



CALIFORNIA UNDERGROUND FACILITIES SAFE EXCAVATION BOARD



INVESTIGATION REPORT

Date: March 1, 2024

Case No.: C232960003

Violations:

Patriot Construction Services

Government Code section 4216.2(b), (e), (g): Excavating without first notifying the regional notification center

Executive Summary:

On October 23, 2023, Patriot Construction Services used shovels to move dirt covering a utility vault located approximately 18 inches underground. Patriot was working on behalf of the vault's owner, the Zayo Group, and did not contact USA North before moving the dirt.

That same day, after speaking to Kinder Morgan personnel, Patriot contacted USA North, which created a ticket relating to the work. Patriot maintains that it did not need to contact USA North because moving the dirt was not excavation because the Zayo Group had a right to access the vault, and because there was no need to ask other operators to field mark the work area.

Reporting Party Information:

AT&T

603 S Street

Sacramento, California 95811

Excavator:

Patriot Construction Services

1136 Suncast Lane, Suite 8

El Dorado Hills, California 95762

Notification from AT&T

AT&T submitted the following notification on October 23, 2023:

CONTRACTOR WAS CAUGHT DIGGING BY KINDER MORGAN WITHOUT A TICKET (PER CONVERSATION WITH KM). A FEW DAYS PRIOR. THEY THEN CREATED A TICKET AND ATT (US) CAME OUT TO MARK AND FOUND THAT CONTRACTOR

HAD DUG DIRECTLY ABOVE US. APPROXIMATELY 2' MORE AND THEY WOULD HAVE STRUCK OUR TRANSMISSION LINE. PICTURES SHOW OUR FLAGS AND MARKS THAT WE PLACED IN THE PIT UPON DISCOVERY OF DIG VIOLATION. TKT 2023102300626-000. I HAVE PICTURES YOU CAN REQUEST IF NEEDED. THEY WON'T UPLOAD. (Exh.1.)

The case was assigned to Jeff McClenahan (Investigator).

Patriot Construction Services Used Hand Tools to Move Dirt to Reach a Buried Utility Vault Without First Notifying USA North

Government Code section 4216(g) defines excavation to be “[a]ny operation in which earth, rock, or other material in the ground is moved, removed, or otherwise displaced by means of tools, equipment, or explosives in any of the following ways: grading, trenching, digging, ditching, drilling, augering, tunneling, scraping, cable or pipe plowing and driving, or any other way.”

Eric Russo, Chief Executive Officer of Patriot Construction Services (Exh. 8.), stated that Patriot personnel used hand tools to remove approximately a foot and a half of uncompacted soil to reach a buried utility vault (Exh. 3) that was near a railroad track and Roseville Road in Sacramento County. (Exh. 6.) Photographs taken by Frank Ruiz of AT&T of the hole Russo dug are attached as Exhibit 4 to this report (Exh. 4.).

Russo stated that the utility vault belonged to the Zayo Group and that Patriot was performing work on lines that ran through the box Patriot was uncovering because the company “X” (formerly “Twitter”) had “fiber trouble.” (Exh. 3.)

Patriot Construction Did Not Notify USA North Before Moving the Dirt

Government Code section 4216.2(b) requires an excavator, except in an emergency, to notify the regional notification center of the excavator’s intent to excavate at least two working days before beginning excavation. Government Code section 4216.2(e) requires the regional notification center to “provide a ticket to the person who contacts the center” and to “notify any member, if known, who has a subsurface installation within the area of the proposed excavation.” Government Code section 4216.2(g) provides that “[u]nless an emergency exists, an excavator shall not begin excavation until the excavator receives a response from all known operators....”

Russo stated that Patriot Construction Services did not contact USA North before moving the dirt covering the vault for three reasons. One, moving the dirt that covered the vault was not “excavation” which required Patriot to contact USA North. Two, the company Zayo contracted with Patriot to perform the work. Zayo owns the vault and has the right to access the vault to service utilities that run through it. Third, Patriot knew exactly where the vault was located, so it was not necessary for other operators to locate and mark the area.

Regarding whether moving the dirt was “excavation,” Russo stated that Patriot ‘was not mechanically digging, just clearing the top of the lid,’ and that Patriot ‘was not excavating into anything.’ (Exh. 3.) Further, Patriot used hand tools to move the dirt and only went down a foot and a half. (Exh. 3.)

Regarding Zayo’s right to access the vault, Russo stated, ‘we have to be able to work on and maintain public utilities. Uncompacted dirt is put back in the hole, it will never be compacted, and the vault will need to be accessed again.’ (Exh. 3.) Zayo has a right to access the vault. (Exh. 3.)

Regarding a need for other operators to respond to a locate required, Russo stated that moving the dirt to access the vault did not create a danger to nearby subsurface installations because Patriot knew exactly where the vault was and moved the soil above the vault with hand shovels. (Exh. 5.) To have contacted the call center would have caused the other operators to locate and mark the area, which was not necessary, and it would have been ‘discourteous to do that to everyone in the industry.’ (Exh. 5.) Russo determined where the vault was because Zayo covers its vaults with 18 inches of uncompacted dirt and leaves markers. Also, Russo had an engineering plan and used a locator and probe. (Exh. 3.) Russo stated that the outside edge of the vault is 9 feet and 7 inches away from Kinder Morgan’s line. (Exh. 3.)

Patriot Contacted the Call Center at the Request of Kinder Morgan

Russo stated that Kinder Morgan flew over the location where Patriot was working and then sent a field representative to the site. That representative told Russo that Patriot should call in a ticket. For that reason, Patriot contacted USA North on October 23, 2023, (Exh. 5), which created ticket number 2023102300626-000 that same date. (Exhs. 6, 9.) The ticket indicates that Patriot included this statement in the “Excavator Remarks” section: “There are three buried utility vaults we are trying to access,” (Exh. 6) and that the excavation method is “Mechanical/Multiple Methods.” (Exh. 6.)

Patriot had already moved the dirt above the utility vault near the time that Patriot contacted USA North. AT&T received the notification from USA North and arrived to mark the site on October 23, the same day Patriot contacted USA North. (Exh. 7.) At that time, AT&T’s personnel took two photos of the work area, the hole that Patriot dug, and the top of the vault. Those photos are attached as Exhibit. 4.

Finding:

1. On October 23, 2023, Patriot Construction Services moved dirt with shovels to expose the top of a buried utility vault. Patriot did not contact USA North before moving the dirt. On October 23, 2023, after moving the dirt, Patriot contacted USA North, which created ticket number 2023102300626-000.

Investigator	Supervisor
Jeff McClenahan	Anona Bonner
Signature Jeff McClenahan	Signature Anona Bonner

Exhibit List:

Exhibit No.	Description	Date	Received From
1	Notification Information Report C232960003	October 23, 2023	Frank Ruiz
2	Contractors State License Board Contractor's License Detail for License No. 977410	January 18, 2024	CSLB License Check Search by Investigator
3	Notes of Interview 1 with Eric Russo of Patriot	November 15, 2023	Investigator
4	Photos from AT&T	November 8, 2023	Frank Ruiz
5	Notes of Interview 2 with Eric Russo of Patriot	February 8, 2024	Investigator
6	New Ticket 2023102300626-000	November 6, 2023	USA North
7	Notes of Interview with Frank Ruiz of AT&T	November 8, 2023	Investigator
8	Contractors State License Board Contractor's License Detail (Personnel List) for Patriot Construction	January 18, 2024	CSLB License Check Search by Investigator
9	USA North Email Transmittal for Ticket	July 10, 2024	USA North

Exhibit 1

Notification Information Report

Information for Notification Number:- C232960003

Date Logged to CRM:- 10/23/2023 1:33 PM

Complaint/Incident Information	
Incident/Complaint Description	CONTRACTOR WAS CAUGHT DIGGING BY KINDER MORGAN WITHOUT A TICKET (PER CONVERSATION WITH KM). A FEW DAYS PRIOR. THEY THEN CREATED A TICKET AND ATT (US) CAME OUT TO MARK AND FOUND THAT CONTRACTOR HAD DUG DIRECTLY ABOVE US. APPROXIMATELY 2' MORE AND THEY WOULD HAVE STRUCK OUR TRANSMISSION LINE. PICTURES SHOW OUR FLAGS AND MARKS THAT WE PLACED IN THE PIT UPON DISCOVERY OF DIG VIOLATION. TKT 2023102300626-000. I HAVE PICTURES YOU CAN REQUEST IF NEEDED. THEY WON'T UPLOAD.
Incident Date	10/23/2023 2:00 PM
Incident State	CA
Incident County	Sacramento
Incident Place	Sacramento
Incident St from Address	
Incident St to Address	
Incident Street	Roseville Rd
Incident Cross1	Longview
Incident Location	RAIL ROAD ROW NEAR TRACKS
Type of Complaint	Excavating without 811 ticket
Other Complaint Detail	NONE
Notification Number	C232960003
Notification Created	10/23/2023 2:33 PM
Notification Type	complaint
Damage Injury	Undefined
Damage Death	Undefined
Damage Fire Evacuation	Undefined
Damage Facility Type	
Damage Equipment	

Reporter Information	
Reporter First Name	Frank
Reporter Middle Name	
Reporter Last Name	Ruiz
Reporter Company	ATTCAL
Reporter Email	fr626a@att.com
Reporter Phone	2096014714
Reporter Address	603 S St.
Reporter Address 2	
Reporter City	Sacramento
Reporter State	CA
Reporter Zip	95811

Other Party Information	
First Name	Eric
Middle Name	
Last Name	Russo
Company	Patriot Construction
Address	1136 Suncast Ln Suite 8
City	
State	CA
Zip Code	95762
Email	er@patroitcons.com
Phone	9169903917

Ticket Entry

Ticket Number	
Ticket Type	
Revision	
Created	
Account	
Channel	
Work Date	
Response Required	
Response Due	
Expires	
One Year	
Priority	
Priority Number	
Category	
Lookup	
State	
County	
Place	
Work area zip code	
St to address	
St from address	
Street	
Cross 1	
Cross 2	
How delineated	
Excav st walk	
Work Type	
Boring	
Explosives	
Vacuum	
Permit	
Work Order	
Done For	
Remarks Type	
Company Name	
Address1	
Address2	
City	

State	
Zip Code	
Phone	
Phone ext	
Caller	
Caller Language	
Cell	
Email	
Contact Name	
Contact Phone	
Contact Phone Ext	
Contact Cell	
Contact Email	
Location	
Comments	
Map URL	MAP URL of Notification Number C232960003

Ticket GPS Coordinates

Caller GPS Coordinates

Name	Latitude	Longitude
------	----------	-----------

Best Fit Rectangle GPS Coordinates

Name	Latitude	Longitude
------	----------	-----------

Ticket Member List

Member Code

Exhibit 2



Contractor's License Detail for License # 977410

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

- ▶ CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure click on link that will appear below for more information. Click [here](#) for a definition of disclosable actions.
- ▶ Only construction related civil judgments reported to CSLB are disclosed (B&P 7071.17).
- ▶ Arbitrations are not listed unless the contractor fails to comply with the terms.
- ▶ Due to workload, there may be relevant information that has not yet been entered into the board's license database.

Data current as of 1/16/2024 9:22:05 AM

Business Information

PATRIOT CONSTRUCTION SERVICES INC
1136 SUNCAST LANE STE #8
EL DORADO HILLS, CA 95762
Business Phone Number:(916) 939-5011

Entity Corporation
Issue Date 09/29/2012
Expire Date 09/30/2024

License Status

This license is current and active.

All information below should be reviewed.

Classifications

- ▶ A - GENERAL ENGINEERING
- ▶ C31 - CONSTRUCTION ZONE TRAFFIC CONTROL

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with [AMERICAN CONTRACTORS INDEMNITY COMPANY](#).

Bond Number: 100817836

Bond Amount: \$25,000

Effective Date: 01/12/2024

[Contractor's Bond History](#)

Bond of Qualifying Individual

The qualifying individual ERIC JASON RUSSO certified that he/she owns 10 percent or more of the voting stock/membership interest of this company; therefore, the Bond of Qualifying Individual is not required.

Effective Date: 11/20/2012

[BQI's Bond History](#)

Workers' Compensation

This license has workers compensation insurance with the [STATE COMPENSATION INSURANCE FUND](#)

Policy Number: 9034892

Effective Date: 11/28/2013

Expire Date: 11/28/2024

[Workers' Compensation History](#)

[Other](#)

▶ Personnel listed on this license (current or disassociated) are listed on other licenses.

[Back to Top](#)

[Privacy Policy](#)

[Accessibility Certification](#)

[Conditions of Use](#)

[Accessibility](#)

Copyright © 2024 State of California

Exhibit 3

Eric Russo
Phone interview
November 15, 2023 at 12:30pm

Talk me through what happened?

Kinder Morgan was upset that we were digging up our box lid and said we have to notify them. This is a public utility corridor. Zayo Group has vaults and cover with 18" of dirt, don't compact it and leave markers. Had engineering plan and knew where it was and it was a 4x6 sunken in.

Have been doing this for 30 years over the US. Zayo, ATT, everyone else, only cover these so that there is no theft along the railroad. I used a locator to follow it. Check with EMP ball in it, probe down and box.

Called Zayo and said have a right to get into the utility, no different than anyone else. Not excavating into anything, have to check our space case for this project.

Someone said was going to have us arrested because in right of way -- Kinder Morgan. Then said would have railroad arrest us, but is a private spur of McClellan Park.

We were not mechanically digging, just clearing top of lid.

Talked to Kinder Morgan supervisor and they said can call an emergency ticket. Then triggers all these utility companies come out, and we said we are not excavating.

Is this a typical project?

Would say all communication companies that follow rails, sink them because no one can steal the copper. Kinder Morgan person that spoke with us and said would have arrested. Zayo is a public utility, have a right to enter. Then Kinder Morgan said they have to be out there when we move plates.

Outside edge of the box is 9 feet 7 inches from their line.

You had plans with the existing utilities?

Yes had communication, gas, and gas is on the rail side other side.

Just says gas because is obviously there. ATT has buried marker there already.

These communication things are joint build, usually a series between 2 and 5 vaults. ATT will typically have 2, and MCI ducts will have one, Zayo in their vault were privately it was 360 Networks. All in a joint duct.

Not scaled but on the plans, gas looked between 10 and 15 feet away.

You said there were marker posts?

Marker posts for Kinder Morgan and ATT. Zayo will have a marker out there in the future too for this vault.

KM said you have to call us if you move these plates. It's not excavating; we have to be able to access and work on and maintain the public utilities.

Uncompacted dirt is put back in the hole, will never be compacted, will have to be accessed again.

And there is a marker ball?

Yeah we trace from the manual to the first sub box, 2nd, 3rd etc... Even though can see the markers. White brand metal detector that will pick up those balls.

What equipment do you use?

The digging equipment, can't dig very hard, it is a fiberglass lid. Square point and round point to get to the lid. Hand tools. Only going down a foot and half.

Zayo doesn't typically use a ticket for this kind of work?

Correct, uncovering a known entity. Not digging a trench or adding facilities. Uncovering a known box. If adding facilities need pre-con meeting and ticket and communicate with other parties.

What kind of work were you doing on this project?

X had fiber trouble (previously Twitter). Trace out to a splice case, identify was in the box that said it was per the plan. And would try to switch fibers, call it rolling fibers, so take a different route etc.. Im' just the outside guy. Backtrace the fiber lines.

Kinder Morgan said if you have to get back into this again, you have to call us again. I recommended putting plates on it just to protect it for safety and from transients. o

They wanted us to call in a new ticket to excavate. Through the project will uncover 3-4 times. If decide to add fiber, then would pull through an existing conduit, no excavating either.

Kinder Morgan said you have to call every time you get in and out of this hole.

I see you have a few tickets out there; have you coordinated with any utilities out on Roseville Road before?

Replacing a lid still considered excavation. Have had a pre-con and standby from PGE before on another one, even though the lid was on surface level. Always call in a USA when do any kind of excavation.

This is all over the world. Sierra Pacific Railroad was big on it, started Quest Communications, their own communication company. Would do long haul cable plows and set up all these vaults along every single rail corridor.

In a certain amount of distance would have permit from railroad, notify trains schedule, etc... Because this was McLellan Park private spur, you don't have to do all that.

Do you have any photos of this project?

This is just a maintenance thing. Would be totally different if added a cable. We bill based on work performed if actually building anything for instance.

TTM is a trouble ticket with a damage. Potentially fiber outage etc... Then would have photos. If had USA then would photo the USA to prove USA'd it. Then have a pothole log and hydro excavate everything. Find all known utilities within 10 feet even if 2 is required.

If doing a remove and replace a vault then hydro vac all around it. So hydro is so much safer.

On this project, we started mapping the unknown sections before we were provided with the plans. If we have no as-builts then it is called an unknown, unforeseen.

Started the mapping? You did the work yourself? How do you go about that?

Have an address, have minimum point of entry, cable rooms where originates. Say on south wall, have 96 count fiber and then have 144 of cable and start backtracing and see if has tracer wire and follow to next mark. See if marked Zayo and I'm the guy who calls in the tickets and authorizes the digging.

And use locator for that?

Yeah, to follow that tracer wire.

At what point did you get the map with existing utilities?

About a week before the project had that, didn't care yet because had to see if everything before that came out correctly and aligned what the cables. Go to each one, open lids, pull it, trace it, if doesn't have tracer, will rod in and hook up and follow.

Exhibit 4





Exhibit 5

Interview notes

Eric Russo

February 8, 2024

Phone call at 1:15 pm

Jeff McClenahan, Investigator

Industry practice we spoke about where you generally wouldn't call in a ticket, but I was able to find a ticket in this case. Why call in a ticket this time?

Talked to guy from KM said he said we could call an Emergency Ticket. But this is a known entity, no one can build above it, don't call it in because have to have 24/7 access to it because is long haul cable. I said if it makes you feel better I could call it in, but problem is that USA is for everyone to mark their facilities before you excavate, we know exactly what we are looking for and exactly where it is, and uncovering the topsoil with hand shovels. Discourteous to do that to everyone in industry because know this exactly.

So did you call in this ticket after speaking with Kinder Morgan?

Did this to make them happy, yeah. But also called that to Zayo that restricting us from getting in to their facilities and if a major outage and costs tens of thousands of dollars they will sue you.

Kinder Morgan has no right to prevent them from getting in to their public utilities. Just like Zayo can't tell Kinder Morgan to get in to their pipeline. And I'm stuck in the middle, but Zayo has responsibility to access and maintain the utilities.

Do you know how did you run in to the KM team out there?

They fly over their facilities with a plane, checking for work and transients digging near holes. They said saw the crew out there and called it and the field guy came out there.

So why would you not use an emergency or rush ticket?

If had a fiber outage along an unknown route then would call an emergency ticket. Because need to cover us and all the other utilities. Because will have to excavate because don't know where it is.

But why do all that when we know where it is? No different than a vault covered up with landscape. Why call USA to remove the topsoil and open the lid. If had to do any mechanical means then absolutely would call it in. What if have a hydraulic failure or operator failure or swing to side etc... This was located to the plan. Taxing resources if call this in that don't need help with this.

And on almost every ticket I have submitted, they never meet that legal deadline. Almost all of them.

Unrealistic expectations on companies, a lot of them subcontract it. Go over records and documentation, hook up and everything us. It is a big ask, utility companies that have to budget that. So I get it.

So have a ticket right now, supposed to be completed Wed., because of rain can't get out and mark, not my problem. But since then my marks were washed away. Par for the course. No system or process is perfect. Just because have paint on the ground have to do due diligence too.

Exhibit 6

Ticket Status: Original
Transmission ID 10

Ticket Type: Normal
Response Required: Yes

Excavator Details

Contact: Eric Russo
Company: Patriot Construction Services
Excavator Type: Contractor (or other professional excavator)
Address: 1136 Suncastr Ln
 Suite 8

Phone: 916-990-3917
 California 95762

Mobile: 916-990-3917
Email: er@patriotcons.com
Language: Not Supplied
Excavator ID: 32804

Dig Site and Ticket Details



[Open Map](#)

Latitude/Longitude: 38.640026 -121.404233
GIS coordinate system: WGS84 (WKID 4326)

Ticket Action Reason:

Excavator Remarks:

start point is 858 feet southwest of longview drive and 131 feet northwest of roseville road. go northwest toward the northern most railroad tracks and extend 50 feet southwest, paralleling tracks for the entire distance. there are three buried utility vaults we are trying to access. Please see area denoted in image on the dig ticket.

Previous Ticket #		Rev.#	
Submitted	10/23/2023 09:20	Medium	WEB
Work Begin Date	10/25/2023 17:01		
Legal Start Date	10/25/2023 17:01		
Ticket Expiration	11/20/2023 23:59		
Work Duration	5-7 days		
Address/Location	Roseville Rd		
City/Town/Place	sacramento		
County	Sacramento County		
State	CA	Zip Code	Not Supplied
Nearby Cross Street	longview drive		
Subdivision/Lot			
Delineated Method	White Paint		
Work Type	Utilities - Transmission/Gathering		
Work Activity	Communications - Transm - Existing Assets Work		
Excavation Method	Mechanical/Multiple Methods		
Anticipated Depth	24 to 48 inches		
Boring	No	Explosive	No
Street/Sidewalk	No	Pavement Only	No
Vacuum Excavation	Yes		
Project Owner	Zayo Group - California		
Permit			
Job #/Name	235064		
Onsite Contact Name	ERIC RUSSO		
Onsite Contact Phone	9169903917		

Additional Information

Log in to One Call Access and click Positive Response on the menu to view responses from member facility operators and confirm that all operators have responded before you begin digging. <https://onecallca.undergroundservicealert.org>.

Be sure the work location is accessible to facility owners/operators and their contract locators.

- Review your ticket details and utility members notified. If you notice anything that is in error or incorrect, please login to your One Call Access account and amend or create a new ticket to include the correct and accurate information. It is your responsibility to provide clear and accurate information on every ticket
- Do not proceed with your work until the legal start date/response due date has passed and ALL facility owners/operators have responded.
- When working within 24" tolerance zone of any facility marking, you are required by state law to hand dig and expose and protect the facility.
- If you make contact with a line even scrapes, nicks, dents or other contact, you are required to report it to 811 and the facility operator immediately.
- If you would like free training regarding the 811 process and state excavation laws, please visit www.811pro.com.
- If you need assistance, please contact us visiting www.undergroundservicealert.org, or information@usanorth811.org.

Members Operator Notified

Total members impacted: 13

Seq. No.	Authority Name	Phone	Status
6873003	AFBCA-McClellan Air Force Base	9162089713	Notification Sent
6873004	AT&T California	8002413624	Notification Sent
6873015	ATT Distribution - California	5106452929	Notification Sent
6873005	City of Sacramento	9168086218	Notification Sent
6873006	Consolidated Communications II	8007201682	Notification Sent
6873007	Kinder Morgan / SFPP California	9165198119	Notification Sent
6873008	Level 3 / Lumen California	7208882945	Notification Sent
6873010	McClellan Business Park	9168449039	Notification Sent
6873009	MCI WorldCom California	8006249675	Notification Sent
6873011	Pacific Gas & Electric	9162032572	Notification Sent
6873012	Sacramento Municipal Utilities District - Electric	9167325889	Notification Sent
6873013	Sacramento Suburban Water District	9169727171	Notification Sent
6873014	Zayo Group LLC fna Networks 360	8009616500	Notification Sent

-----End of Member List-----

Ticket Revision History

Total revision history showing: 1

REV	DATE/TIME	STATUS	TYPE	USER	MEDIUM
000	10/23/2023 9:20:21 AM	Original	Normal	rus916	Web

-----End of Revision History-----

-----End of Transmission-----

Exhibit 7

Phone Interview -- Investigator McClenahan
Wednesday November 8, 2023 at 1pm

Frank Ruiz
ATT, Network Technical Specialist

Thanks for the notification; can you walk me through what happened?

Got the ticket for the locate. Looking for the dig site and found the site had already been dug up.

So you were on site too; how was David Rubio from your notification involved?

Met David Rubio of Kinder Morgan on site.

What day were you out there?

Same day as the ticket generated so would have been the 23rd.

And you took the photos you sent over?

Yes.

What did you see on site?

Saw cones and caution tape around the area. Saw the excavation area. Saw a medium pit about 3 feet deep with a concrete box below it. Used my locator to search and found my utility was right below that box.

How did you mark that out your facility?

That was the orange flags out there in the photo.

Did you speak with Patriot Construction?

Yes, they agreed they had started digging. They said they never make tickets for this kind of work.

Who did you speak with from Patriot?

The name on the ticket.

So Eric Russo?

Yes.

Did you speak about anything else?

Asked how much more work doing there. He said would be uncovering the dirt and that that would be it. I told him the facility was located.

What time were you out there?

There about 11am or noon.

Any equipment on site to indicate the work.

No, nothing there.

Anything else to add?

Patriot did make a ticket for another ticket for another dig down the road. They did act appropriately on this other ticket.

Exhibit 8

▼ Contractor's License Detail (Personnel List)

Contractor License # 977410
Contractor Name PATRIOT CONSTRUCTION SERVICES INC

Click on the person's name to see a more detailed page of information on that person

Licenses Currently Associated With

Name [KIRK LEE RIDGLEY](#)
Title OFFICER
Association Date 09/29/2012

Name [ERIC JASON RUSSO](#)
Title RMO / CEO / PRES
Association Date 09/29/2012

Classification A
Additional Classification [There are additional classifications that can be viewed by selecting this link.](#)

Licenses No Longer Associated With

[Back to Top](#)

[Privacy Policy](#)

[Accessibility Certification](#)

Copyright © 2024 State of California

[Conditions of Use](#)

[Accessibility](#)

Exhibit 9

From: [Germain Suess](#)
To: [McClenahan, Jeff@EnergySafety](#)
Cc: [Trevor Harris](#); [Nick White](#)
Subject: RE: Underground Safety Board: Ticket copy
Date: Wednesday, July 10, 2024 8:30:58 AM
Attachments: [image001.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[2023102300626.pdf](#)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Jeff,

Please see the attached ticket.

Thank you,
Germain



Germain Suess

Member Services Specialist
Underground Service Alert - Northern California and Nevada

- 925-270-0339
- Germain.Suess@usan.org
- 4005 Port Chicago Hwy #100, Concord, California, 94561

NEW DAMAGE PREVENTION PORTAL

Manage Your Area Of Interests | Respond To Your Tickets | Update Your Membership Information All In One Place

This message contains confidential information and is intended only for the intended recipients. If you are not an intended recipient you should not disseminate, distribute or copy this e-mail. Please notify us immediately by e-mail if you have received this e-mail by mistake and delete this e-mail from your system. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. Therefore we do not accept liability for any errors or omissions in the contents of this message, which arise as a result of e-mail transmission. If verification is required please request a hard-copy version.

From: McClenahan, Jeff@EnergySafety <Jeff.McClenahan@energysafety.ca.gov>
Sent: Wednesday, July 10, 2024 8:13 AM
To: Germain Suess <germain.suess@usan.org>
Cc: Trevor Harris <trevor.harris@usan.org>
Subject: Underground Safety Board: Ticket copy

Good morning Germain,

Could you please provide a copy of Ticket 2023102300626-000 for an investigation?

Thanks for the search,

Jeff McClenahan (He/him)

Senior Policy Investigator | Underground Investigations Division

Office of Energy Infrastructure Safety

715 P Street, 20th Floor

Sacramento, CA 95814

(279) 789-1818

[EnergySafety.ca.gov](https://www.energy.ca.gov)