



## **CALIFORNIA UNDERGROUND SAFETY BOARD INVESTIGATION DIVISION**

### **INVESTIGATION REPORT**

**Date:** April 11, 2025

**Case No.:** N2422214

#### **Violations:**

Rick Cordova dba RC Construction and Development

Government Code § 4216.2(b): Excavating without first notifying the regional notification center of intent to excavate.

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 18, 2024, Rick Cordova dba RC Construction and Development (RC Construction) used a tunnel bar without first contacting the regional notification center and damaged a natural gas facility during installation for an electrical conduit. No one was injured, and no equipment, other than the natural gas facility, was damaged. RC Construction stated in response to the information request to the investigator that they did not contact 911 emergency services after the damage.

#### **Reporting Party Information:**

Southern California Gas Company  
555 West 5<sup>th</sup> Street, Suite 1700  
Los Angeles, California 90013

#### **Date of Incident:**

July 18, 2024

#### **Location of the Incident:**

19000 Shakespeare Drive  
Walnut, California 91789

#### **Operator:**

Southern California Gas Company

555 West 5<sup>th</sup> Street, Suite 1700  
Los Angeles, California 90013

**Excavator:**

Rick Cordova dba RC Construction and Development  
391 North Main Street, Suite 106  
Corona, California 92878

**Facility Type Damaged:**

½" Plastic natural gas facility

**Investigation:**

**Notification of the Incident**

On August 9, 2024, at 9:53 a.m., Southern California Gas Company submitted a notification of an incident to the California Underground Safety Board (Board). The notification stated, "RC Construction was excavating with no USA for electrical conduit and struck ½" plastic gas service with a tunnel bar." (Exh. 1.)

The case was assigned to Investigator Jeff McClanahan (Investigator).

**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 own employees or equipment, performs any excavation."

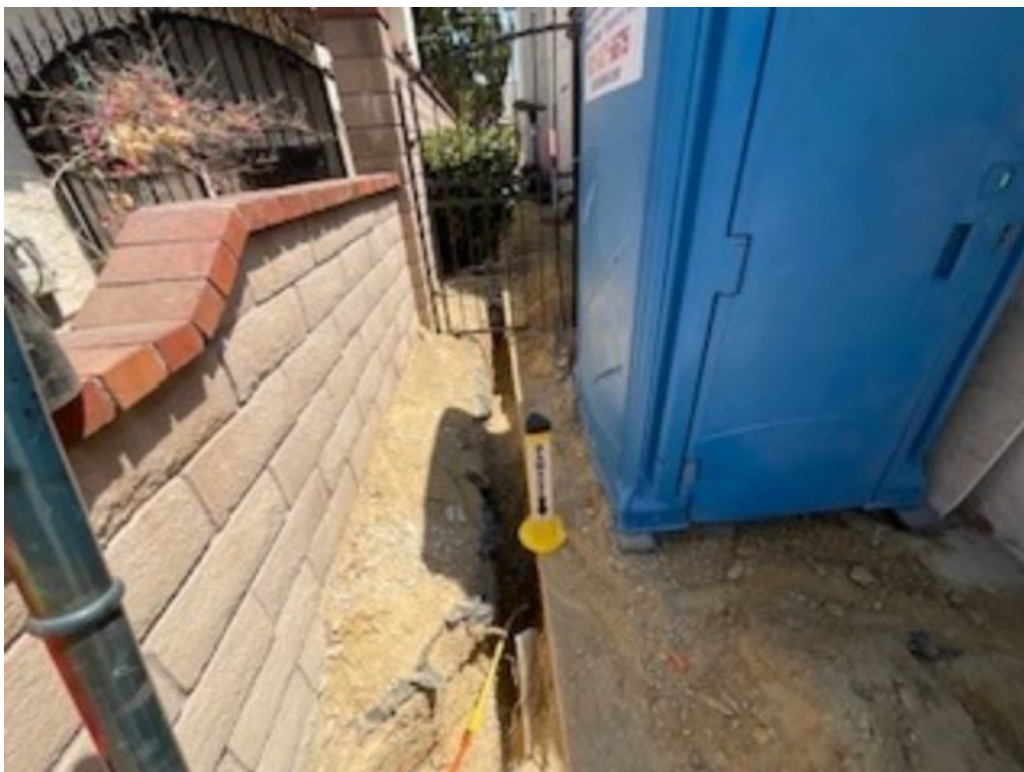
RC Construction and Development was licensed by the California Contractors State License Board as of December 13, 2024, license number 1020806, with a B-General Building Classification. (Exh. 2.)

On March 20, 2024, the investigator spoke by phone with Raul Ramirez, Director of Operations for TKW Development who confirmed that TKW was a part, "one arm of," the RC Construction company. (Exh. 9.)

### **Excavation Damage**

The notification to the Board from Southern California Gas Company reported that on July 18, 2024, RC Construction was using a tunnel bar to install an electrical conduit when they damaged a ½” plastic natural gas facility. (Exh. 1.)

The Southern California Gas Company’s incident report stated that the gas flow was stopped at 1:23 p.m. (Exh. 1.)



*Photo 1: Low resolution photograph provided in the notification by Southern California Gas Company indicating the location of the damage alongside piled soil. (Exh. 1.)*

### **RC Construction 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.

RC Construction did not notify the regional notification center prior to excavation at 19000 Shakespeare Drive, Walnut, California 91789, on July 18, 2024.

On September 10, 2024, Investigator emailed an information request to RC Construction (Exh. 5.)

On September 24, 2024, the Investigator spoke by phone with the foreman of RC Construction, identified by Southern California Gas Company as Jose Benitez, and told to contact Chris Bowen and provided an email.

On September 24, 2024, the Investigator emailed an online questionnaire to Bowen of RC Construction to complete. (Exh. 6.)

On October 9, 2024, the Investigator followed up by email and received a response from Bowen that they would complete the online questionnaire by that Friday. (Exh. 6.) They did not submit a survey response.

On February 19, 2025, the investigator sent RC Construction an information request via the United States Postal Service (USPS) certified mail at the business address listed with the Contractor's State License Board and the excavator company address from the reporter. (Exh. 7.)

On March 10, 2025, the investigator sent RC Construction a second information request via USPS certified mail. (Exh. 8.)

On March 20, 2024, the investigator spoke with Raul Ramirez, Director of Operations for TKW Development. Ramirez confirmed that TKW was a part of RC Construction, and that they would respond to the information request. (Exh. 9.)

On March 26, 2025, Ramirez emailed Investigator with a response to the information request. (Exh. 10.)

In RC Construction's response to the information request, Ramirez stated that the "damage happened [at] approximately 12p.m.," that a "leak was detected," that "no facility was damaged," that they were "running a new feed to an ADU," and that there "was no excavation project." (Exh. 10.)

In the response, TKW Director Ramirez for RC Construction also stated they were "not aware" that they needed to contact the regional notification center prior to excavating and answered "No" in response to the question whether anyone at the company contacted the regional notification center prior to the date of the incident. (Exh. 10.)

TKW Director Ramirez also stated that there was a "misunderstanding" of responsibilities and answered "No" to the question whether the company had ever obtained an 811 ticket. (Exh. 10.)



On December 12, 2024, the investigator emailed Amber Dahl, Safety Awareness Director of DigAlert, requesting ticket information for approximately 19000 Shakespeare Drive, Walnut California 91789, for May through August 2024. (Exh. 3.)

Safety Awareness Director Dahl responded on December 12, 2024, confirming that a ticket did not exist for 19000 Shakespeare Drive, Walnut, California 91789, for May through August 2024. (Exh. 5.)

**RC Construction Did Not Contact 911 Emergency Services Upon Gas Release**

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.

On July 18, 2024, RC Construction was using a tunnel bar to install an electrical conduit when they damaged a ½” plastic natural gas facility. (Exh. 1.)

The Southern California Gas Company incident report states that the gas flow was stopped at 1:23 p.m. (Exh. 1.)

RC Construction answered “No” in their response to the Board’s information request regarding whether the company or someone else called 911 on July 18, 2024, after the damage had occurred. (Exh. 10.)

**Findings:**

1. RC Construction failed to contact the regional notification center before beginning excavation on July 18, 2024, at 19000 Shakespeare Drive, Walnut California 91789, where it excavated with a tunnel bar during the installation of an electrical conduit.
2. RC Construction stated they failed to notify 911 emergency services following the damage to the natural gas facility.

Investigator	Supervisor
Jeff McClenahan	Anona Bonner
Signature	Signature
/s/Jeff McClenahan	/s/Anona Bonner

**Exhibit List:**

<b>Exhibit No.</b>	<b>Description</b>	<b>Date</b>	<b>Received From</b>
1.	Notification submitted to the Underground Safety Board	Received on 8/9/2024 9:53 a.m.	Southern California Gas Company
2.	Contractor's License Detail for License No. 1020806 obtained from the Contractors State License Board website	Downloaded on 12/13/2024	California Contractors State License Board website at <a href="https://www.cslb.ca.gov/onlineservices/checklicensell/checklicense.aspx">https://www.cslb.ca.gov/onlineservices/checklicensell/checklicense.aspx</a>
3.	Investigator's email to DigAlert requesting ticket information on the underlying job to this incident	Emailed on 12/12/2024	
4.	Email from DigAlert stating there was no valid ticket for the underlying job to this incident	Received on 12/12/2024	Amber Dahl Safety Awareness Director DigAlert
5.	Investigator's emails to RC Construction with Information Request	Emailed on 9/10/2024	
6.	Emails with Information Request to Chris Bowen	Emailed on 9/10/2024	
7.	Information Request sent via USPS Certified Mail with Delivery Confirmation	Mailed on 2/19/2025	

8.	Second Information Request sent via USPS Certified Mail with Delivery Confirmation	Mailed on 3/10/2025	
9.	Record of Conversation with Raul Ramirez, Director of Operations, TKW Development	Conversation on 3/20/2025	
10.	Emails with TKW Development Director Raul Ramirez including Response to Information Request	Received on 3/26/2025	

# Exhibit 1

## No-Ticket Damage Reporting Form

Submitted: August 9, 2024 9:53 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

Andrew Rodriguez

Title

Damage Prevention Analyst

Phone Number

805-441-4803

E-mail address

arodrig9@socalgas.com

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### Company

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

Company Name

SoCalGas

Address

555 W fifth St , Los Angeles , 90013

Phone Number

805-441-4803

Email Address

arodrig9@socalgas.com

Regional Notification Center member code

Other Contacts

Is the photographer same as the primary reporter named above?

Yes

Incident Information

What was the date and approximate time of the incident?

July 18, 2024 12:16 PM

What is the address where your facility was damaged on 7/18/2024?

*Damage Street Address*

19000 Shakespeare Dr

*Damage County*

Los Angeles

*Damage City*

Walnut

*Damage Cross Street 1*

S Nogales

*Damage Cross Street 2*

Beverly Dr

*Other Damage location description*

Private Property

Does SoCalGas own, operate or maintain the facility damaged on 7/18/2024?

Yes

What type of excavation did you observe on 7/18/2024 at that address?

Electric

Describe the excavation activity you identified.

3rd party was trenching for electric conduit installation for ADU

What excavation companies did you observe on 7/18/2024?

*Company Name*

RC Construction

*Company Address*

391 N Main St STE 106, Corona , 92880

*Phone Number*

562-506-6228

*Email Address*

Rcordova@yahoo.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*

Jose Benitez

Title

Foreman

Phone Number

562-506-6228

Email Address

Rcordova@yahoo.com

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### Notification Details

Was SoCalGas notified of the proposed excavation by the Regional Notification Center before 7/18/2024?

No

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

July 18, 2024 12:16 PM

How did SoCalGas learn of the damage to the facility?

Internal Email Notification

### Facility Damaged

What kind of facility was damaged on 7/18/2024?

Natural Gas

Natural Gas

What type of material was the damaged facility?

Plastic



Facility diameter (inches)?

0.5

### Incident Details

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

Other hand tools

Do you know what equipment damaged the facility?

Yes

What equipment damaged the facility?

Other hand tools

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

Eyewitness statement, Interview with excavator

Did SoCalGas contact the Regional Notification Center before repairing the damaged facility?

No

Provide any other relevant information about the damage on 7/18/2024.

Rc Construction was excavating with no USA for electrical conduit and struck 1/2" plastic gas service with a tunnel bar.

### Damages

Were there any injuries to any personnel or bystanders due to the damage to your facility on 7/18/2024?

No

Was any property damaged other than the damaged facility?

No

Was there a fire caused by this damage on 7/18/2024?

No

Was there an evacuation of any nearby homes or businesses caused by this damage on 7/18/2024?

Yes

Provide an estimate of the number of your customers whose service was interrupted by this damage on 7/18/2024.

1

### Conclusions

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

July 18, 2024 1:23 PM

Please explain why you think the facility was damaged on 7/18/2024?

1/2" plastic gas service was damaged with gas escape.

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

Not counting your answers to these questions, did SoCalGas create an investigatory or incident report pertaining to the damage on 7/18/2024?

Yes

Please attach investigatory or incident report here.

SD10 Damage Report.docx, 0.03MB

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.

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Please attach all Photos.



*Date and time photographed*

July 18, 2024 12:16 PM

*Photographer Name*

Andrew Rodriguez

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*Date and time photographed*

July 18, 2024 12:16 PM

*Photographer Name*

Andrew Rodriguez

---



*Date and time photographed*

July 18, 2024 12:16 PM

*Photographer Name*

Andrew Rodriguez

---



*Date and time photographed*

July 18, 2024 12:16 PM

*Photographer Name*

Andrew Rodriguez

---

Additional Records

*Business cards, photo of company vehicles onsite, etc.*

SD 1.jpg, 0.02MB

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Reference Number

N2422214

Incident Time: (24hr) 12:16 pm

Incident Date: 7/18/2024

Incident Location:

City/County: Walnut/ Los Angeles

Address/Location: 19000 Shakespeare Dr

Incident Cause: No USA damage

Gas Equipment Affected: Gas Service

Material: Plastic Pipe size: 1/2"

Dig In Information:

USA notification required: **Yes / No**

USA notified: **Yes / No** USA #

Facilities properly marked: **Yes / No**

Name of Excavator: RC Construction

Excavator Contact Person: Jose Benitez

Phone: 562-506-6228

On Scene:	Date	Time
Company Personnel on Scene	<u>7/18/2024</u>	<u>12:12 pm</u>
Gas Flow Stopped	<u>7/18/2024</u>	<u>1:23 pm</u>

Customer Outages (Quantity) 1

Summary of incident: Rc Construction was excavating with no USA for electrical conduit and struck 1/2" plastic gas service with a tunnel bar.

Home > Online Services > License Details

## Contractor's License Detail for License # 1020806

Print License or License Detail which provides information about your Florida Contractor License. Before relying on this information, you should be aware of the following limitations:

- 1. Your contractor license is controlled by the FLS 225.05. FLS 225.05 is subject to update. Important changes will be put forth and appear before the next information. Check FLS for a definition of licensable activity.
- 2. Only contractors who are not subject to discipline by the FLS are included in the FLS 225.05.
- 3. Information on your license will be updated when the license is renewed after the term.
- 4. Your contractor license will be updated when the license is renewed after the term.

### Business Information

1010 N. 10th Ave  
 33501-1010  
 33501-1010  
 Business Phone Number (727) 400-1111

Entity: Sole Ownership  
 Issue Date: 11/11/2010  
 Expiration Date: 11/11/2014

### License Status

This license is current and active.

All information below should be included.

### Classifications

1. 10101, 10101

### Bonding Information

10101, 10101

### Online Services Quick Map

- 1. Check a License or MS Registration
- 2. Find My License Contractor
- 3. Specially Trained Contractors
- 4. Apply and Registration
- 5. License and Publications
- 6. CCR Laws and Regulations
- 7. List of MS Contractors
- 8. License Classifications
- 9. Contractor Information
- 10. Application Status
- 11. Application Status (Renewal)
- 12. Application Status by Personnel
- 13. Application Status by Business Name
- 14. CCR Small Page

### Online Services





# Exhibit 2



## ▼ Contractor's License Detail for License # 1020806

**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 12/13/2024 3:38:41 PM

### Business Information

RICK A CORDOVA  
1115 WASHBURN AVENUE  
CORONA, CA 92882  
Business Phone Number:(760) 963-1731

**Entity** Sole Ownership  
**Issue Date** 11/15/2016  
**Expire Date** **11/30/2026**

### License Status

**This license is current and active.**

**All information below should be reviewed.**

### Classifications

B - GENERAL BUILDING

### Bonding Information

#### Contractor's Bond

This license filed a Contractor's Bond with [HUDSON INSURANCE COMPANY](#).

**Bond Number:** 30135276

**Bond Amount:** \$25,000

**Effective Date:** 12/12/2023

[Contractor's Bond History](#)

### Workers' Compensation

This license is exempt from having workers compensation insurance; they certified that they have no employees at this time.

**Effective Date:** 12/03/2024

**Expire Date:** None

[Workers' Compensation History](#)

# Exhibit 3

**From:** [McClenahan, Jeff@EnergySafety](mailto:McClenahan,Jeff@EnergySafety)  
**To:** [Amber Dahl](#)  
**Subject:** Underground Safety Board: Ticket search N2422214  
**Date:** Thursday, December 12, 2024 11:24:49 AM

---

Amber,

Could you please search if there are any tickets from May to August 2024 at approximately 19000 Shakespeare Drive in Walnut, California 91789.

If there are not any tickets, please confirm that.

**Jeff McClenahan** (He/him)

Senior Policy Investigator | Underground Investigations Division

Office of Energy Infrastructure Safety

715 P Street, 20<sup>th</sup> Floor

Sacramento, CA 95814

(279) 789-1818

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

# Exhibit 4

**From:** [Amber Dahl](#)  
**To:** [McClenahan, Jeff@EnergySafety](mailto:McClenahan,Jeff@EnergySafety)  
**Subject:** File N2422214  
**Date:** Thursday, December 12, 2024 12:49:04 PM  
**Attachments:** [N2422214.pdf](#)

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Thank you,



**Amber Dahl**, Safety Director  
Underground Service Alert of Southern California  
PO BOX 77070 Corona, CA 92877  
P: 951-808-8115 F: 951-808-8101  
E: [amber@digalert.org](mailto:amber@digalert.org) W: [www.digalert.org](http://www.digalert.org)



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## Underground Service Alert

of Southern California™

December 12, 2024

Jeff McClenahan  
Underground Safety Board

**File Number: N2422214**

Dear Jeff,

After searching our records from 5/1/24 through 8/31/24, we were unable to find any DigAlert tickets for the location at 19000 Shakespear Dr in Walnut. 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 5



**From:** [McClenahan, Jeff@EnergySafety](mailto:McClenahan,Jeff@EnergySafety)  
**To:** [rcordova@yahoo.com](mailto:rcordova@yahoo.com)  
**Subject:** Underground Safety Board: Information Request Case N2422214  
**Date:** Tuesday, September 10, 2024 9:27:00 AM  
**Attachments:** [InfoReq N2422214.pdf](#)

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Good morning RC Construction:

I'm assigned to follow up on a notification to the Underground Safety Board of a natural gas facility damage that involved your company on July 18, 2024 at 19000 Shakespeare Drive, Walnut California at South Nogales cross street.

Provide the following preliminary information on this utility damage by September 25, 2024 and following that I will setup a phone interview to discuss what happened:

1. Provide any damage or accident reports created by RC Construction.
2. Identify your personnel contact information involved in the utility damage including full name, phone numbers, and email addresses where applicable.
3. Provide days and times for a phone interview with the foreman, Jose.
4. Provide the RC Construction CSLB license number.
5. Provide the RC Construction business mailing address.
6. Provide a copy of all photographs taken of the incident.
7. Provide documentation of RC Construction training and policies regarding excavation damage prevention.
8. Provide documentation of RC Construction training and policies regarding USA tickets and notifying 811 of intended excavation.
9. Provide a copy of the contract for the excavation project.
10. Answer the following questions:
  - a. Were there any injuries or fatalities involved in the damage to the natural gas facility?
  - b. Did RC Construction contact 911 following the damage?
  - c. Provide a copy of the USA ticket that RC Construction was excavating under or provide an explanation why RC Construction excavated without a USA ticket.

See the full information request attached and copied below, and contact me at this address to clarify anything with this request.

**Jeff McClenahan** (He/him)

Senior Policy Investigator | Underground Investigations Division

[Office of Energy Infrastructure Safety](#)

715 P Street, 20<sup>th</sup> Floor

Sacramento, CA 95814

(279) 789-1818

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

**TRANSMITTED VIA ELECTRONIC MAIL**

**Request Date:** 10 September 2024

**Response Due:** 25 September 2024

To:

RC Construction

[rcordova@yahoo.com](mailto:rcordova@yahoo.com)

**Investigator:** Jeff McClenahan

Send your response to the investigator at this email address:

Jeff.McClenahan@energysafety.ca.gov

**Information Request Number:** Underground Safety-IR-2024-132

**Subject:** Request for information regarding an underground natural gas facility damage while trenching with hand tools for electrical installation for ADU

Incident Number: N2422214

Ticket Number:

Incident Date: July 18, 2024

Location: 19000 Shakespeare Drive, Walnut California at South Nogales cross street

**REQUESTS**

11. Provide any damage or accident reports created by RC Construction.
12. Identify your personnel contact information involved in the utility damage including full name, phone numbers, and email addresses where applicable.
13. Provide days and times for a phone interview with the foreman, Jose.
14. Provide the RC Construction CSLB license number.
15. Provide the RC Construction business mailing address.
16. Provide a copy of all photographs taken of the incident.
17. Provide documentation of RC Construction training and policies regarding excavation damage prevention.
18. Provide documentation of RC Construction training and policies regarding USA tickets and notifying 811 of intended excavation.
19. Provide a copy of the contract for the excavation project.
20. Answer the following questions:
  - a. Were there any injuries or fatalities involved in the damage to the natural gas facility?
  - b. Did RC Construction contact 911 following the damage?
  - c. Provide a copy of the USA ticket that RC Construction was excavating under or provide an explanation why RC Construction excavated without a USA ticket.

**INSTRUCTIONS**

- a. Provide all information in your possession, custody, or control, or the possession, custody, and/or control of your affiliates or agents, that is responsive to these requests by the due date identified above.
- b. Identify the personnel (employees, consultants, agents, etc.) who provided information

responsive to each of the information requests by stating the full name, business address, and title of each person.

- c. If you do not know the exact answer to any of the requests above, please so indicate and provide your best estimate.
- d. Provide data in its original format (i.e., PDF, Excel, GIS shapefile, etc.), unless otherwise specified in the request.

# Exhibit 6

**From:** [chris@gfinvestmentsinc.com](mailto:chris@gfinvestmentsinc.com)  
**To:** [McClenahan, Jeff@EnergySafety](mailto:McClenahan, Jeff@EnergySafety)  
**Cc:** [Accounts](#)  
**Subject:** RE: Underground Safety Board: Investigation into Case N2422214  
**Date:** Wednesday, October 9, 2024 2:45:31 PM

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Afternoon Jeff, The first email must of went to my spam folder. I will have the office complete this survey by end of day Friday.

---

**From:** McClenahan, Jeff@EnergySafety <Jeff.McClenahan@energysafety.ca.gov>  
**Sent:** Wednesday, October 9, 2024 2:32 PM  
**To:** [chris@gfinvestmentsinc.com](mailto:chris@gfinvestmentsinc.com)  
**Subject:** RE: Underground Safety Board: Investigation into Case N2422214

Hi Chris,

Following up on this utility damage because I didn't hear back from you and have not received a survey response.

Respond to this email or give me a call at 279-789-1818 to discuss this utility damage by Friday to fully cooperate on this case.

Thanks,

**Jeff McClenahan** (He/him)

Senior Policy Investigator | Underground Investigations Division

[Office of Energy Infrastructure Safety](#)

(279) 789-1818

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**From:** McClenahan, Jeff@EnergySafety  
**Sent:** Tuesday, September 24, 2024 1:30 PM  
**To:** [chris@gfinvestmentsinc.com](mailto:chris@gfinvestmentsinc.com)  
**Subject:** Underground Safety Board: Investigation into Case N2422214

Hi Chris and RC Construction,

**Response Due Date: October 2, 2024**

The Underground Safety Board (Board) has been notified about damage to a facility, potentially involving RC Construction. 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 RC Construction damaged the facility on 7/18/2024 by excavating without first contacting the Regional Notification Center. The damage occurred at or near 19000 Shakespeare Dr, Walnut.

The purpose of this report is to gather all the pertinent facts. The questions below, tailored for RC Construction, 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, RC Construction 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 RC Construction 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.

**Jeff McClenahan** (He/him)

Senior Policy Investigator | Underground Investigations Division

**Office of Energy Infrastructure Safety**

715 P Street, 20<sup>th</sup> Floor  
Sacramento, CA 95814

(279) 789-1818

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

# Exhibit 7





**OFFICE OF ENERGY INFRASTRUCTURE SAFETY  
UNDERGROUND SAFETY BOARD**

715 P Street, 20th Floor | Sacramento, CA 95814  
916.902.6000 | [www.energysafety.ca.gov](http://www.energysafety.ca.gov)

**MEMBERS**

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Bill Johns, Vice Chair  
Randy Charland  
Marshall Johnson  
Dave Sorem  
Carl Voss

**EXECUTIVE OFFICER**

Tony Marino

**SENT VIA CERTIFIED MAIL**

**Request Date:** February 19, 2025

**Response Due:** March 6, 2025

To:  
Rick A Cordova  
DBA RC Construction and Development

391 North Main Street  
Suite 106  
Corona, California 92878

1115 Washburn Avenue  
Corona, California 92882

**Investigator:** Jeff McClenahan

Send your response to the investigator at this email address:

[Jeff.mcclenahan@energysafety.ca.gov](mailto:Jeff.mcclenahan@energysafety.ca.gov)

**Information Request Number:** Underground Safety-IR-2025-051

**Subject:** Request for information regarding underground facility damage reported without a valid USA ticket.

Case Number: N2422214

Incident Address: Approximately 19000 Shakespeare Drive, Walnut California at South Nogales Cross Street

Date of Incident: July 18, 2024

Facility Type: Natural gas facility

The Underground Safety Board (Board) has been notified about damage to a facility, potentially involving your company.

The purpose of this request is to gather all the pertinent facts. The questions below 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, your company 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 your company 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.

### **REQUESTS**

1. Along with the questions below, provide a copy of the following documents:
  - a. A copy of any damage reports already created as part of your regular procedures,
  - b. A copy of all 811 ticket(s) covering the damage area,
  - c. A copy of your job contracts covering the damage area,
  - d. A copy of your contract for any rental equipment used on the date of the incident, if applicable
  - e. Copies of all phot(s) of the jobsite and the damage
  - f. A copy of your written policies and procedures regarding contacting the Regional Notification Center, emergency procedures, and use of excavation equipment.
2. To cooperate with the investigation, provide written responses to the following questions or you may contact the investigator to conduct a phone interview:

1. Provide your name, title, phone number, and email address.
2. Please provide the identifying information for your company; company name, California State License Board (CSLB) number, physical address, mailing address, phone number, and email.
3. Did your company excavate and damage an underground facility on the date of the incident above?

If the answer to the previous question is “No”:

- a. Explain who damaged the facility.
  - b. Please provide the identifying information for the company that damaged the facility. company name, California State License Board (CSLB) number, physical address, mailing address, phone number, and email.
4. At approximately what time did the damage happen?
  5. Was your company at the incident address above when the facility was damaged?
  6. To the best of your knowledge, did your company ever perform work at incident address above, the location where the facility was damaged? If so, when?
  7. Were there any other companies at or near the incident address during that time?

If the answer to the previous question is “Yes”:

- a. For each other company present, provide the company name, address, phone number, and email address.
8. Did someone in your company or anyone else, contact the Regional Notification Center prior to the date of the incident?

If the answer to the previous question is “Yes”:

- a. Provide the number or numbers of the 811 ticket(s) created by the Regional Notification Center.

- b. What were the 811-ticket created date(s) for each 811 ticket(s)?  
(Date)
- c. Did your company or anyone else, delineate the area where the damage occurred? Y/N

If the answer to the previous question is “Yes”:

- i. How did your company, or anyone else, delineate the area? White paint, White flags, whiskers, stakes, or other method.
  - ii. How was it marked?
  - iii. Please provide the name, title, phone, and email address of the person who delineated the area.
- d. Did the utility operator respond after the Regional Notification Center created the 811 ticket(s)?

If the answer to the previous question is “Yes”:

- i. How did the utility operator respond after the Regional Notification Center created the 811 ticket(s)? Locate and field mark their facility, provide a map or other information on their facility, confirmed the area was clear of their facility.
  - ii. Did the utility operator locate and field mark their facility before the legal start time on the 811 ticket(s)?
  - iii. If the utility operator located and field marked their facility that was damaged, did the marks accurately indicate the location of the facility?
- 1. What was the distance between the place where the facility was damaged, and the location of the facility indicated by the field marks? Less than 2 feet, about 2 feet, more than 2 feet.

If the answer to the previous question is “No”:

- 9. Is your company aware that it needed to contact the Regional Notification Center prior to excavating?

10. Did the Regional Notification Center create an 811 ticket or tickets for the incident address that your company worked?
11. If the answer to the previous question is “No”
- i. Explain why your company did not obtain an 811 ticket?
12. Has your company ever obtained an 811 ticket, either by calling 811 or using the Regional Notification Center’s website?
13. The damage notification indicated that a facility was damaged at the incident address above on the incident date above. Is that correct?

If the answer to the previous question is “No”:

- a. What was the address of the damage that occurred on the incident date above?

14. Was your company the prime contractor on the excavation project at the incident address?

If the answer to the previous question is “No”:

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

15. Did the prime contractor mention to obtain an 811-ticket?

If the answer to the previous question is “Yes”:

- a. What was mentioned or what direction did the prime contractor provide to you?
  - i. The prime contractor contacted the Regional Notification Center
  - ii. The prime contractor directed your company to obtain an 811-ticket
  - iii. The prime contractor provided 811-ticket instruction in your contract
  - iv. Other

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

17. Which one of the individuals you identified in the previous question was the foreman on the project when the facility was damaged?

**Facility Damage**

18. Was a facility damaged on the incident date above?

If the answer to the previous question is “Yes”:

- a. Describe the damaged facility.
- b. Identify the type of material damaged.
- c. Explain how the facility was damaged?
- d. What equipment did your company use on the date of the incident?

Example Tools:

- i. Auger/vertical bore
- ii. Backhoe/trackhoe/excavator
- iii. Bulldozer/front loader
- iv. Horizontal drilling or boring equipment
- v. Farm equipment
- vi. Shovel
- vii. Pick
- viii. Other hand tools
- ix. Trencher
- x. Air/water knife
- xi. Clay spade
- xii. Jackhammer (90+ pound hammer)
- xiii. Powered hammer drill
- xiv. Powered hand-held other
- xv. Explosives
- xvi. Surface milling equipment
- xvii. Grading equipment
- xviii. Saw cutting
- xix. Other

- e. What type of equipment damaged the facility?

- f. Who was operating the equipment that damaged the facility on the date of the incident?
- g. Does your company own that equipment?

If the answer to the previous question is “No”:

- 1. Provide the following for the owner of the equipment. Company name, business address, phone number, and email Address.

### **Emergency Response**

- 19. How did your company learn that the underground facility was damaged on date of the incident above?
- 20. Did anyone with your company call 911 on the date of the incident above, after the damage had occurred?
- 21. Was there an emergency response to the incident from the fire department, a law enforcement department, or an ambulance on the date of the incident above?
- 22. Were there any injuries or fatalities to any personnel or bystanders on the date of the incident above? If so, who?
- 23. Was there property damage on the date of the incident above, excluding the facility damage? If so, what occurred?
- 24. Was there a fire on the date of the incident as a result of the damage to the facility?
- 25. Was there an evacuation of any homes or businesses on the date of the incident above as a result of the damage to the facility?

If the answer to the previous question is “Yes”:

- a. Provide the name of the emergency response units that conducted the evacuations, if applicable.
- 26. Are you aware of anyone else that called 911?
  - 27. Did anyone at your company contact the Regional Notification Center after the damage on the date of the incident above?

If the answer to the previous question is “Yes”:

- a. Did the Regional Notification Center provide you with a damage 811 ticket number? If so, what is the number?

28. Did anyone at your company contact the utility operator after the damage? Who at your company contacted the operator? If so, what is the name of the person who was contacted?

29. What steps, if any, has your company taken to prevent a similar damage in the future?

30. Is there any other information you want to share about this damage?

### **INSTRUCTIONS**

- a. Provide all information in your possession, custody, or control, or the possession, custody, and/or control of your affiliates or agents, that is responsive to these requests by the due date identified above.
- b. Identify the personnel (employees, consultants, agents, etc.) who provided information responsive to each of the information requests by stating the full name, business address, and title of each person.
- c. If you do not know the exact answer to any of the requests above, please so indicate and provide your best estimate.
- d. Provide data in its original format (i.e., PDF, Excel, GIS shapefile, etc.), unless otherwise specified in the request.



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Your item was delivered to the front desk, reception area, or mail room at 10:56 am on February 21, 2025 in CORONA, CA 92878.

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CORONA, CA 92878

February 21, 2025, 10:56 am

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Text & Email Updates



USPS Tracking Plus®



Product Information



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Enter tracking or barcode numbers

## Need More Help?

Contact USPS Tracking support for further assistance.

[FAQs](#)

# Exhibit 8



**OFFICE OF ENERGY INFRASTRUCTURE SAFETY  
UNDERGROUND SAFETY BOARD**  
715 P Street, 20th Floor | Sacramento, CA 95814  
916.902.6000 | [www.energysafety.ca.gov](http://www.energysafety.ca.gov)

**MEMBERS**

Amparo Munoz, Chair  
Bill Johns, Vice Chair  
Randy Charland  
Marshall Johnson  
Dave Sorem  
Carl Voss

**EXECUTIVE OFFICER**  
Tony Marino

**SENT VIA CERTIFIED MAIL**

**2<sup>nd</sup> NOTICE: IMMEDIATE ACTION REQUIRED**

**Request Date:** March 10, 2025

**Response Due:** March 17, 2025

**Re:** Lack of response to information letter of February 19, 2025, which contained a response date of March 6, 2025.

To:  
Rick A Cordova  
DBA RC Construction and Development

391 North Main Street  
Suite 106  
Corona, California 92878

1115 Washburn Avenue  
Corona, California 92882

**Investigator:** Jeff McClenahan

Send your response to the investigator at this email address:

[Jeff.mcclenahan@energysafety.ca.gov](mailto:Jeff.mcclenahan@energysafety.ca.gov)

**Information Request Number:** Underground Safety-IR-2025-2-042

**Subject:** Request for information regarding underground facility damage reported without a valid USA ticket.

Case Number: N2422214

Incident Address: Approximately 19000 Shakespeare Drive, Walnut California at South Nogales Cross Street

Date of Incident: July 18, 2024

Facility Type: Natural gas facility

The Underground Safety Board (Board) has been notified about damage to a facility, potentially involving your company.

The purpose of this request is to gather all the pertinent facts. The questions below 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, your company 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 your company 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.

### **REQUESTS**

1. Along with the questions below, provide a copy of the following documents:
  - a. A copy of any damage reports already created as part of your regular procedures,
  - b. A copy of all 811 ticket(s) covering the damage area,
  - c. A copy of your job contracts covering the damage area,
  - d. A copy of your contract for any rental equipment used on the date of the incident, if applicable
  - e. Copies of all phot(s) of the jobsite and the damage
  - f. A copy of your written policies and procedures regarding contacting the Regional Notification Center, emergency procedures, and use of excavation equipment.
2. To cooperate with the investigation, provide written responses to the following questions or you may contact the investigator to conduct a phone interview:

1. Provide your name, title, phone number, and email address.
2. Please provide the identifying information for your company; company name, California State License Board (CSLB) number, physical address, mailing address, phone number, and email.
3. Did your company excavate and damage an underground facility on the date of the incident above?

If the answer to the previous question is “No”:

- a. Explain who damaged the facility.
  - b. Please provide the identifying information for the company that damaged the facility. company name, California State License Board (CSLB) number, physical address, mailing address, phone number, and email.
4. At approximately what time did the damage happen?
  5. Was your company at the incident address above when the facility was damaged?
  6. To the best of your knowledge, did your company ever perform work at incident address above, the location where the facility was damaged? If so, when?
  7. Were there any other companies at or near the incident address during that time?

If the answer to the previous question is “Yes”:

- a. For each other company present, provide the company name, address, phone number, and email address.
8. Did someone in your company or anyone else, contact the Regional Notification Center prior to the date of the incident?

If the answer to the previous question is “Yes”:

- a. Provide the number or numbers of the 811 ticket(s) created by the Regional Notification Center.

- b. What were the 811-ticket created date(s) for each 811 ticket(s)?  
(Date)
- c. Did your company or anyone else, delineate the area where the damage occurred? Y/N

If the answer to the previous question is “Yes”:

- i. How did your company, or anyone else, delineate the area? White paint, White flags, whiskers, stakes, or other method.
  - ii. How was it marked?
  - iii. Please provide the name, title, phone, and email address of the person who delineated the area.
- d. Did the utility operator respond after the Regional Notification Center created the 811 ticket(s)?

If the answer to the previous question is “Yes”:

- i. How did the utility operator respond after the Regional Notification Center created the 811 ticket(s)? Locate and field mark their facility, provide a map or other information on their facility, confirmed the area was clear of their facility.
  - ii. Did the utility operator locate and field mark their facility before the legal start time on the 811 ticket(s)?
  - iii. If the utility operator located and field marked their facility that was damaged, did the marks accurately indicate the location of the facility?
- 1. What was the distance between the place where the facility was damaged, and the location of the facility indicated by the field marks? Less than 2 feet, about 2 feet, more than 2 feet.

If the answer to the previous question is “No”:

- 9. Is your company aware that it needed to contact the Regional Notification Center prior to excavating?

10. Did the Regional Notification Center create an 811 ticket or tickets for the incident address that your company worked?
11. If the answer to the previous question is “No”
- i. Explain why your company did not obtain an 811 ticket?
12. Has your company ever obtained an 811 ticket, either by calling 811 or using the Regional Notification Center’s website?
13. The damage notification indicated that a facility was damaged at the incident address above on the incident date above. Is that correct?

If the answer to the previous question is “No”:

- a. What was the address of the damage that occurred on the incident date above?

14. Was your company the prime contractor on the excavation project at the incident address?

If the answer to the previous question is “No”:

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

15. Did the prime contractor mention to obtain an 811-ticket?

If the answer to the previous question is “Yes”:

- a. What was mentioned or what direction did the prime contractor provide to you?
  - i. The prime contractor contacted the Regional Notification Center
  - ii. The prime contractor directed your company to obtain an 811-ticket
  - iii. The prime contractor provided 811-ticket instruction in your contract
  - iv. Other

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



17. Which one of the individuals you identified in the previous question was the foreman on the project when the facility was damaged?

**Facility Damage**

18. Was a facility damaged on the incident date above?

If the answer to the previous question is “Yes”:

- a. Describe the damaged facility.
- b. Identify the type of material damaged.
- c. Explain how the facility was damaged?
- d. What equipment did your company use on the date of the incident?

Example Tools:

- i. Auger/vertical bore
- ii. Backhoe/trackhoe/excavator
- iii. Bulldozer/front loader
- iv. Horizontal drilling or boring equipment
- v. Farm equipment
- vi. Shovel
- vii. Pick
- viii. Other hand tools
- ix. Trencher
- x. Air/water knife
- xi. Clay spade
- xii. Jackhammer (90+ pound hammer)
- xiii. Powered hammer drill
- xiv. Powered hand-held other
- xv. Explosives
- xvi. Surface milling equipment
- xvii. Grading equipment
- xviii. Saw cutting
- xix. Other

- e. What type of equipment damaged the facility?

- f. Who was operating the equipment that damaged the facility on the date of the incident?
- g. Does your company own that equipment?

If the answer to the previous question is “No”:

- 1. Provide the following for the owner of the equipment. Company name, business address, phone number, and email Address.

### **Emergency Response**

- 19. How did your company learn that the underground facility was damaged on date of the incident above?
- 20. Did anyone with your company call 911 on the date of the incident above, after the damage had occurred?
- 21. Was there an emergency response to the incident from the fire department, a law enforcement department, or an ambulance on the date of the incident above?
- 22. Were there any injuries or fatalities to any personnel or bystanders on the date of the incident above? If so, who?
- 23. Was there property damage on the date of the incident above, excluding the facility damage? If so, what occurred?
- 24. Was there a fire on the date of the incident as a result of the damage to the facility?
- 25. Was there an evacuation of any homes or businesses on the date of the incident above as a result of the damage to the facility?

If the answer to the previous question is “Yes”:

- a. Provide the name of the emergency response units that conducted the evacuations, if applicable.

- 26. Are you aware of anyone else that called 911?
- 27. Did anyone at your company contact the Regional Notification Center after the damage on the date of the incident above?

If the answer to the previous question is “Yes”:

- a. Did the Regional Notification Center provide you with a damage 811 ticket number? If so, what is the number?

28. Did anyone at your company contact the utility operator after the damage? Who at your company contacted the operator? If so, what is the name of the person who was contacted?

29. What steps, if any, has your company taken to prevent a similar damage in the future?

30. Is there any other information you want to share about this damage?

### **INSTRUCTIONS**

- a. Provide all information in your possession, custody, or control, or the possession, custody, and/or control of your affiliates or agents, that is responsive to these requests by the due date identified above.
- b. Identify the personnel (employees, consultants, agents, etc.) who provided information responsive to each of the information requests by stating the full name, business address, and title of each person.
- c. If you do not know the exact answer to any of the requests above, please so indicate and provide your best estimate.
- d. Provide data in its original format (i.e., PDF, Excel, GIS shapefile, etc.), unless otherwise specified in the request.

Tracking Number:

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Your item was delivered to an individual at the address at 10:36 am on March 14, 2025 in CORONA, CA 92878.

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CORONA, CA 92878

March 14, 2025, 10:36 am

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[What Do USPS Tracking Statuses Mean?](https://faq.usps.com/s/article/Where-is-my-package) (<https://faq.usps.com/s/article/Where-is-my-package>)

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## Need More Help?

Contact USPS Tracking support for further assistance.

[FAQs](#)

# Exhibit 9



**CALIFORNIA UNDERGROUND SAFETY BOARD  
INVESTIGATION DIVISION  
RECORD OF CONVERSATION**

**REPORT DATE:** 2025-03-20

**CASE NO:** N2422214

**DATE AND TIME OF INTERVIEW:** 2025-03-20 2:30pm

**LOCATION OF INTERVIEW:** Phone

**INTERVIEWER:** Jeff McClenahan

**NAME, TITLE, AND COMPANY OF INTERVIEWEE(S):** Raul Ramirez, Director of Operations

**NOTES:**

Discussed receiving information request.  
Provided an extension.

**What is the relationship of RC Construction and TKW Development? Are you a subcontractor?**

No, not a subcontractor. TKW Development is a part of the group, one arm of the company.

# Exhibit 10



**From:** [Raul](#)  
**To:** [McClenahan, Jeff@EnergySafety](mailto:McClenahan.Jeff@EnergySafety)  
**Subject:** Re: Underground Safety Board: No-811 Intake Survey Case N2422214  
**Date:** Friday, March 28, 2025 10:48:29 AM  
**Attachments:** [image001.png](#)  
[Outlook-ykke1cvf.png](#)

---

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---

Thank you,

Raul

**Raul Ramirez**  
Director of Operations  
◆ [raul@tkwdevelopment.com](mailto:raul@tkwdevelopment.com)  
◆ 714.322.1088  
◆ 391 N. Main Street, Suite 106  
Corona Ca, 92878  
**TKWDEVELOPMENT**



---

**From:** McClenahan, Jeff@EnergySafety <[Jeff.McClenahan@energysafety.ca.gov](mailto:Jeff.McClenahan@energysafety.ca.gov)>  
**Sent:** Friday, March 28, 2025 10:47 AM  
**To:** Raul <[Raul@tkwdevelopment.com](mailto:Raul@tkwdevelopment.com)>  
**Subject:** RE: Underground Safety Board: No-811 Intake Survey Case N2422214

Hi Raul,

Thanks for the heads up; that works for me. I'll follow-up if I have any further questions.

Best,

**Jeff McClenahan** (He/they)

Senior Policy Investigator | Underground Investigations Division

Office of Energy Infrastructure Safety

(279) 789-1818

---

**From:** Raul <[Raul@tkwdevelopment.com](mailto:Raul@tkwdevelopment.com)>  
**Sent:** Thursday, March 27, 2025 9:24 PM  
**To:** McClenahan, Jeff@EnergySafety <[Jeff.McClenahan@energysafety.ca.gov](mailto:Jeff.McClenahan@energysafety.ca.gov)>  
**Subject:** Re: Underground Safety Board: No-811 Intake Survey Case N2422214

---

**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.

---

Jeff,

I need till Monday to submit the form, I am waiting for information from the field.

Thank you,

Raul

**Raul Ramirez**  
Director of Operations  
♦ [raul@tkwdevelopment.com](mailto:raul@tkwdevelopment.com)  
♦ 714.322.1088  
♦ 391 N. Main Street, Suite 106  
Corona Ca, 92878  
**TKWDEVELOPMENT**



---

**From:** McClenahan, Jeff@EnergySafety <[Jeff.McClenahan@energysafety.ca.gov](mailto:Jeff.McClenahan@energysafety.ca.gov)>

**Sent:** Thursday, March 20, 2025 2:43 PM

**To:** Raul <[Raul@tkwdevelopment.com](mailto:Raul@tkwdevelopment.com)>

**Subject:** Underground Safety Board: No-811 Intake Survey Case N2422214

Hi Raul,

Thanks for getting back to me and looking into this incident. Just follow the link below to respond to the questions in the information request you received by mail and upload any additional documentation.

[Link to the Intake Survey Form Here](#)

**Response Due Date: Thursday March 27, 2025**

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

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 RC Construction damaged the facility on 7/18/2024 by excavating without first contacting the Regional Notification Center. The damage occurred at or near 19000 Shakespeare Dr, Walnut.

The purpose of this report is to gather all the pertinent facts. The questions below, tailored for RC Construction, 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, RC Construction 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 RC Construction 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.

**Jeff McClenahan** (He/they)

Senior Policy Investigator | Underground Investigations Division

Office of Energy Infrastructure Safety

715 P Street, 15<sup>th</sup> Floor

Sacramento, CA 95814

(279) 789-1818

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

**From:** [Raul](#)  
**To:** [McClenahan, Jeff@EnergySafety](mailto:McClenahan,Jeff@EnergySafety)  
**Subject:** Underground Safety Board: No-811 Intake Survey Case N2422214  
**Date:** Tuesday, April 1, 2025 6:40:13 PM  
**Attachments:** [Outlook-hob0h4fq.png](#)  
[Underground safety board DRAFT Responses.pdf](#)

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Jeff,

I am sending you responses to the survey. I gather the information to the best of my ability. I was not involved in the office at the time of the incident.

Raul

**Raul Ramirez**  
— **Director of Operations** —  
♦ [raul@tkwdevelopment.com](mailto:raul@tkwdevelopment.com)  
♦ 714.322.1088  
♦ 391 N. Main Street, Suite 106  
Corona Ca, 92878  
**TKW**DEVELOPMENT





State of California – A Natural Resources Agency

Gavin Newsom, Governor

**OFFICE OF ENERGY INFRASTRUCTURE SAFETY  
UNDERGROUND SAFETY BOARD**

715 P Street, 20th Floor | Sacramento, CA 95814  
916.902.6000 | [www.energysafety.ca.gov](http://www.energysafety.ca.gov)

**SENT VIA CERTIFIED MAIL**

**2<sup>nd</sup> NOTICE: IMMEDIATE ACTION REQUIRED**

**Request Date:** March 10, 2025

**Response Due:** March 17, 2025

**Re:** Lack of response to information letter of February 19, 2025, which contained a response date of March 6, 2025.

To:  
Rick A Cordova  
DBA RC Construction and Development

391 North Main Street  
Suite 106  
Corona, California 92878

1115 Washburn Avenue  
Corona, California 92882

**Investigator:** Jeff McClenahan

Send your response to the investigator at this email address:

[Jeff.mcclenahan@energysafety.ca.gov](mailto:Jeff.mcclenahan@energysafety.ca.gov)

**Information Request Number:** Underground Safety-IR-2025-2-042

**Subject:** Request for information regarding underground facility damage reported without a valid USA ticket.

Case Number: N2422214

Incident Address: Approximately 19000 Shakespeare Drive, Walnut California at South Nogales Cross Street

Date of Incident: July 18, 2024

Facility Type: Natural gas facility

The Underground Safety Board (Board) has been notified about damage to a facility, potentially involving your company.

**MEMBERS**

Amparo Munoz, Chair  
Bill Johns, Vice Chair  
Randy Charland  
Marshall Johnson  
Dave Sorem  
Carl Voss

**EXECUTIVE OFFICER**

Tony Marino

The purpose of this request is to gather all the pertinent facts. The questions below 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, your company 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 your company 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.

### **REQUESTS**

1. Along with the questions below, provide a copy of the following documents:
  - a. A copy of any damage reports already created as part of your regular procedures, **no reports created**
  - b. A copy of all 811 ticket(s) covering the damage area, **N/A**
  - c. A copy of your job contracts covering the damage area, **N/A**
  - d. A copy of your contract for any rental equipment used on the date of the incident, if applicable **N/A**
  - e. Copies of all phot(s) of the jobsite and the damage **N/A**
  - f. A copy of your written policies and procedures regarding contacting the Regional Notification Center, emergency procedures, and use of excavation equipment. **N/A**
2. To cooperate with the investigation, provide written responses to the following questions or you may contact the investigator to conduct a phone interview:



1. Provide your name, title, phone number, and email address.  
**Raul Ramirez / for TKW Development | 714-322-1088 | raul@tkwdevelopment.com**
2. Please provide the identifying information for your company; company name, California State License Board (CSLB) number, physical address, mailing address, phone number, and email.  
**RC Construction & Development, License 1020806, 391 N. Main St. suite106, Corona CA 92878**
3. Did your company excavate and damage an underground facility on the date of the incident above? **yes**

If the answer to the previous question is "No":

- a. Explain who damaged the facility.
  - b. Please provide the identifying information for the company that damaged the facility. company name, California State License Board (CSLB) number, physical address, mailing address, phone number, and email.
4. At approximately what time did the damage happen?  
**Damage happened approximately 12pm**
  5. Was your company at the incident address above when the facility was damaged? **yes**
  6. To the best of your knowledge, did your company ever perform work at incident address above, the location where the facility was damaged? If so, when? **Yes, permitted addition in progress**
  7. Were there any other companies at or near the incident address during that time? **No**

If the answer to the previous question is "Yes":

- a. For each other company present, provide the company name, address, phone number, and email address.
8. Did someone in your company or anyone else, contact the Regional Notification Center prior to the date of the incident? **No**

If the answer to the previous question is "Yes":

- a. Provide the number or numbers of the 811 ticket(s) created by the Regional Notification Center.

b. What were the 811-ticket created date(s) for each 811 ticket(s)?  
(Date)

c. Did your company or anyone else, delineate the area where the damage occurred? Y/N

If the answer to the previous question is "Yes":

i. How did your company, or anyone else, delineate the area? White paint, White flags, whiskers, stakes, or other method.

ii. How was it marked?

iii. Please provide the name, title, phone, and email address of the person who delineated the area.

d. Did the utility operator respond after the Regional Notification Center created the 811 ticket(s)?

If the answer to the previous question is "Yes":

i. How did the utility operator respond after the Regional Notification Center created the 811 ticket(s)? Locate and field mark their facility, provide a map or other information on their facility, confirmed the area was clear of their facility.

ii. Did the utility operator locate and field mark their facility before the legal start time on the 811 ticket(s)?

iii. If the utility operator located and field marked their facility that was damaged, did the marks accurately indicate the location of the facility?

1. What was the distance between the place where the facility was damaged, and the location of the facility indicated by the field marks? Less than 2 feet, about 2 feet, more than 2 feet.

If the answer to the previous question is "No":

9. Is your company aware that it needed to contact the Regional Notification Center prior to excavating? **Not aware**



10. Did the Regional Notification Center create an 811 ticket or tickets for the incident address that your company worked?

**an incident report was created after the leak was detected**

11. If the answer to the previous question is "No"

i. Explain why your company did not obtain an 811 ticket?

**there was a misunderstanding amongst in house responsibility**

12. Has your company ever obtained an 811 ticket, either by calling 811 or using the Regional Notification Center's website? **No**

13. The damage notification indicated that a facility was damaged at the incident address above on the incident date above. Is that correct?

**no facility was damaged**

If the answer to the previous question is "No":

a. What was the address of the damage that occurred on the incident date above?

14. Was your company the prime contractor on the excavation project at the incident address?

**Yes no excavation project, running a new feed to an ADU.**

If the answer to the previous question is "No":

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

15. Did the prime contractor mention to obtain an 811-ticket? **No**

If the answer to the previous question is "Yes":

a. What was mentioned or what direction did the prime contractor provide to you?

- i. The prime contractor contacted the Regional Notification Center
- ii. The prime contractor directed your company to obtain an 811-ticket
- iii. The prime contractor provided 811-ticket instruction in your contract
- iv. Other

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

17. Which one of the individuals you identified in the previous question was the foreman on the project when the facility was damaged?

**Facility Damage**

18. Was a facility damaged on the incident date above? **No**

If the answer to the previous question is "Yes":

- a. Describe the damaged facility.
- b. Identify the type of material damaged.
- c. Explain how the facility was damaged?
- d. What equipment did your company use on the date of the incident?

Example Tools:

- i. Auger/vertical bore
- ii. Backhoe/trackhoe/excavator
- iii. Bulldozer/front loader
- iv. Horizontal drilling or boring equipment
- v. Farm equipment
- vi. Shovel
- vii. Pick
- viii. Other hand tools
- ix. Trencher
- x. Air/water knife
- xi. Clay spade
- xii. Jackhammer (90+ pound hammer)
- xiii. Powered hammer drill
- xiv. Powered hand-held other
- xv. Explosives
- xvi. Surface milling equipment
- xvii. Grading equipment
- xviii. Saw cutting
- xix. Other

- e. What type of equipment damaged the facility?

f. Who was operating the equipment that damaged the facility on the date of the incident?

g. Does your company own that equipment?

If the answer to the previous question is "No":

1. Provide the following for the owner of the equipment. Company name, business address, phone number, and email Address.

### **Emergency Response**

19. How did your company learn that the underground facility was damaged on date of the incident above? **telephone call from the site**

20. Did anyone with your company call 911 on the date of the incident above, after the damage had occurred? **No**

21. Was there an emergency response to the incident from the fire department, a law enforcement department, or an ambulance on the date of the incident above? **No**

22. Were there any injuries or fatalities to any personnel or bystanders on the date of the incident above? If so, who? **No**

23. Was there property damage on the date of the incident above, excluding the facility damage? If so, what occurred? **No**

24. Was there a fire on the date of the incident as a result of the damage to the facility? **No**

25. Was there an evacuation of any homes or businesses on the date of the incident above as a result of the damage to the facility? **No**

If the answer to the previous question is "Yes":

- a. Provide the name of the emergency response units that conducted the evacuations, if applicable.

26. Are you aware of anyone else that called 911? **No**

27. Did anyone at your company contact the Regional Notification Center after the damage on the date of the incident above? **No**

If the answer to the previous question is "Yes":

- a. Did the Regional Notification Center provide you with a damage 811 ticket number? If so, what is the number?
28. Did anyone at your company contact the utility operator after the damage? Who at your company contacted the operator? If so, what is the name of the person who was contacted?
29. What steps, if any, has your company taken to prevent a similar damage in the future? **Call Underground Alert**
30. Is there any other information you want to share about this damage? **No**

### **INSTRUCTIONS**

- a. Provide all information in your possession, custody, or control, or the possession, custody, and/or control of your affiliates or agents, that is responsive to these requests by the due date identified above.
- b. Identify the personnel (employees, consultants, agents, etc.) who provided information responsive to each of the information requests by stating the full name, business address, and title of each person.
- c. If you do not know the exact answer to any of the requests above, please so indicate and provide your best estimate.
- d. Provide data in its original format (i.e., PDF, Excel, GIS shapefile, etc.), unless otherwise specified in the request.