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ATTORNEY GENERAL



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July 15, 2020

Dwight Glade  
GLADE CONSTRUCTION  
PO Box 95  
Ocheyedan, Iowa 51354

RE: One Call Violations – Osceola County

Dear Dwight:

It has come to our attention that on or about June 24, 2019, you allegedly conducted an excavation to dig post holes at 545 Golf View Drive, Sibley, Iowa, without providing 48-hours notice of the planned excavation to the owners and operators of underground facilities. As a result, underground facilities, including a 1/2-inch diameter natural gas pipeline under 15 pounds per square inch of pressure (psi), were not located and marked prior to the excavations. During the June 24, 2019 excavation, your equipment hit and damaged the 1/2-inch diameter pipeline, resulting in remediation costs to the pipeline company. As I am sure you are well aware, striking and damaging underground facilities can have tragic results. You are fortunate that this incident did not result in injury, or worse, to any of your employees, underground facility employees, or first responders.

In addition, when Iowa Utilities Board staff attempted to obtain additional information from you about this incident when conducting its investigation, you failed to respond and even hung-up the telephone when staff attempted to call you.

Failure to provide 48-hours notice of the excavation constitutes violation of Iowa Code sections 480.1A, 480.4(1)(a), and 480.4(1)(b)(1)-(8). Iowa Code section 480.6(1)(a) authorizes the Attorney General to seek civil penalties up to a maximum of Ten Thousand Dollars (\$10,000) per day of each such violation involving natural gas pipelines. Iowa Code section 480.6(1)(b) authorizes the Attorney General to seek civil penalties up to a maximum of One Thousand Dollars (\$1,000) per day of each such violation to all other underground facilities. Injunctive relief is also authorized pursuant to Iowa Code section 480.7.

Notice of a planned excavation must be given by either filing a ticket online at [www.iowaonecall.com](http://www.iowaonecall.com) or calling the One Call Notification Center at 1-800-292-8989 or 811 at least 48 hours prior to the excavation.

The purpose of this letter is to advise that the Iowa One Call statute must be strictly complied with. Failure to comply may result in judicial enforcement proceedings initiated by our office pursuant to Iowa Code sections 480.6 and 480.7.

Thank you for your attention to this matter.

Sincerely,

*Jacob Larson*  
JACOB J. LARSON

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