MCCLURE Phone:

BestTime:

Mobile : (812)592-0739

Fax : (812)352-1235

Email : RACHELR@DAVEOMARA.COM

Remarks : All tickets are taken and processed on Eastern Daylight Time

REF JOB 113212 NV WATER DISTRIBUTION - 77

REMARK DUE TO CONSTRUCTION AND WEATHER

Will you be white-lining the dig site area? NO

:

Submitted date: 10/19/2012 Time: 13:53

Members: ID0002 ID2230 ID4700 ID5493 ID8000 ID8791 SM

| Member Name | Facility Types |
|----------------------------------|----------------|
| COMCAST - SEYMOUR | CABLE TV |
| DUKE ENERGY / FORMERLY CINERGY | ELECTRIC |
| FRONTIER | TELEPHONE |
| MIDWEST NATURAL GAS CORPORATION | GAS |
| NORTH VERNON MUNICIPAL UTILITIES | |
| SEI COMMUNICATIONS | TELEPHONE |



Dave O'Mara Contractor, Inc.
1100 East O & M Avenue, PO Box 1139
North Vernon, Indiana 47265
www.daveomara.com

Phone: 812.346.4135

Fax: 812.346.6305

VIA E-MAIL

December 18, 2012

Pipeline Safety Division – Case No. 4055
Indiana Utility Regulatory Commission
101 West Washington Street, Suite 1500 E
Indianapolis, Indiana 46204
PipelineDamageCase@urc.in.gov

RE: Notice of Preliminary Determination of Violation
Pipeline Safety Division Case No. 4055 – Information Request

To Whom It May Concern:

This letter and the documents submitted herewith are the response of Dave O'Mara Contractors, Inc. ("DOCI") to a letter, dated November 30, 2012, from William Boyd, Director of the Pipeline Safety Division of the Indiana Utility Regulatory Commission.

Please note that any further information or communication with respect to this matter should be directed to Jessica A. Hill, Graydon Head & Ritchey LLP, 7759 University Drive, Suite A, West Chester, Ohio 45069.

**DOCI'S RESPONSES TO THE PIPELINE SAFETY DIVISION OF THE
INDIANA UTILITY REGULATORY COMMISSION'S INFORMATION REQUESTS**

1. The Parties:

▪ Excavator Information:

Response: Dave O'Mara Contractor, Inc.
Steven McClure, Operator
1100 East O & M Avenue
P.O. Box 1139
North Vernon, Indiana 47265
Preferred Phone: 812-346-4135

rachelr@daveomara.com

- Facility Information:

Response: Midwest Natural Gas Company
107 Southeast Third Street
Washington, IN 47501
812-254-5087

- Locator Service Information:

Response: After performing a diligent search of company records and directing inquiries to company personnel most likely to have relevant information, DOCI has discovered no information responsive to this request.

- Other (Witness, Police, fire, Other) Information:

Response: After performing a diligent search of company records and directing inquiries to company personnel most likely to have relevant information, DOCI has discovered no information responsive to this request and believes that there no other individuals or entities involved.

2. Utility Line Impact:

- Location of Damage:

Response: 304 Park Avenue
North Vernon, IN 47265
The nearest intersection is Shadeland Avenue

- Product Type:

Response: The product type involved was natural gas.

- Facility Type:

Response: Service/Drop

- Size (Diameter/etc.):

Response: The diameter of the facility was one half (1/2) inch.

- Pressure (PSIG/Inches):

Response: After performing a diligent search of company records and directing inquiries to company personnel most likely to have relevant information, DOCI does not know the pressure that was within the facility.

- Interruption in Service:

Response: No, there was no interruption in service.

- Number of Customers Affected:

Response: After performing a diligent search of company records and directing inquiries to company personnel most likely to have relevant information, DOCI does not know whether any customers were affected.

- Evacuation:

Response: There was no need for an evacuation, and therefore, no evacuation occurred.

- Repair Cost (if known):

Response: DOCI has not been billed for any repair cost.

3. Cause of Damage Information:

- Type of Equipment:

Response: The equipment used was an Excavator.

- Type of Work Performed:

Response: DOCI was performing water line work.

- Release of Product:

Response: Yes, there was a minimal release of product.

- Ignition and/or Fire:

Response: There was not any ignition or fire involved.

- Excavator Notify 811:

Response: Yes, 811 was notified after the incident occurred.

4. Locate Information:

- Excavator Request Locate:

Response: Yes, the excavator did make a locate request. The Request Ticket Number from Indiana 811 is 1210191928. A copy of the Request Ticket Number 12110191928 is enclosed.

- Locate Marks Visible:

Response: No, the locate marks were not visible.

- Locate Marks Correct:

Response: No, the locate marks were not correct.

- Excavator "White Lined":

Response: No, the excavator did not "white line."

- Maps Used to Mark Facilities:

Response: After performing a diligent search of company records and directing inquiries to company personnel most likely to have relevant information, DOCI has discovered no information responsive to this request.

- Was Locate Provided within Two (2) Working Days?

Response: Yes, locates were provided within two working days.

- Operator Employees On-site: Were operator's employees on site at the time of the incident?

Response: Yes, the employees were on-site.

5. Incident Impact Information:

- Number of Outpatient Treated:

Response: There were no injuries or fatalities related to this incident, and therefore, there were no patients treated through out-patient treatment.

- Number of Inpatient Treated:

Response: There were no injuries or fatalities related to this incident, and therefore, there were no patients treated through in-patient treatment.

- Number of Fatalities:

Response: There were no fatalities as a result of this incident.

- Fire Department Response:

Response: 911 was called immediately after the damaged occurred.

- Police Department Response:

Response: 911 was called immediately after the damaged occurred.

- Ambulance Response:

Response: 911 was called immediately after the damaged occurred.

6. Additional Information/Comments:

Response: There is no additional information or comments that DOCI would like to make at this time.

This concludes the response of DOCI to the foregoing request regarding Pipeline Safety Division Case No. 4055.

Sincerely,

DAVE O'MARA CONTRACTORS, INC.
1100 East O & M Avenue, P.O. Box 1139
North Vernon, Indiana 47265
812-346-4135

By: 
Dave O'Mara

Title: President

Date: December 18, 2012

Enclosures