

ORIGINAL

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: OCT 24 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, BENNETT, LANDIS, MAYS AND ZIEGNER CONCUR; MAYS NOT PARTICIPATING IN THOSE MATTERS INVOLVING VECTREN;

APPROVED: OCT 24 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

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-3407

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TO: Chairman James D. Atterholt
Commissioners Ziegner, Landis, Mays, and Bennett

FROM: DeAnna Poon, Assistant General Counsel and Legal Counsel to the Underground Plant Protection Advisory Committee

DATE: October 19, 2012

RE: Underground Plant Protection Advisory Committee Case Recommendations for Conference on *Wednesday, October 24, 2012 @ 1:30 P.M local time.*

The attached case recommendations have been submitted to the Commission. Via Certified Mail, the Commission's Pipeline Safety Division sent an information request to the parties to the incident soliciting a written account of the facts and circumstances surrounding the incident. After receiving proof of delivery and waiting at least thirty (30) days for the receipt of any documents from the parties, the Division investigated the case. Pursuant to IC 8-1-26-23(g), the Division found that a violation of IC 8-1-26 occurred. After public notice in conformance with IC 5-4-1.5-5, during a Public Meeting where the party had the opportunity to appear, the Underground Plant Protection Advisory Committee reviewed the Division's determination and made recommendations in the cases under IC 8-1-26-23(h). The parties were notified of the Committee's recommendations and given the opportunity to seek a public hearing pursuant to IC 8-1-26-23(k). These recommendations are now submitted for the Commission's consideration at Conference on **October 24, 2012 at 1:30 pm. local time.** Staff believes legal requirements under IC 8-1-26, the Damages to Underground Facilities Act, were met and recommends approval for all the recommendations of the attached cases. The Commission has the authority under IC 8-1-1-5(d) to make a determination in these matters.

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Austgen Equipment Incorporated**
Other Party: **NIPSCO**
Case No.: **3003**
Date of Advisory Meeting: **August 28, 2012**

Statutes Allegedly Violated:

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

Recommended Penalty:

1. Training
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Hill T Excavating**
Other Party: **NIPSCO**
Case No.: **2995**
Date of Advisory Meeting: **August 28, 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. ~~was~~ Training _____
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **NIPSCO**
Other Party: **Selge Construction Company, Inc.**
Case No.: **2984**
Date of Advisory Meeting: **August 28, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-18(f): Failure to properly locate facilities** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Training
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **NIPSCO**
Other Party: **NIPSCO**
Case No.: **2914**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Troy Scott**
Other Party: **NIPSCO**
Case No.: **2926**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Raymond Chapel**
Other Party: **NIPSCO**
Case No.: **2927**
Date of Advisory Meeting: **August 28, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-16(g): Failure to provide notice of excavation** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **City of Bluffton Parks Department**
Other Party: **NIPSCO**
Case No.: **2928**
Date of Advisory Meeting: **August 28, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-16(g): Failure to provide notice of excavation** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. Warning letter _____
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Berry-It, Inc.**
Other Party: **NIPSCO**
Case No.: **2942**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Scott Parrish**
Other Party: **NIPSCO**
Case No.: **2955**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Paragon Landscape**
Other Party: **NIPSCO**
Case No.: **2956**
Date of Advisory Meeting: **August 28, 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

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Centurylink**
Other Party: **NIPSCO**
Case No.: **2957**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Arrow Fence Company, Inc.**
Other Party: **NIPSCO**
Case No.: **2959**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Weber Concrete**
Other Party: **Vectren**
Case No.: **2972**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **John Templan**
Other Party: **NIPSCO**
Case No.: **2978**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Hill T Excavating**
Other Party: **NIPSCO**
Case No.: **2981**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Jennifer Dixon**
Other Party: **NIPSCO**
Case No.: **2986**
Date of Advisory Meeting: **August 28, 2012**

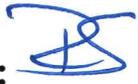
Statutes Allegedly Violated:

- | | | |
|--|--|------------------------------------|
| 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: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Walsh and Kelly**
Other Party: **NIPSCO**
Case No.: **2999**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Borgmann Family Enterprises**
Other Party: **Citizens Gas**
Case No.: **3051**
Date of Advisory Meeting: **August 28, 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: Warren abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Prifogle Construction**
Other Party: **Citizens Gas**
Case No.: **3054**
Date of Advisory Meeting: **August 28, 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: Warren abstains.

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **RL Johnson LLC**
Other Party: **Citizens Gas**
Case No.: **3062**
Date of Advisory Meeting: **August 28, 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

Respondent: **FE Harding Asphalt Co.**
Other Party: **Citizens Gas**
Case No.: **3068**
Date of Advisory Meeting: **August 28, 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: Warren abstains.

APPROVED: 
(initialed)
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Culy Construction & Excavating, Inc.**
Other Party: **Citizens Gas**
Case No.: **3074**
Date of Advisory Meeting: **August 28, 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

Respondent: **Tad Freed**
Other Party: **NIPSCO**
Case No.: **3100**
Date of Advisory Meeting: **August 28, 2012**

Statutes Allegedly Violated:

- 1. **IC 8-1-26-16(g): Failure to provide notice of excavation** Violation No Violation
- 2. _____ Violation No Violation
- 3. _____ Violation No Violation

Recommended Penalty:

- 1. warning letter
- 2. _____
- 3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Columbia City Water Department**
Other Party: **NIPSCO**
Case No.: **3129**
Date of Advisory Meeting: **August 28, 2012**

Statutes Allegedly Violated:

1. **IC 8-1-26-16(g): Failure to provide notice of excavation** Violation No Violation
2. _____ Violation No Violation
3. _____ Violation No Violation

Recommended Penalty:

1. Warning letter
2. _____
3. _____

Additional Information: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Perkins Contracting Services**
Other Party: **NIPSCO**
Case No.: **3148**
Date of Advisory Meeting: **August 28, 2012**

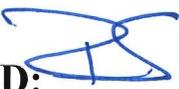
Statutes Allegedly Violated:

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: _____

APPROVED: 
(initialed) _____
Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **Lineal Contracting**
Other Party: **Vectren**
Case No.: **3152**
Date of Advisory Meeting: **August 28, 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

Respondent: **East Side Vinyl**
Other Party: **NIPSCO**
Case No.: **3174**
Date of Advisory Meeting: **August 28, 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

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **C S U Incorporated**
Other Party: **Vectren**
Case No.: **3185**
Date of Advisory Meeting: **August 28, 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

Respondent: **M Line Electric**
Other Party: **NIPSCO**
Case No.: **3233**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **American Concrete Raising**
Other Party: **NIPSCO**
Case No.: **3248**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman

Indiana Underground Plant Protection Advisory Committee Recommendation to IURC

Respondent: **J.D.H. Contracting**
Other Party: **Vectren**
Case No.: **3281**
Date of Advisory Meeting: **August 28, 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

Respondent: **Powers Welding**
Other Party: **Vectren**
Case No.: **3315**
Date of Advisory Meeting: **August 28, 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

Respondent: **Tovey Perry Company**
Other Party: **Ind. Natural Gas Co.**
Case No.: **3318**
Date of Advisory Meeting: **August 28, 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: _____

APPROVED: 
(initialed) Rick Slagle
Chairman