



**TENNESSEE UNDERGROUND UTILITY DAMAGE ENFORCEMENT BOARD  
EXECUTIVE COMMITTEE  
Meeting on August 20, 2024**

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**MINUTES**

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The Executive Committee meeting of the Tennessee Underground Utility Damage Enforcement Board commenced at 9:30 a.m. at the Tennessee Public Utility Commission, 502 Deaderick Street, Ground Floor Conference Room, Nashville, TN, 37243.

**Executive Committee Members Present:**

Kevin Tubberville- Chairman  
Wayne Hastings- Vice Chairman  
Eddie Hood  
Bob Pitts  
Steve Raper

**TPUC Staff Present:**

Aaron Conklin, Legal Advisor to the TPUC staff  
Brittany Shaw  
Slayde Warren  
Stacy Balthrop

**Tennessee 811 Present:**

Craig Ingram  
Bill Turner

**Roll Call & Minutes:**

Roll call confirmed Chairman Kevin Tubberville, Vice Chairman Wayne Hastings, Mr. Eddie Hood, Mr. Steve Raper, and Mr. Bob Pitts as present, making a quorum. The Committee considered the Minutes from the July 30th, 2024, meeting. Mr. Pitts motioned to approve the Minutes which was seconded and approved.

**Presentation of Investigation of Complaints:**

The Committee heard and ruled on the following complaints:

**EB24-0122-**

**Alleged Violator:** Ridings Lawncare & Landscaping

**Alleged Excavator:** Chase Ridings

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** N/A

**Root Cause:** Excavating/Demolishing Beyond 15-Day Expiration

**Finding:** In violation for excavating/demolishing beyond 15-day expiration and Chase Ridings ordered to attend compliance training.

**EB23-0130-**

**Alleged Violator:** Smithbuilt Homes

**Alleged Excavator:** Conner Crushin

**Complainant:** Knoxville Utilities Board

**Facility Type:** Gas

**Equipment:** Mini-Excavator

**Root Cause:** Failure to use reasonable care in the safety/tolerance zone

**Finding:** In violation for failure to use reasonable care in the safety/tolerance zone and Conner Crushin ordered to attend compliance training.

**EB24-0148-**

**Alleged Violator:** Southern Creations

**Alleged Excavator:** Unknown

**Complainant:** Horton Highway Utility District

**Facility Type:** Gas

**Equipment:** Trencher

**Root Cause:** No Notification to TN One Call/811 Prior to Excavating/Demolishing

**Finding:** In violation for no notification to TN One-Call/811 prior to excavating/demolishing and Padro Abundis ordered to attend compliance training.

**EB24-0158**

**Alleged Violator:** Pipeworks Plus, INC.

**Alleged Excavator:** Will Bingham

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** Backhoe-Trackhoe

**Root Cause:** Failure to Use Reasonable Care in the Safety/Tolerance Zone

**Finding:** In violation for failure to use reasonable care in the safety/tolerance zone and the safety manager ordered to attend compliance training.

**EB24-0159-**

**Alleged Violator:** Pipeworks Plus, INC.

**Alleged Excavator:** Will Bingham

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** Backhoe-Trackhoe

**Root Cause:** Failure to Use Reasonable Care in the Safety/Tolerance Zone

**Finding:** In violation for failure to use reasonable care in the safety/tolerance zone and a civil penalty of \$2,500 or settlement of \$811 and three people ordered to attend compliance training.

**EB24-0160**

**Alleged Violator:** Pipeworks Plus, INC.

**Alleged Excavator:** Will Bingham

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** Backhoe-Trackhoe

**Root Cause:** Failure to Use Reasonable Care in the Safety/Tolerance Zone.

**Finding:** In violation for failure to use reasonable care in the safety/tolerance zone and a civil penalty of \$5,000 or a settlement of \$2500 and three employees ordered to attend compliance training.

**EB24-0162-**

**Alleged Violator:** Jones Bros. Contractors, LLC

**Alleged Excavator:** William Adams

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** Grader-Scraper

**Root Cause:** Failure to Use Reasonable Care in the Safety/Tolerance Zone

**Finding:** In violation for failure to use reasonable care in the safety/tolerance zone and William Adams ordered to attend compliance training.

**EB24-0164-**

**Alleged Violator:** Walter Hill Utilities

**Alleged Excavator:** Randy Fried-Sam

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** Backhoe-Trackhoe

**Root Cause:** Failure to Use Reasonable Care in the Safety/Tolerance Zone

**Finding:** In violation for failure to use reasonable care in the safety/tolerance zone and Randy Fried-Sam ordered to attend compliance training.

**EB24-0178-**

**Alleged Violator:** Hawkins and Price, LLC

**Alleged Excavator:** Marcus Crosslin

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** Backhoe-Trackhoe

**Root Cause:** Failure to Maintain Marks

**Finding:** In violation for failure to maintain marks and assess a civil penalty of \$811 or three employees ordered to attend compliance training.

**EB24-0188-**

**Alleged Violator:** Rainscapes Irrigation

**Alleged Excavator:** Julio Avila

**Complainant:** Knoxville Utilities Board

**Facility Type:** Gas

**Equipment:** N/A

**Root Cause:** Failure to Use Reasonable Care in the Safety/Tolerance Zone

**Finding:** In violation for failure to use reasonable care in the safety/tolerance zone and Julio Avila ordered to attend compliance training.

**EB24-0228-**

**Alleged Violator:** Tennessee Valley Enterprises

**Alleged Excavator:** Brad Kirkland

**Complainant:** Atmos Energy

**Facility Type:** Gas

**Equipment:** Backhoe-Trackhoe

**Root Cause:** No Notification to TN One Call/811 Prior to Excavating/Demolishing

**Finding:** In violation for no notification to TN One Call/811 prior to excavating/demolishing and a civil penalty of \$811 or three employees ordered to attend compliance training.

**EB24-0066;EB24-0120; EB24-0144; EB24-0146; EB24-0152; EB24-0154; EB24-0161;EB24-0175; and EB24-0223;**

**Alleged Violator:** First Violation

**Root Cause:** Failure to notify Tennessee 811

**Finding:** In violation for failure to give notice prior to excavation.

**EB24-0087;EB24-0101;EB24-0110;EN24-0118;EB24-0133;EB24-0138;EB24-0157;and EB24-0174**

**Finding:** No Violation

**Discussion of Future Topics for the Next Executive Committee Meeting**

The Tennessee 811 and program updates were reserved for the full Board meeting and there was no public comment made during the public comment period. The Executive Committee meeting adjourned at 9:55am.