



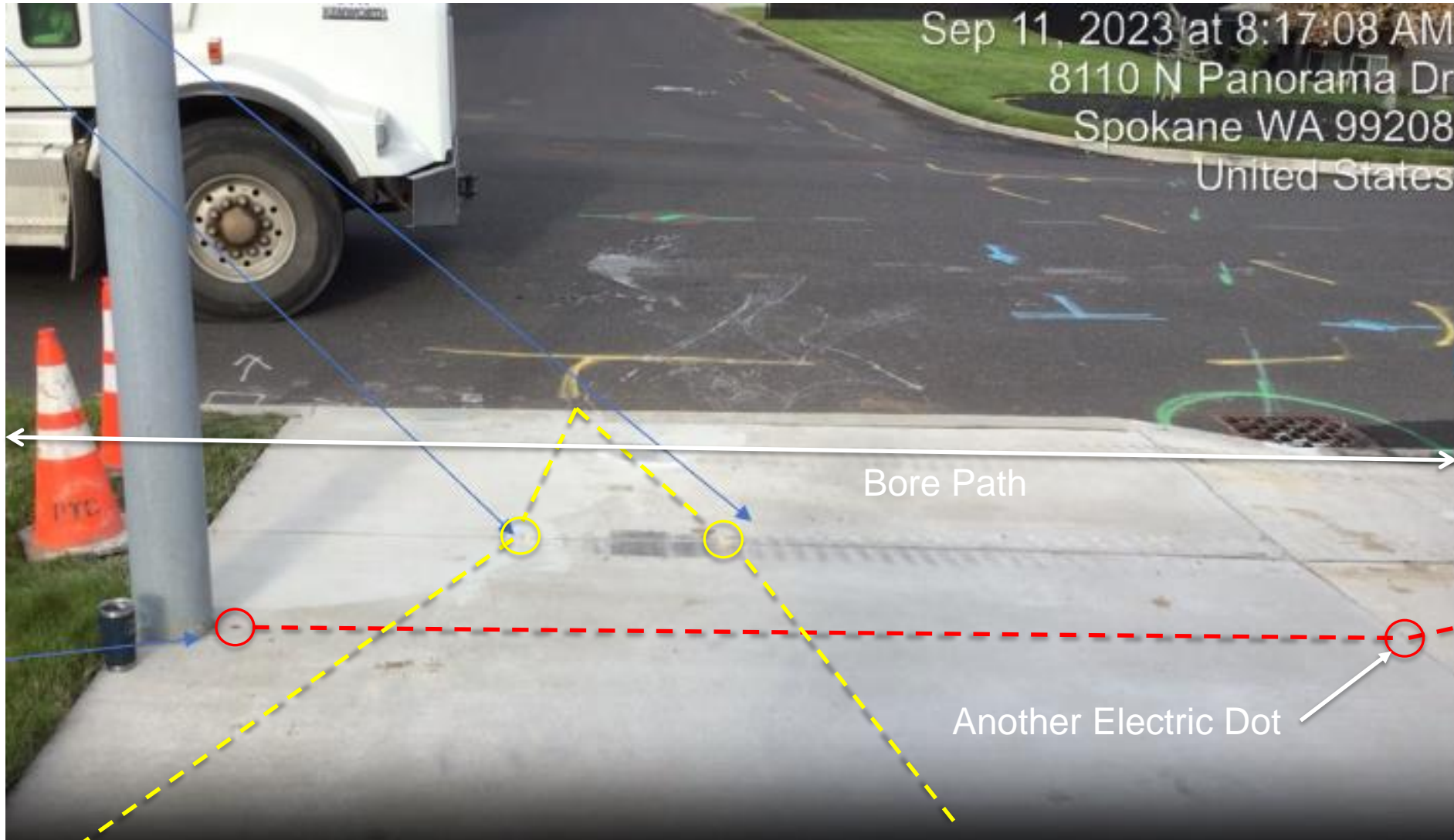
M&L vs Avista

Case 23-093

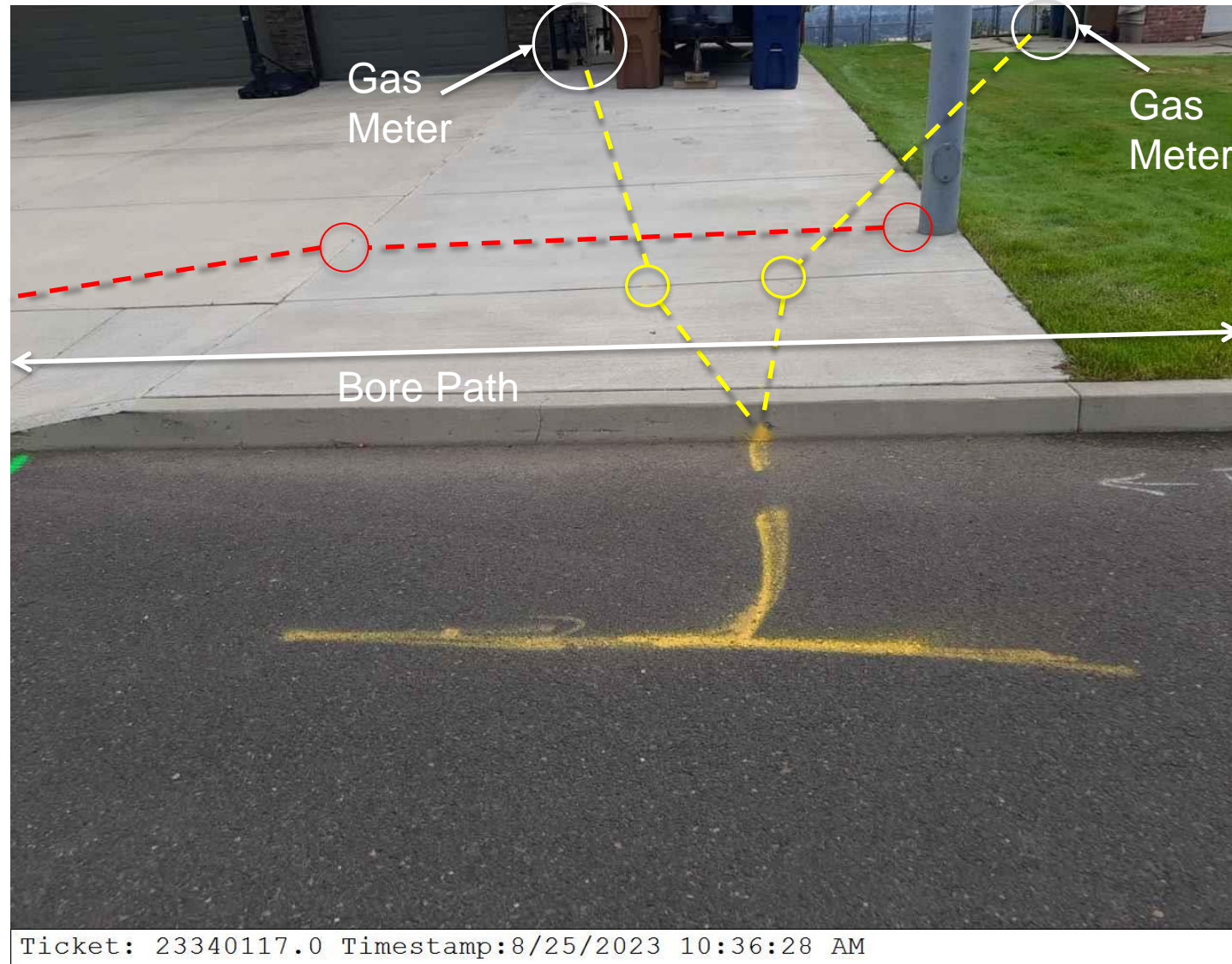
8110 N Panorama Dr Spokane WA

Avista Supporting Documentation

2. M&L Photo with Sketch



3. Original Locate Photo with Sketch



4. Original Locate Photo with Sketch



Ticket: 23340117.0 Timestamp: 8/25/2023 10:41:21 AM

5. Original Locate Photo with Sketch



Ticket: 23340117.0 Timestamp: 8/25/2023 10:41:18 AM

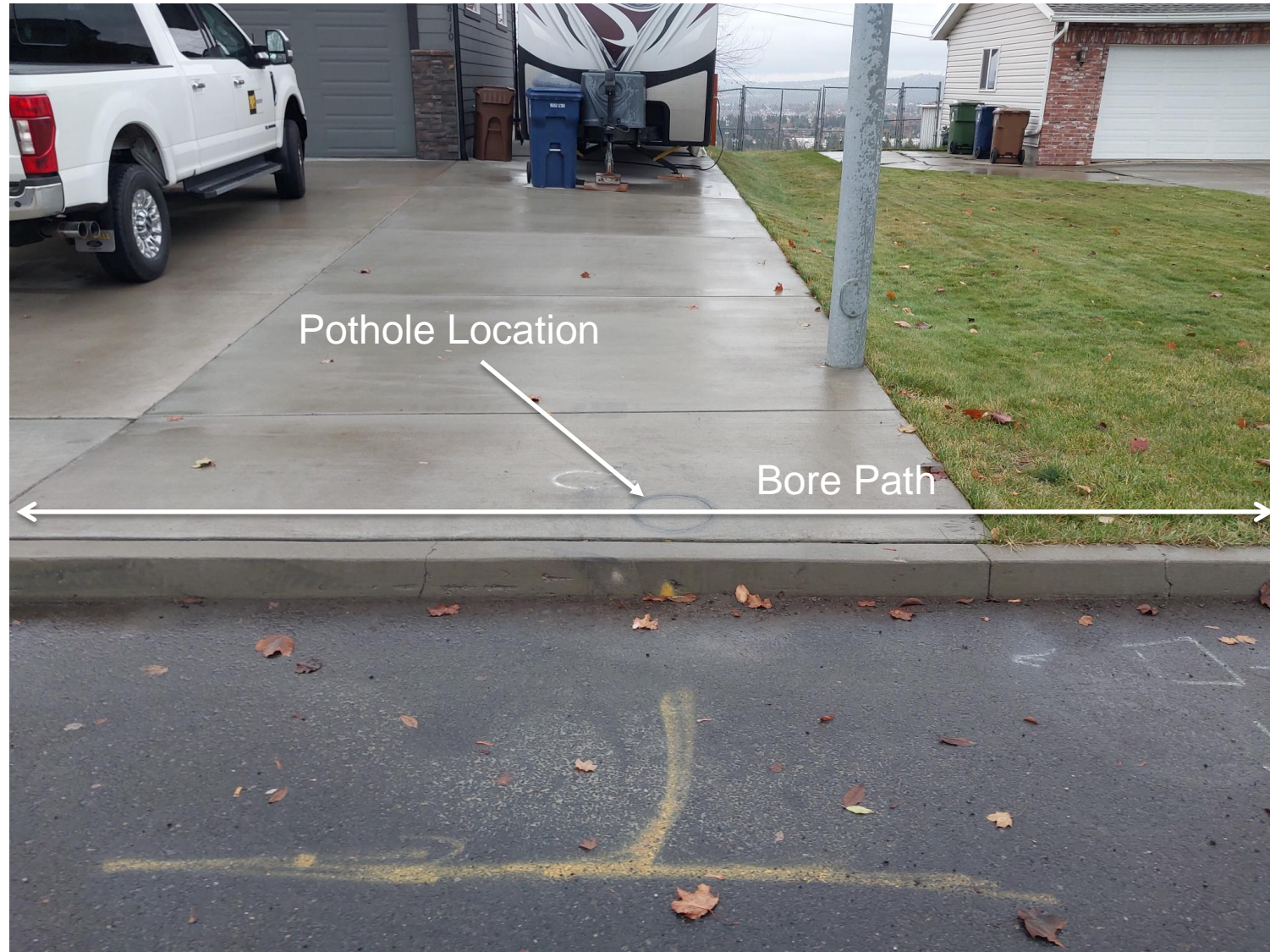


6. Original Locate Photo with Sketch

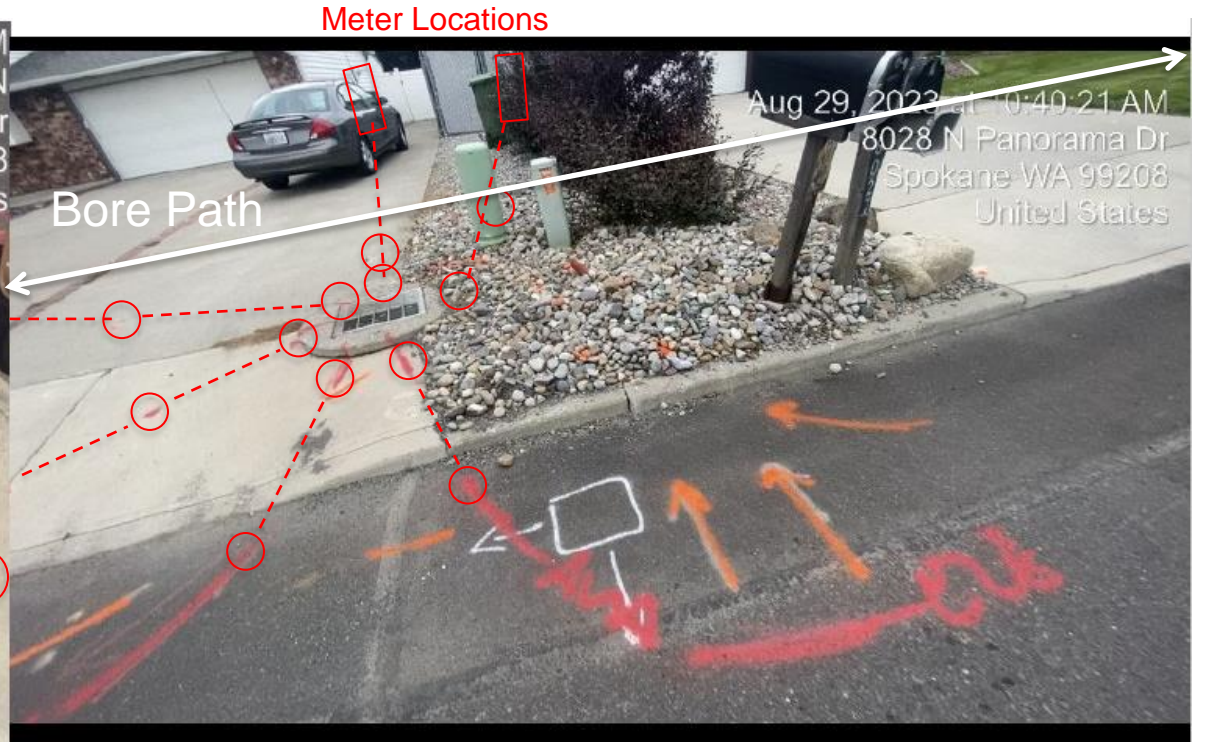
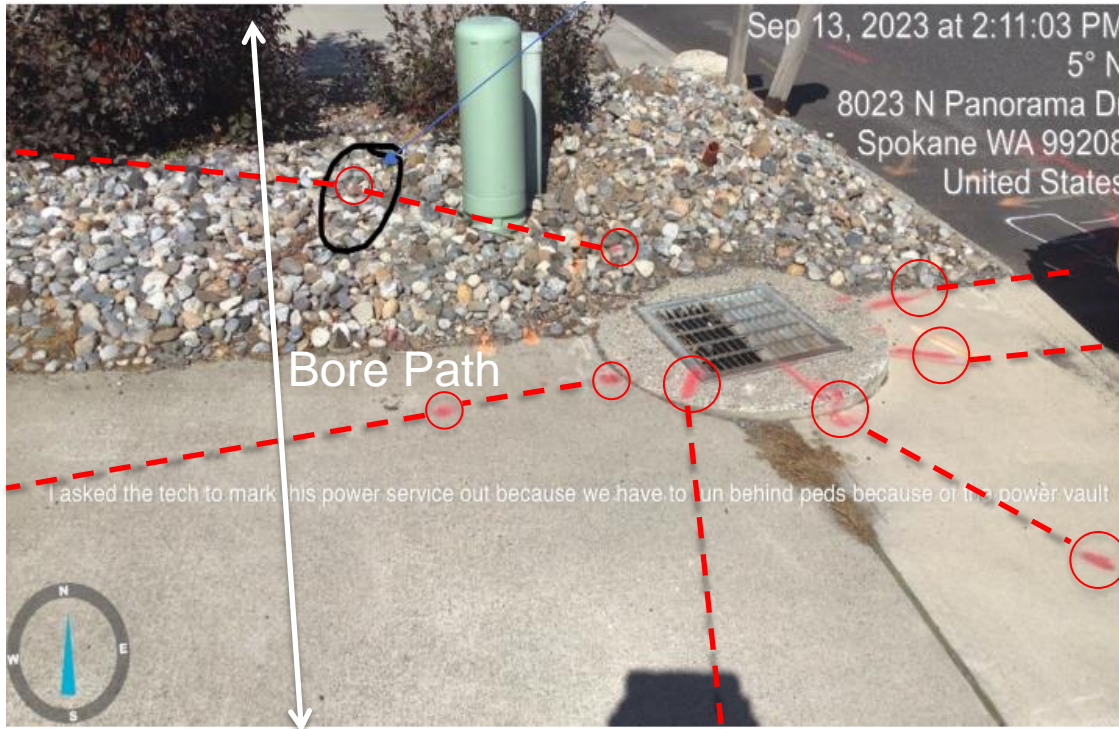


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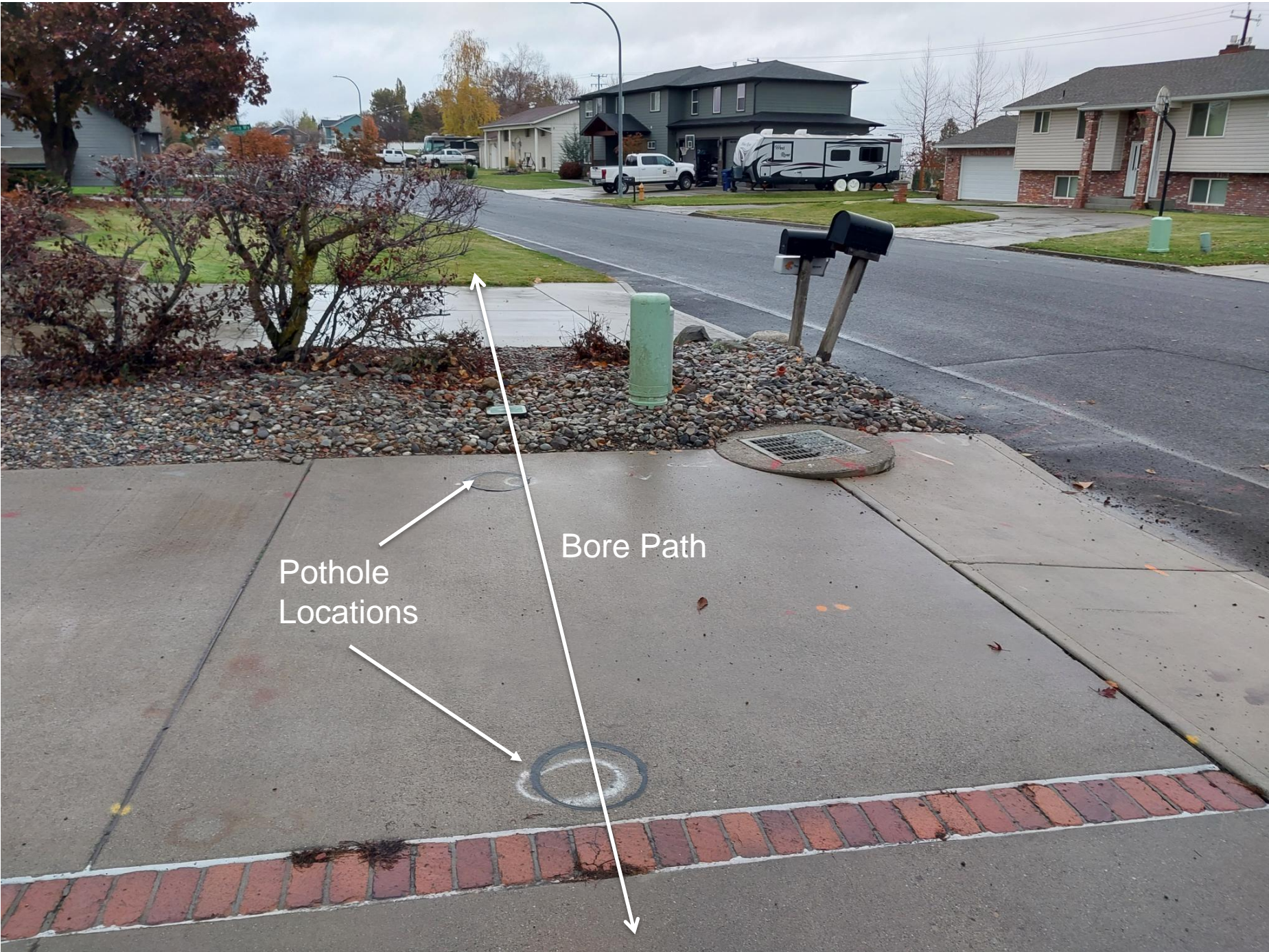
7. Where M&L Bored



8. M&L Photo with Sketch



9. Where M&L Bored

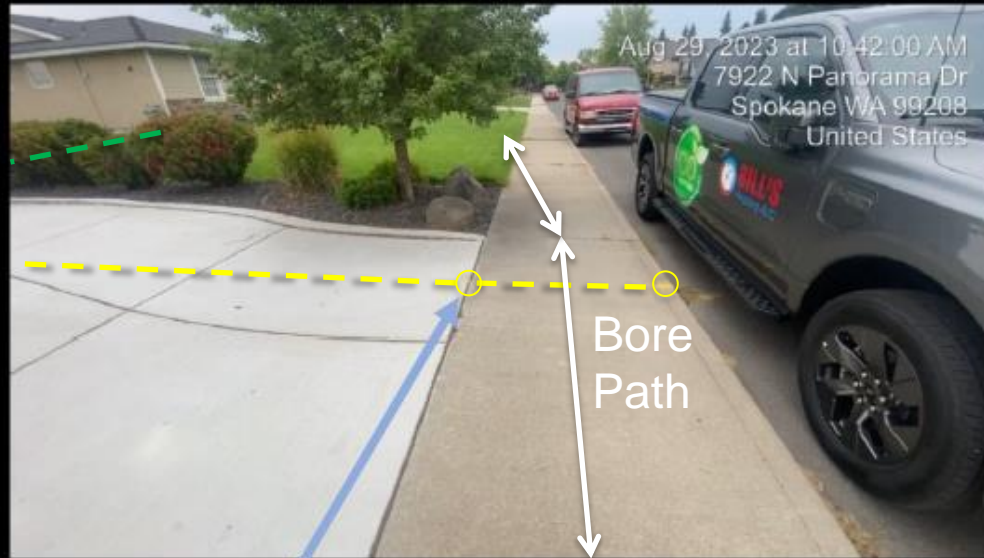


10. Dig Area Was Within Area Marked



11. M&L Photo with Sketch

Operator was concerned gas tee would be in the grass where equipment would be excavating. I asked tech to mark out to the tee



12. Original Locate Photo with Sketch



13. Update Ticket Photo with Sketch



14. Dig Area Description Contradiction & White Paint

- Dig description in the locate request asks for “Mark 35ft either side of the route marked in white paint”
 - The marked route was a “+” in the middle of the road with inconsistent white markings going varying distances into side streets.
- Then the ticket asks for ROW to ROW.
 - The size of the ROW is not listed or communicated from M&L to Avista until after an “issue” arose.
- Dusty later states in an email that the ROW is “30’ of ROW BOC (back of curb)”.
- The white paint going into side streets ranges from 48’ past the curb edge (Carolina) to 25’ past curb edge (Christi).
- M&L says Avista locate marks are confusing, M&L’s white marks and descriptions are inconsistent and confusing.

Location information	
State	WA
County	SPOKANE
Place	SPOKANE
Address	
Street	N PANORAMA DR
Intersecting street	W STRONG RD
Location of work	MARKING INSTRUCTIONS: MARK 35 FEET EITHER SIDE OF THE ROUTE MARKED IN WHITE PAINT. MARK FOLLOWING THE ROUTE S FOR 423 FEET, THEN SSW 164 FEET, THEN SW 174 FEET, THEN S 1033 FEET, THEN SSW 726 FEET, THEN S 1444 FEET. DRIVING DIRECTIONS: FROM THE INTERSECTION OF N PANORAMA DR AND W STRONG RD, HEAD EAST ON W STRONG RD FOR 9 FT. TURN RIGHT ONTO N PANORAMA DR FOR 311 FT, HEAD W FOR 2 FEET TO THE BEGINNING OF THE ROUTE. Show less
Remarks	AREA MARKED IN WHITE PAINT, LOCATE ROW TO ROW, LARGE PROJECT - CALL DUSTY FOR PHASING 509-954-7486 Show less

From: Dusty H <dusty@mlnorthwest.com>
Sent: Wednesday, September 13, 2023 10:02 AM
To: Scot Hattenburg <scot@mandlconstruction.net>; Proszek, Tyler <Tyler.Proszek@avistacorp.com>
Cc: Schultz, Brian <Brian.Schultz@avistacorp.com>; ray@mlnorthwest.com; 'Stephanie Hattenburg' <stephanie@mlnorthwest.com>
Subject: Re: [External] no locates time loss and elm refusal putting lives in danger.

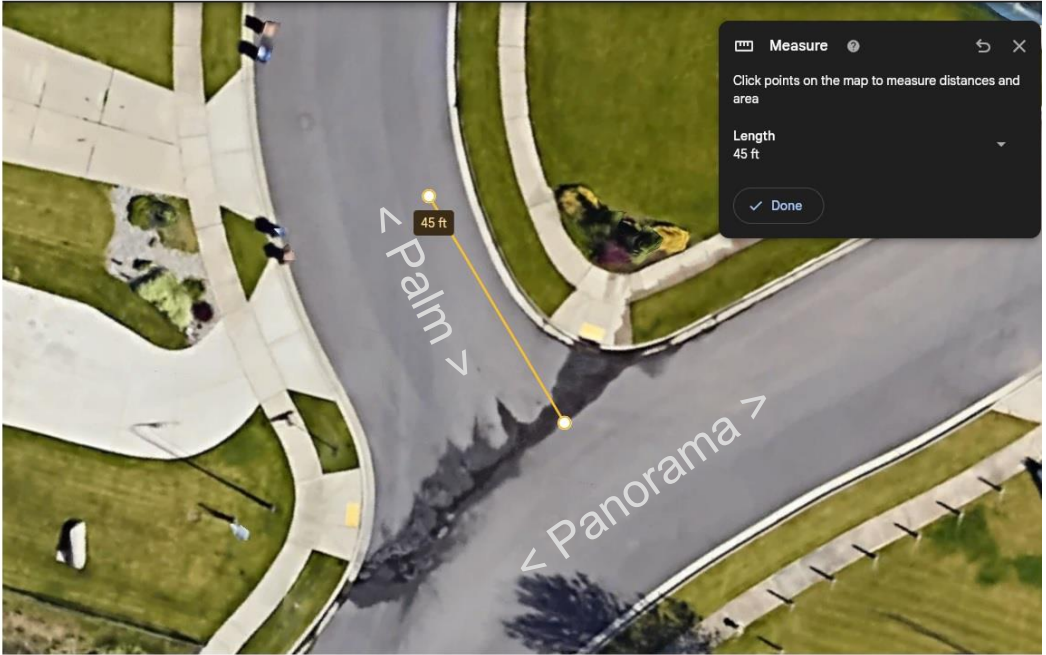
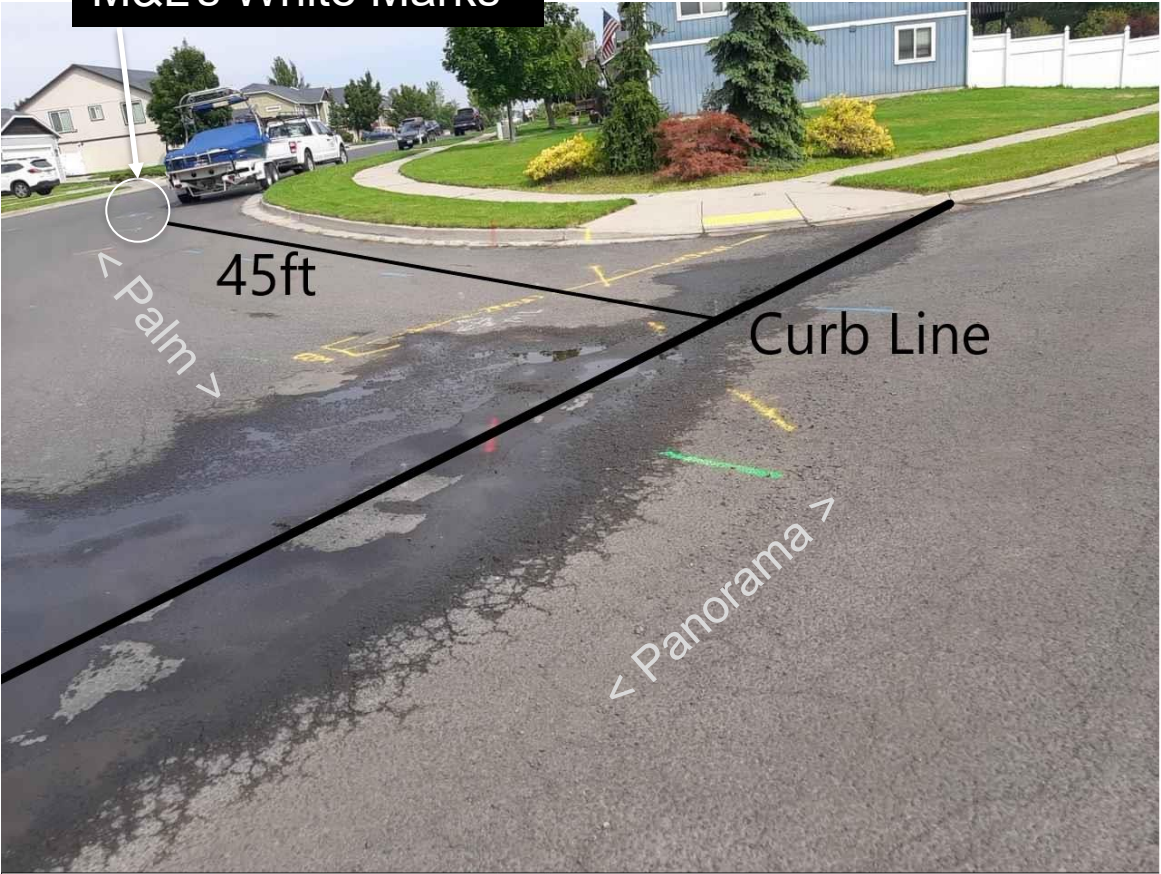
Hello, I am the job site foreman on this project and did the communication with Jay Arragon and the ELM locator. I want to give some background for the communication we attempted to do. We called Jay about a gas service that we thought was unlocated on Monday. It turned out that the gas had a tee and the tee was not in our bore path. On Tuesday while walking the job, I saw 2 other gas services that had no tee marked. Out of caution I called Jay and asked to get a locator to mark the tees. When the tech arrived on site I walked with him and pointed out that the services were marked barely 2 feet off the back of curb. I also told him we had 30' of ROW BOC and asked if he could mark just to the tee so that we can verify there isn't an additional unlocated service or that the tees aren't in our bore path. I pointed out 2 gas lines and 1 power service we would need located. He told me he would get them taken care of or call me if he had any issues. When I went back down the road to set up to do the work the gas services had not been taken care of and I had no communication as to why. We could have assumed at that point that the gas was clear of our bore path even though there is an unlocated line in the ROW. This is a safety issues that was caused by lack of communication from ELM. When I have these kinds of issues with USIC they are good at asking questions and figuring out what we need. Which is what I expect from ELM as well. Also I was never contacted about the ROW by ELM at all which is usually

M&L knows they provide confusing dig area descriptions and expects locators to initiate communication to make sense of their confusing white paint and descriptions.



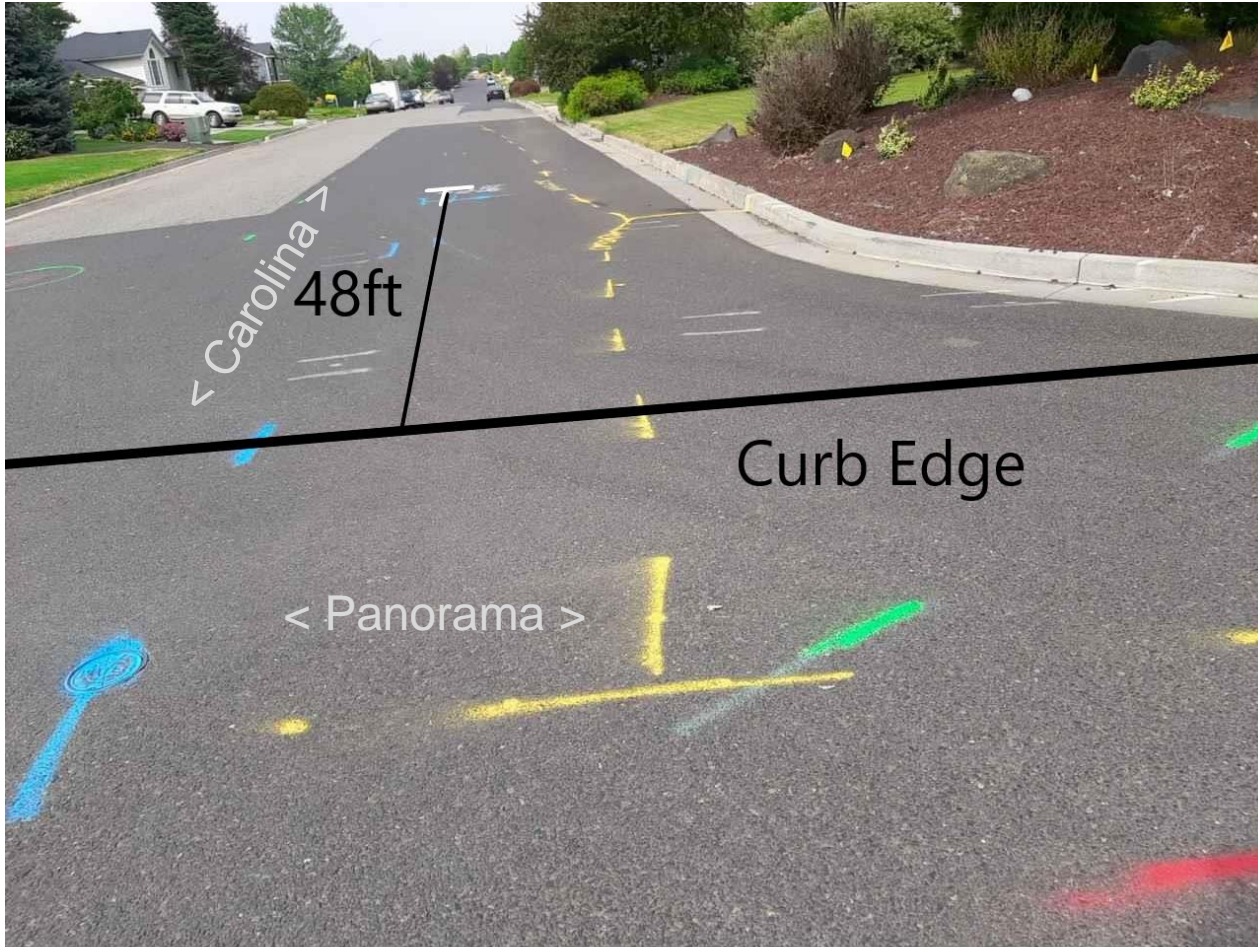
15. M&L White Paint Sketch and Measurement

M&L's White Marks



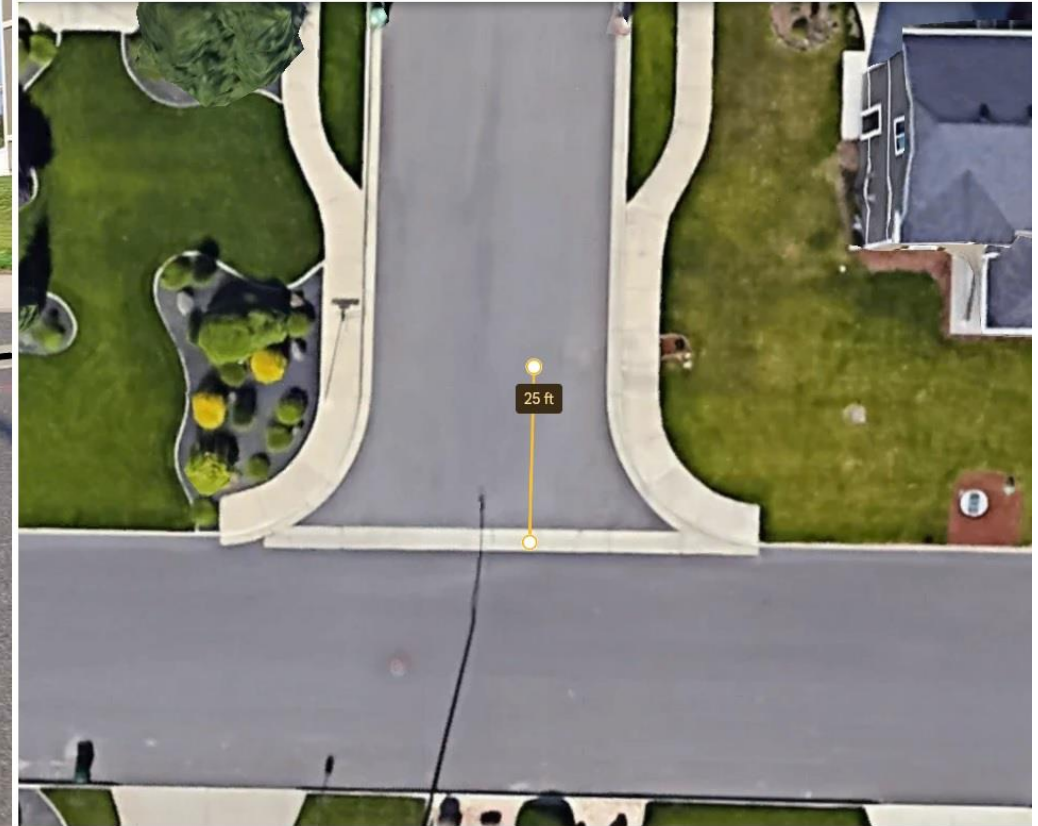
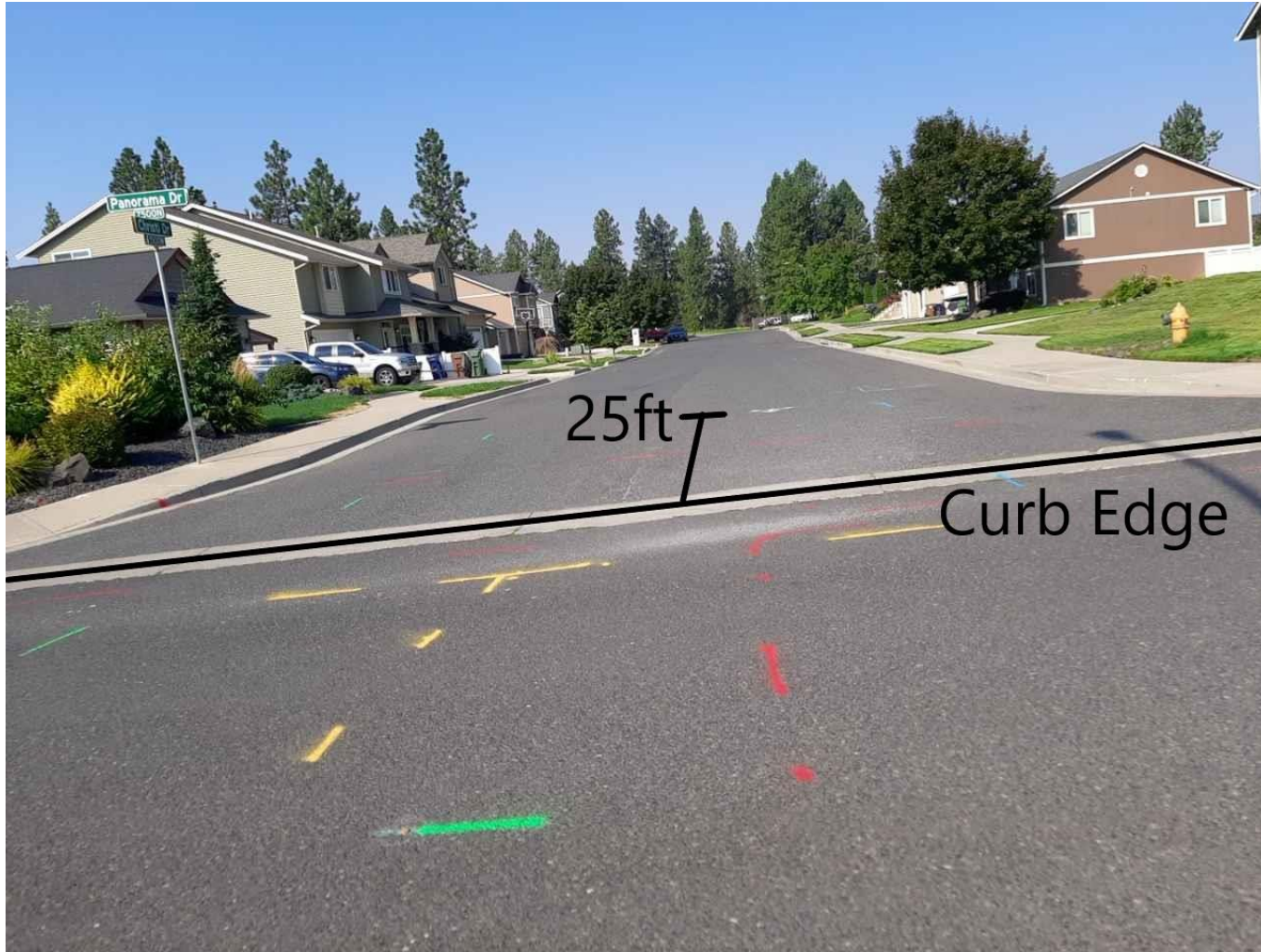
Ticket: 23340117.0 Timestamp: 8/25/2023 10:46:23 AM

16. M&L White Paint Sketch and Measurement



Ticket: 23340117.0 Timestamp: 8/25/2023 10:42:55 AM

17. M&L White Paint Sketch and Measurement



Ticket: 23340117.0 Timestamp: 8/28/2023 10:03:33 AM

18. White Paint Sketch

