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STATE OF INDIANA
INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF AN ORDER)
APPROVING ADVISORY COMMITTEE)
RECOMMENDATIONS PURSUANT TO)
INDIANA CODE CHAPTER 8-1-26.

APPROVED: AUG 08 2012

ORDER OF THE COMMISSION

Indiana Code chapter 8-1-26 provides the procedure for the Indiana Utility Regulatory Commission's Pipeline Safety Division ("Division") to find violations of said chapter. Upon review of those findings, the Indiana Underground Plant Protection Advisory Committee ("Advisory Committee") reviews those recommendations and recommends civil penalties in the Case.

The Cases received pursuant to Indiana Code chapter 8-1-26 and ripe for Commission action are attached hereto and collectively referred to as the Advisory Committee Recommendations.

Pursuant to statute, the Advisory Committee has submitted their recommendations to the Commission. The Commission hereby UPHOLDS the findings of violations by the Pipeline Safety Division and APPROVES the recommendations of the Advisory Committee as listed on the attached pages. The Assistant General Counsel to the Division is hereby directed to prepare and send notice to the parties advising them of the determination.

IT IS SO ORDERED.

ATTERHOLT, LANDIS, MAYS AND ZIEGNER CONCUR; BENNETT ABSENT:

APPROVED: AUG 08 2012

I hereby certify that the above is a true and correct copy of the Order as approved.


Brenda A. Howe
Secretary to the Commission

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **Calumet Civil Contractors** Operator: **Citizens Gas**

Case No.: **413**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Warren abstains.

APPROVED: 
(initialed) Rick Slagle
 Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **Milestone Contractors, LP** Operator: **Vectren**

Case No.: **452**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. IC 8-1-26-20(b) | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.
Waechter abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **D.R. Watson Company** Operator: **Vectren**

Case No.: **723**

Date of Advisory Meeting: **June 26, 2012**

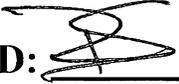
Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: 
(initialed) Rick Slagle
 Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **Miller Pipeline** Operator: **Vectren**

Case No.: **1171**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains

APPROVED: 
(initialed) Rick Slagle
 Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **C-Tech Corporation**

Operator: **Vectren**

Case No.: **1717**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment**

Violation No Violation

2. _____ Violation No Violation

3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter

2. _____

3. _____

Additional Information: Slagle abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **Dan Cristani Excavating** Operator: **Vectren**

Case No.: **1810**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: 
(initialed) Rick Slagle
 Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **James H Drew Incorporated** Operator: **Citizens Gas**

Case No.: **2243**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Warren abstains

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **John Hall Construction Inc.** Operator: **Vectren**

Case No.: **2277**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: ~~Slagle~~ Slagle abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **Brian Pfaehler** Operator: **Vectren**

Case No.: **2697**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **Ben Bush**

Operator: **Vectren**

Case No.: **2709**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

- | | |
|--|-------------------------------|
| 1. IC 8-1-26-16(g): Failure to provide notice of excavation | <u>Violation</u> No Violation |
| 2. _____ | Violation No Violation |
| 3. _____ | Violation No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: Slagle abstains.

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Excavator: **Atlas Excavating** Operator: **Vectren**

Case No.: **2742**

Date of Advisory Meeting: **June 26, 2012**

Statutes Allegedly Violated:

- | | | |
|---|--|------------------------------------|
| 1. IC 8-1-26-20(b): Failure to maintain two (2) feet clearance with mechanized equipment | <input checked="" type="radio"/> Violation | <input type="radio"/> No Violation |
| 2. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |
| 3. _____ | <input type="radio"/> Violation | <input type="radio"/> No Violation |

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) Rick Slagle
Chairman