



CALIFORNIA UNDERGROUND SAFETY BOARD



INVESTIGATION REPORT

Date: April 18, 2025

Case No.: N2421941

Violations:

Clever Concrete Construction Inc.

Government Code § 4216.2(b): Excavating without first notifying the Regional Notification Center.

Government Code § 4216.4(c)(1): Excavator failure to call 911 emergency services upon discovering or causing damage to subsurface installation resulting in the escape of flammable, toxic, or corrosive gas or liquid.

Executive Summary:

On July 30, 2024, Clever Concrete Construction Inc. was digging with a mini excavator to install a drain line for a retaining wall at 301 Orange Grove Avenue, Placentia, California 92870. While digging with the mini excavator, Clever Concrete Construction Inc. damaged a 1.5" natural gas line operated by the Southern California Gas Company (SoCalGas). SoCalGas reported that it repaired the line that same day.

Clever Concrete Construction Inc. did not contact the regional notification center before digging. After causing the damage, Clever Concrete Construction Inc. did not contact 911.

Reporting Party Information:

Southern California Gas Company
555 West 5th Street, Suite 1700
Los Angeles, California 90013

Date of Incident:

July 30, 2024

Location of the Incident:

301 Orange Grove Avenue
Placentia, California, 92870

Operator:

Southern California Gas Company
555 West 5th Street, Suite 1700
Los Angeles, California 90013

Excavator:

Clever Concrete Construction Inc.
24741 Calle Tres Lomas
Lake Forest, California 92630

Facility Types Damaged:

1.5" plastic natural gas service line

Investigation:**Notification of the Incident**

On August 20, 2024, Southern California Gas Company submitted a notification of an incident to the California Underground Safety Board. The notification stated, "There was no USA and contractor hit our natural gas pipe." (Exh. 1.)

The case was assigned to Investigator Adrian Anaya (Investigator Anaya).

Excavation and Identity of the Excavator

Government Code section 4216(g) defines "excavation" to be the use of tools or equipment to move or displace earth, rock, or other material in the ground.

Government Code section 4216(h) defines an excavator to be "any person, firm, contractor or subcontractor, owner, operator, utility, association, corporation, partnership, business trust, public agency, or other entity that, with their, or his or her, own employees or equipment performs any excavation."

Clever Concrete Construction was digging a trench with a mini excavator and damaged a 1.5" plastic gas line at 301 Orange Grove. Placentia, California 92870, on July 30, 2024, at approximately 3:29 pm. (Exhs. 1, 2.)

Clever Concrete Construction Inc. is licensed by the California Contractor's State License Board, license number 1032615 with an C8 – Concrete Classification. (Exh. 3.)

Clever Concrete Construction Inc. Did Not Contact the Regional Notification Center Before Excavating

Government Code section 4216.2(b) states that an excavator planning to excavate shall notify the appropriate regional notification center of the excavator's intent to excavate at least two working days, and not more than 14 calendar days, before beginning that excavation.

Clever Concrete Construction Inc. did not notify the regional notification center prior to digging with a mini excavator at 301 Orange Grove Avenue, Placentia, California 92870, on July 30, 2024. Juan Rigoberto Lopez, the chief executive officer and president of Clever Concrete Construction Inc., gave this reason for not contacting the Regional Notification Center: "Excavation set to take place was approximately 25' away from gas meter and other known utilities as the building contractor had just dug a new sewer line in the same vicinity." (Exh. 2.) Lopez stated he was hired by the homeowner Linda Nguyen and indicated an Additional Dwelling Unit (ADU) was built in the rear of 307 Orange Grove Avenue, Placentia, California by another contractor. (Exh. 6.)

Investigator Anaya asked Lopez if there were locate marks present, and Lopez responded, stating, "There could have been markers, as there were remnants of paint on the ground. However, due to the active construction, it was not clear what the paint was marking." Lopez did not have information for the contractor digging the new sewer line (Exh. 6.)

On October 7, 2024, Investigator emailed Amber Dahl, Safety Awareness Director at DigAlert, requesting ticket information for 301 Orange Grove, Placentia, California 92870, for July 30, 2024. (Exh. 4.)

Safety Awareness Director, Amber Dahl responded on October 8, 2024, confirming that a ticket did not exist for 301 Orange Grove Placentia, California 92870 from January 30, 2024, through July 30, 2024. (Exh. 5.)

Clever Concrete Construction Inc. Did Not Call 911 Emergency Services After the Damage Occurred

Government Code section 4216.4(c)(1) states an excavator shall call 911 emergency services upon discovering or causing damage to a gas or hazardous liquid pipeline subsurface installation in which the damage results in the escape of any flammable, toxic, or corrosive gas or liquid.

In response to if anyone contacted 911 after the damage had occurred for July 30, 2024, Juan Rigoberto Lopez answered "no" in the excavator survey. (Exh. 2.)

Findings:

1. Clever Concrete Construction Inc. failed to contact the Regional Notification Center before performing excavation at 301 Orange Grove Avenue, Placentia, California 92870, on July 30, 2024, by digging with a mini excavator to install a drain line for a retaining wall.
2. Clever Concrete Construction Inc. failed to call 911 emergency services after damaging the natural gas line located at 301 Orange Grove Avenue, Placentia, California 92870, on July 30, 2024, by digging with a mini excavator to install a drain line for a retaining wall.

Investigator	Supervisor
Adrian Anaya	Anona Bonner
Signature	Signature
/s/ Adrian Anaya	/s/ Anona Bonner

Exhibit List:

Exhibit No.	Description	Date	Received From
1.	Incident Report submitted to the Underground Safety Board	Received on 08/20/2024	Southern California Gas Company
2.	Board's Investigation Questionnaire submitted to President, Juan Rigoberto Lopez Clever Concrete Construction Inc.	Received on 10/21/2024	
3.	Contractor's License Detail for License No. 1032615 obtained from the Contractors State License Board website	Downloaded on 10/08/2024	California Contractors State License Board website at https://www.cslb.ca.gov/onlineservices/checklicense/checklicense.aspx
4.	Investigator's email to DigAlert requesting ticket information on the underlying job to this incident	Emailed on 10/07/2024	
5.	Email from DigAlert stating there was no valid ticket for the underlying job to this incident	Received on 10/08/2024	Amber Dahl Safety Awareness Director DigAlert

6.	Email response from Juan Lopez from Clever Concrete Construction Inc.	Received on 10/21/2024	
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Exhibit 1

No-Ticket Damage Reporting Form

Submitted: August 20, 2024 10:15 AM

Reporter Information

Provide the names, titles, phone numbers, and email addresses of all individuals who are involved in reporting this damage or contributing to the answers to these questions

Full Name

Jennifer Duprey

Title

Damage Prevention Analyst

Phone Number

949-280-6576

E-mail address

Jlduprey@socalgas.com

Company

Provide the name, address, phone number, email address, and, if applicable, the Regional Notification Center (member code for your company).

Company Name

So Cal Gas

Address

555 W. 5th St, Los Angeles , 90013

Phone Number

877-238-0092

Email Address

SCGDamagePrevention@socalgas.com

Regional Notification Center member code

Other Contacts

Is the photographer same as the primary reporter named above?

No

Please provide the name, title, phone number, and email address contact for everyone in your company that took the photos or developed other records included with your answers to these questions.

Full Name

Eric Estrada

Title

Field Supervisor II

Phone Number

626-233-5504

E-mail address

eestrada2@socalgas.com

Incident Information

What was the date and approximate time of the incident?

July 30, 2024 3:29 PM

What is the address where your facility was damaged on 7/30/2024?

Damage Street Address

301 Orange Grove

Damage County

Orange

Damage City

Placentia

Damage Cross Street 1

Diamond Rd

Damage Cross Street 2

Other Damage location description

Does So Cal Gas own, operate or maintain the facility damaged on 7/30/2024?

Yes

What type of excavation did you observe on 7/30/2024 at that address?

Other

Describe the excavation activity you identified.

Did not visit excavation. Damage was off hours and Incident commander give me the information

What excavation companies did you observe on 7/30/2024?

Company Name

CLEVER CONCRETE CONSTRUCTION INC

Company Address

24741 Tres Lomas, Lake Forest , 92630

Phone Number

949-616-0689

Email Address

juan.lopez@cleverconcreteconstruction.com

Did this company damage the facility?

Yes

Provide the name, title, phone number, and email address for at least one contact for each excavation company working at or near incident address on date of incident. If you have more than one contact, please provide all of them. Email addresses are required for submission of this form.

Personnel Name

Juan Lopez

Title

Unknown

Phone Number

949-616-0689

Email Address

juan.lopez@cleverconcreteconstruction.com

Notification Details

Was So Cal Gas notified of the proposed excavation by the Regional Notification Center before 7/30/2024?

No

What date and time did you learn of the damage to the facility?

July 30, 2024 3:29 PM

How did So Cal Gas learn of the damage to the facility?

intercompany email notification

Facility Damaged

What kind of facility was damaged on 7/30/2024?

Natural Gas

Natural Gas

What type of material was the damaged facility?

Plastic

Facility diameter (inches)?

1.5

Incident Details

What kinds of excavation equipment did you observe at the location of the damaged facility?

Other

If other, what other equipment did you observe?

mini excavator

Do you know what equipment damaged the facility?

Yes

What equipment damaged the facility?

Other

What information are you relying on regarding damage to the facility?

Interview with excavator

Did So Cal Gas contact the Regional Notification Center before repairing the damaged facility?

No

Provide any other relevant information about the damage on 7/30/2024.

None to supply

Damages

Were there any injuries to any personnel or bystanders due to the damage to your facility on 7/30/2024?

No

Was any property damaged other than the damaged facility?

No

Was there a fire caused by this damage on 7/30/2024?

No

Was there an evacuation of any nearby homes or businesses caused by this damage on 7/30/2024?

No

Provide an estimate of the number of your customers whose service was interrupted by this damage on 7/30/2024.

2

Conclusions

What date and time were repairs completed to the damaged facility?

July 30, 2024 8:11 PM

Please explain why you think the facility was damaged on 7/30/2024?

There was no USA and contractor hit our natural gas pipe.

Is there any other information which you feel is important to share about this incident?

If contractor had a USA ticket he would know where our lines would be.

Not counting your answers to these questions, did So Cal Gas create an investigatory or incident report pertaining to the damage on 7/30/2024?

Yes

Please attach investigatory or incident report here.

Have your answers to these questions and or the documents you are sending today been reviewed, changed or amended by anyone?

No

Files

Please attach all Facility Repair Orders.

Please attach all Photos.



Date and time photographed

Photographer Name

Company employee



Date and time photographed

Photographer Name

Company employee

Additional Records

Reference Number

N2421941

Exhibit 2

Anaya, Adrian@EnergySafety

From: Anaya, Adrian@EnergySafety
Sent: Friday, October 18, 2024 11:54 AM
To: Juan Lopez
Subject: RE: FW: Underground Safety Board – No-811 Investigation Case N2421941

Hi Juan,

Just wanted to follow up on the request below. Please let me know if you have completed the survey or would like to pursue with an interview.

Thank you.

From: Juan Lopez <juan.lopez@cleverconcreteconstruction.com>
Sent: Tuesday, October 15, 2024 4:30 PM
To: Anaya, Adrian@EnergySafety <Adrian.Anaya@energysafety.ca.gov>
Subject: Re: FW: Underground Safety Board – No-811 Investigation Case N2421941

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.

Hello,

I been out of town with family. I started and will complete by tomorrow.

Thank you

Sincerely,

Juan R. Lopez
Founder, Clever Concrete Construction Inc.
949-616-0689
juan.lopez@cleverconcreteconstruction.com
www.cleverconcreteconstruction.com

On Tue, Oct 15, 2024 at 4:23 PM Anaya, Adrian@EnergySafety <Adrian.Anaya@energysafety.ca.gov> wrote:

Hello,

I am following to see if you have decided to complete the survey mentioned below or would like to schedule an interview to discuss the matter below.

Thank you

From: Anaya, Adrian@EnergySafety
Sent: Tuesday, October 8, 2024 8:52 AM
To: juan.lopez@cleverconcreteconstruction.com
Subject: Underground Safety Board – No-811 Investigation Case N2421941

Dear Clever Concrete Construction Inc,

Response Due Date: October 15, 2024

The Underground Safety Board (Board) has been notified about damage to a facility, potentially involving CLEVER CONCRETE CONSTRUCTION INC. You have the option to respond to the following questions below using this interactive form or through a scheduled telephone interview.

[Answer the questions on the interactive form by clicking here.](#)

All questions must be answered to submit this form. Alternatively, you can contact the investigator within the next two business days to schedule a phone interview to answer these questions.

Should you encounter any difficulties with the questions or prefer a telephone interview, contact the investigator within the next two business days to schedule a time to discuss. I have been assigned with following up on notification reporting that CLEVER CONCRETE CONSTRUCTION INC damaged the facility on 7/30/2024 by excavating without first contacting the Regional Notification Center. The damage occurred at or near 301 Orange Grove, Placentia.

The purpose of this report is to gather all the pertinent facts. The questions below, tailored for CLEVER CONCRETE CONSTRUCTION INC, may serve to replace a formal interview. Respond to each question. The Board investigates excavation incidents to identify potential safety violations, and employ this data to enhance accident prevention, safeguard worker welfare, and protect people and property.

Furthermore, this information will aid in determining if any enforcement measures are warranted. In such a scenario, CLEVER CONCRETE CONSTRUCTION INC will initially receive a Notice of Possible Violation (NOPV)

following this investigation. NOPVs will be reviewed during public meetings of the Board to determine whether any violations of Government Code section 4216 et seq. have occurred. Should CLEVER CONCRETE CONSTRUCTION INC receive an NOPV, you will be notified of your response options and of the date of your hearing.

To answer these questions, you will need to gather information where applicable regarding excavation activities on the site, company and personnel contact information, the 811 ticket number and response information from the utility companies, emergency response actions, and prime contractor contact information.

Send with your answers to the questions, all the documents listed below that you possess, in their original format, which are associated with this damage by date indicated in email. "Documents" includes photographs, 811 ticket(s), written communications, incident reports, emails, texts, videos, or other related items.

Any documents the Board receives after response due date may not make it into the case file, resulting in them not being a part of the determination of your possible violation.

Regards,

[Adrian Anaya](#)

Investigator

Office of Energy Infrastructure Safety

Mobile: (279) 245-1133

EnergySafety.ca.gov



Excavator

Submitted by: Anonymous user

Submitted time: Oct 21, 2024, 9:00:38 AM

Date of Incident

7/30/2024

Incident Address

301 Orange Grove, Placentia

Excavator Company

CLEVER CONCRETE CONSTRUCTION INC

Operator Company

SoCalGas

Facility Description

NaturalGas facility

Provide your name, title, phone number, and email address

Name

Juan Lopez

Title

Owner

Phone Number

949-616-0689

Email Address

juan.lopez@cleverconcreteconstruction.com

Please provide the identifying information for in general.

California Contractor's State License Board (CSLB) license

1032615

Physical Address

24741 Calle Tres Lomas, Lake Forest CA 92630

Phone Number

949-616-0689

Email Address

juan.lopez@cleverconcreteconstruction.com

Did damage the while excavating at on the ? (Select One)

Yes

Were there any other companies at or near on ? (Select One)

Yes

For each other company present provide the company name, address (physical or mailing), phone number, and email address.

Company Name

Homeowner

Did someone in , or anyone else, contact the Regional Notification Center ?

No

RNC_No

Is aware that it needed to contact the Regional Notification Center prior to excavating?

Yes

Did the Regional Notification Center create an 811-ticket for that worked?

No

If no one at , or anyone else, contacted the Regional Notification Center before excavating, why not?

- **Other**

Explain why did not obtain an 811 ticket?

Excavation set to take place was approximately 25' away from gas meter and other know utilities as the building contractor had just dug a new sewer line in the same vicinity.

Has ever obtained an 811 ticket, either by calling 811 or using the Regional Notification Center's website?

Yes

The damage notification indicated that a facility was damaged at on . Is that correct?

No

What was the address of the damage that occurred on ?

307 Orange Grove, Placentia

Was the prime contractor on the project at on ?

No

Provide the name, phone number and email address of the prime contractor on this project.

Prime Contractor's Name

Homeowner

Provide the names, phone numbers, and if applicable, their email address for all your personnel who were at when the facility was damaged.

Name

Abel Lopez

Phone Number

949-889-6344

Add an additional individual?

Yes

Name

Jose Granados

Phone Number

949-566-5657

Which one of the individuals you identified was the foreman on the project when the facility was damaged?

Myself

Facility Damage

Was a facility damaged on ?

Yes

Describe the damaged facility.

Gas

Identify the type of material damaged.

Possible 1/2" Poly

Explain how the facility was damaged?

I was operating the mini ex in order to run a drain line for a retaining wall I was hired to build. We dug the first 20' or so extra carefully. I kept on digging until I hit the line approx. 35' from sidewalk. I clamped line.

What equipment did use on ? (Select All That Are Applicable)

- **Backhoe/trackhoe/excavator**

What type of equipment damaged the facility?

- **Backhoe/trackhoe/excavator**

Who was operating the equipment that damaged the facility on ?

Myself

Does own that equipment?

Yes

Emergency Response

How did learn that the facility was damaged on ?

a line was hit during diggin

Did anyone with call 911 on after the damage had occurred?

No

Was there an emergency response to the incident from the fire department, a law enforcement department, or an ambulance on ?

No

Were there any injuries to any personnel or bystanders on ?

No

Were there any fatalities on or afterwards, due to the damage at ?

No

Was there property damage on , excluding the facility damage?

No

Was there a fire on as a result of the damage to the facility?

No

Was there an evacuation of any homes or businesses on as a result of the damage to the facility?

No

Are you aware of anyone else that called 911?

No

Did anyone at contact the Regional Notification Center after the damage on ?

No

Did anyone at contact after the damage?

Yes

Who at contacted the ?

Myself

What is the name of the person at the contacted by the individual you identified above?

I do not recall the name, initial operator transferred me to a different person.

What steps, if any, have taken to prevent a similar damage in the future?

Since the incident i now call 811 to make sure we locate underground lines

Exhibit 3

▼

Contractor's License Detail for License # 1032615

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 10/8/2024 8:55:17 AM

Business Information

CLEVER CONCRETE CONSTRUCTION INC
24741 CALLE TRES LOMAS
LAKE FOREST, CA 92630
Business Phone Number:(949) 616-0689

Entity Corporation
Issue Date 11/08/2017
Expire Date **11/30/2025**

License Status

This license is current and active.

All information below should be reviewed.

Classifications

[C-8 - CONCRETE](#)

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with [BUSINESS ALLIANCE INSURANCE COMPANY](#).
Bond Number: G91015229571
Bond Amount: \$25,000
Effective Date: 01/01/2023
[Contractor's Bond History](#)

Bond of Qualifying Individual

The qualifying individual JUAN RIGOBERTO LOPEZ 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: 11/08/2017

Workers' Compensation

This license has workers compensation insurance with the [MARKEL AMERICAN INSURANCE COMPANY](#)
Policy Number:MWC0209474
Effective Date: 01/20/2024
Expire Date: 01/20/2025
[Workers' Compensation History](#)

Contractor's License Detail (Personnel List)

Contractor License # 1032615
Contractor Name CLEVER CONCRETE CONSTRUCTION INC

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

Licenses Currently Associated With

Name [JUAN RIGOBERTO LOPEZ](#)
Title RMO / CEO / PRES
Association Date 11/08/2017
Classification C-8

Licenses No Longer Associated With

Exhibit 4

Anaya, Adrian@EnergySafety

From: Anaya, Adrian@EnergySafety
Sent: Monday, October 7, 2024 4:50 PM
To: Amber Dahl
Subject: N2421941 - Ticket locate request

Hi Amber,

Could you please provide a copy of all tickets and electronic positive responses at about 301 Orange Grove, Placentia, CA 92870 for July 30, 2024?

If there is not a ticket at this address for this date, confirm that finding.

Thank you for your assistance on this.

[Adrian Anaya](#)

Investigator

[Office of Energy Infrastructure Safety](#)

Mobile: (279) 245-1133

EnergySafety.ca.gov



Exhibit 5



Underground Service Alert

of Southern California™

October 8, 2024

Adrian Anaya
Underground Safety Board

File Number: N2421941

Dear Adrian,

After searching our records from 1/30/24 through 7/30/24, we were unable to find any DigAlert tickets for the location at or near 301 Orange Grove in Placentia. I hope this information will be helpful.

If we can be of further assistance, please call us at 951-808-8100.

Sincerely,

Amber Dahl
Safety Awareness Director

Exhibit 6

Anaya, Adrian@EnergySafety

From: Anaya, Adrian@EnergySafety
Sent: Monday, October 21, 2024 4:28 PM
To: Juan Lopez
Subject: RE: FW: Underground Safety Board – No-811 Investigation Case N2421941

Importance: High

Good afternoon,

I received the excavator survey you completed. I would like to verify the details of the building contractor. Can you provide a response to the information below:

1. Who was the building contractor who had dug a new sewer line in the same vicinity?
2. Did the building contractor install a new sewer line for property 301 Orange Grove, Placentia, California?
3. When did you first observe the installation of the new sewer line? Was the installation of the sewer line completed, in progress or not started on?
4. Was there locate marks present? If yes, can you elaborate more about the locate marks you observed?

Thank you.

From: Juan Lopez <juan.lopez@cleverconcreteconstruction.com>
Sent: Tuesday, October 15, 2024 4:30 PM
To: Anaya, Adrian@EnergySafety <Adrian.Anaya@energysafety.ca.gov>
Subject: Re: FW: Underground Safety Board – No-811 Investigation Case N2421941

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Hello,

I been out of town with family. I started and will complete by tomorrow.

Thank you

Sincerely,

Juan R. Lopez
Founder, Clever Concrete Construction Inc.
949-616-0689
juan.lopez@cleverconcreteconstruction.com
www.cleverconcreteconstruction.com

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Hello,

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Response Due Date: October 15, 2024

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The purpose of this report is to gather all the pertinent facts. The questions below, tailored for CLEVER CONCRETE CONSTRUCTION INC, may serve to replace a formal interview. Respond to each question. The Board investigates excavation incidents to identify potential safety violations, and employ this data to enhance accident prevention, safeguard worker welfare, and protect people and property.

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To answer these questions, you will need to gather information where applicable regarding excavation activities on the site, company and personnel contact information, the 811 ticket number and response information from the utility companies, emergency response actions, and prime contractor contact information.

Send with your answers to the questions, all the documents listed below that you possess, in their original format, which are associated with this damage by date indicated in email. "Documents" includes photographs, 811 ticket(s), written communications, incident reports, emails, texts, videos, or other related items.

Any documents the Board receives after response due date may not make it into the case file, resulting in them not being a part of the determination of your possible violation.

Regards,

[Adrian Anaya](#)

Investigator

Office of Energy Infrastructure Safety

Mobile: (279) 245-1133

EnergySafety.ca.gov



Anaya, Adrian@EnergySafety

From: Juan Lopez <juan.lopez@cleverconcreteconstruction.com>
Sent: Monday, October 21, 2024 10:25 PM
To: Anaya, Adrian@EnergySafety
Subject: Re: FW: Underground Safety Board – No-811 Investigation Case N2421941

Follow Up Flag: Follow up
Flag Status: Flagged

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Please see answers below,

1. Who was the building contractor who had dug a new sewer line in the same vicinity?

A: I do not have that information as I was hired directly by the homeowner. Linda Nguyen 714-657-59012.

2. Did the building contractor install a new sewer line for property 301 Orange Grove, Placentia, California?

A: An ADU was built in the rear. Correct property address is 307 Orange Grove Ave, Placentia CA. They dug a new line for this ADU that connected to the main sewer line.

3. When did you first observe the installation of the new sewer line? Was the installation of the sewer line completed, in progress or not started on?

A: Sewer line trench was partially covered when I first walked the job around 15 May. The same trench was used for the water connection.

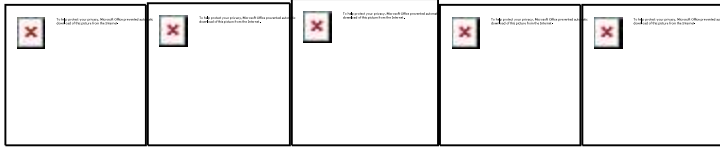
4. Was there locate marks present? If yes, can you elaborate more about the locate marks you observed?

A: There could have been markers, as there were remnants of paint on the ground. However, due to the active construction it was not clear what the paint was marking.

Sincerely,



Juan R. Lopez
President, Clever Concrete Construction Inc.
949-616-0689
juan.lopez@cleverconcreteconstruction.com
www.cleverconcreteconstruction.com



On Mon, Oct 21, 2024 at 4:27 PM Anaya, Adrian@EnergySafety <Adrian.Anaya@energysafety.ca.gov> wrote:

Good afternoon,

I received the excavator survey you completed. I would like to verify the details of the building contractor. Can you provide a response to the information below:

1. Who was the building contractor who had dug a new sewer line in the same vicinity?
2. Did the building contractor install a new sewer line for property 301 Orange Grove, Placentia, California?
3. When did you first observe the installation of the new sewer line? Was the installation of the sewer line completed, in progress or not started on?
4. Was there locate marks present? If yes, can you elaborate more about the locate marks you observed?

Thank you.

From: Juan Lopez <juan.lopez@cleverconcreteconstruction.com>

Sent: Tuesday, October 15, 2024 4:30 PM

To: Anaya, Adrian@EnergySafety <Adrian.Anaya@energysafety.ca.gov>

Subject: Re: FW: Underground Safety Board – No-811 Investigation Case N2421941

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.

Hello,

I been out of town with family. I started and will complete by tomorrow.

Thank you

Sincerely,

Juan R. Lopez
Founder, Clever Concrete Construction Inc.
949-616-0689
juan.lopez@cleverconcreteconstruction.com
www.cleverconcreteconstruction.com

On Tue, Oct 15, 2024 at 4:23 PM Anaya, Adrian@EnergySafety <Adrian.Anaya@energysafety.ca.gov> wrote:

Hello,

I am following to see if you have decided to complete the survey mentioned below or would like to schedule an interview to discuss the matter below.

Thank you

From: Anaya, Adrian@EnergySafety
Sent: Tuesday, October 8, 2024 8:52 AM
To: juan.lopez@cleverconcreteconstruction.com
Subject: Underground Safety Board – No-811 Investigation Case N2421941

Dear Clever Concrete Construction Inc,

Response Due Date: October 15, 2024

The Underground Safety Board (Board) has been notified about damage to a facility, potentially involving CLEVER CONCRETE CONSTRUCTION INC. You have the option to respond to the following questions below using this interactive form or through a scheduled telephone interview.

[Answer the questions on the interactive form by clicking here.](#)

All questions must be answered to submit this form. Alternatively, you can contact the investigator within the next two business days to schedule a phone interview to answer these questions.

Should you encounter any difficulties with the questions or prefer a telephone interview, contact the investigator within the next two business days to schedule a time to discuss. I have been assigned with following up on notification reporting that CLEVER CONCRETE CONSTRUCTION INC damaged the facility on 7/30/2024 by excavating without first contacting the Regional Notification Center. The damage occurred at or near 301 Orange Grove, Placentia.

The purpose of this report is to gather all the pertinent facts. The questions below, tailored for CLEVER CONCRETE CONSTRUCTION INC, may serve to replace a formal interview. Respond to each question. The Board investigates excavation incidents to identify potential safety violations, and employ this data to enhance accident prevention, safeguard worker welfare, and protect people and property.

Furthermore, this information will aid in determining if any enforcement measures are warranted. In such a scenario, CLEVER CONCRETE CONSTRUCTION INC will initially receive a Notice of Possible Violation (NOPV) following this investigation. NOPVs will be reviewed during public meetings of the Board to determine whether any violations of Government Code section 4216 et seq. have occurred. Should CLEVER CONCRETE CONSTRUCTION INC receive an NOPV, you will be notified of your response options and of the date of your hearing.

To answer these questions, you will need to gather information where applicable regarding excavation activities on the site, company and personnel contact information, the 811 ticket number and response information from the utility companies, emergency response actions, and prime contractor contact information.

Send with your answers to the questions, all the documents listed below that you possess, in their original format, which are associated with this damage by date indicated in email. "Documents" includes photographs, 811 ticket(s), written communications, incident reports, emails, texts, videos, or other related items.

Any documents the Board receives after response due date may not make it into the case file, resulting in them not being a part of the determination of your possible violation.

Regards,

[Adrian Anaya](#)

Investigator

Office of Energy Infrastructure Safety

Mobile: (279) 245-1133

EnergySafety.ca.gov

