



**TENNESSEE UNDERGROUND UTILITY DAMAGE PREVENTION BOARD  
EXECUTIVE COMMITTEE MEETING  
Meeting on February 13, 2019**

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**MINUTES**

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The Executive Committee meeting of the Tennessee Underground Utility Damage Enforcement Board commenced at 11:18 a.m., in the Ground Floor Conference Room of 502 Deaderick Street, Nashville, Tennessee 37243.

**Executive Committee Members Present:**

Bob Lambert  
Steve Raper  
Kevin Tubberville, Chairman

**TPUC Staff Present:**

Stacy Balthrop  
Aaron Conklin, Legal Advisor to the TPUC staff  
Jaclyn Hammons  
Ectory Lawless  
Ryan McGehee, Legal Advisor to the TUUDEB  
Slayde Warren

**Roll Call & Minutes:**

Ms. Ectory Lawless opened the meeting and took roll call which confirmed Chairman Kevin Tubberville, Mr. Bob Lambert, and Mr. Steve Raper as present. The Committee considered the Minutes of the meeting of January 16, 2019. A motion to approve the Minutes was approved unanimously. Three members voting on this motion the motion carries 3-0.

**Presentation of Investigation of Complaints:**

The Committee heard and ruled on the following complaints:

**EB18-0152-**

Chairman Tubberville recused himself from complaint EB18-0152.  
**Alleged Violator:** Jones Brothers  
**Alleged Excavator:** Jeff Abbott

**Complainant:** Knoxville Utilities Board  
**Facility Type:** Gas  
**Equipment:** Backhoe  
**Root Cause:** Failure to use reasonable care and failure to report damage.  
**Finding:** No violation.

**EB18-0161-**

**Alleged Violator:** Coleman Heating & Air  
**Alleged Excavator:** Jose Pizen  
**Complainant:** Atmos Energy  
**Facility Type:** Gas  
**Equipment:** Backhoe  
**Root Cause:** No notification to One-Call  
**Finding:** In violation for failure to notify One-Call prior to excavation and Shawn Coleman and Jose Pizen ordered to attend compliance training.

**EB18-0162-**

**Alleged Violator:** S&S Hauling  
**Alleged Excavator:** Greg Smith  
**Complainant:** Atmos Energy  
**Facility Type:** Gas  
**Equipment:** Backhoe  
**Root Cause:** Failure to notify 811 prior to excavation.  
**Finding:** In violation for failure to notify 811 prior to excavation and Greg Smith ordered to attend compliance training.

**EB18-0163-**

**Alleged Violator:** DRW Excavating  
**Alleged Excavator:** Jacob  
**Complainant:** Atmos Energy  
**Facility Type:** Gas  
**Equipment:** Trencher  
**Root Cause:** Failure to notify 811 prior to excavation.  
**Finding:** In violation for failure to notify 811 prior to excavation and Dustin Williams ordered to attend compliance training.

**EB18-0167-**

**Alleged Violator:** Walls Excavating  
**Alleged Excavator:** Clinton Walls  
**Complainant:** Powell Clinch Utility District  
**Facility Type:** Gas  
**Equipment:** Grader  
**Root Cause:** Excavating beyond fifteen day expiration.  
**Finding:** In violation for excavating beyond expiration period and Clinton Walls ordered to attend compliance training.

**EB18-0170-**

**Alleged Violator:** L&M of Maryville  
**Alleged Excavator:** Allen Latham  
**Complainant:** Atmos Energy

**Facility Type:** Gas  
**Equipment:** Skid loader  
**Root Cause:** Failure to notify One-Call prior to excavation.  
**Finding:** In violation for failure to notify One-Call prior to excavation and Allen Latham ordered to attend compliance training.

**EB18-0171-**

**Alleged Violator:** E&M Excavating  
**Alleged Excavator:** Tyson Ellis  
**Complainant:** Atmos Energy  
**Facility Type:** Gas  
**Equipment:** Backhoe  
**Root Cause:** Failure to notify One-Call prior to excavation.  
**Finding:** In violation for failure to notify One-Call prior to excavation and Tyson Ellis ordered to attend compliance training.

**EB018-0172-**

**Alleged Violator:** Janice Welch  
**Alleged Excavator:** Unknown  
**Complainant:** Wastewater Authority of Wilson County  
**Facility Type:** Water  
**Equipment:** Backhoe  
**Root Cause:** Failure to notify One-Call prior to excavation.  
**Finding:** In violation for failure to notify One-Call prior to excavation and Janice Welch ordered to attend compliance training.

**EB18-0174-**

**Alleged Violator:** Tom Oakley Repair Services  
**Alleged Excavator:** Danny Snyder  
**Complainant:** USIC  
**Facility Type:** Unknown  
**Equipment:** Unknown  
**Root Cause:** Reporting a false emergency for a locate ticket.  
**Finding:** In violation for reporting a false emergency for a locate ticket and Tom Oakley ordered to attend compliance training.

**Update of Tennessee 811 Training Program of Violators**

Update of the training program was provided in the full Board meeting prior to Executive Committee Meeting.

**Discussion of future topics for next executive committee meeting (Ms. Ectory Lawless) was referenced but none was stated.**

Chairman Tubberville recused himself from complaint EB18-0152. Ms. Balthrop provided a staff update. Ms. Balthrop reported ten (10) complaints received for the month of March.

The Executive Committee meeting adjourned at 11:44 a.m.