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In accordance with NRS Chapter 719,
this filing has been electronically signed and filed
by: /s Michelle Jackson

By electronically filing the document(s),
the filer attests to the authenticity of the electronic signature(s) contained therein.

This filing has been electronically filed and deemed to be signed by an authorized
agent or
representative of the signer(s) and
Staff Counsel Division

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7 **BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA**

8 Joint Petition of the Regulatory Operations Staff and H.
9 E. Hunewill Construction Co requesting the Commission
10 accept a stipulation regarding violations of Chapter 455
11 of the Nevada Revised Statutes and Nevada
12 Administrative Code by H. E. Hunewill Construction Co.

Docket No. 26-10 _____

13 **JOINT PETITION TO ACCEPT STIPULATION**

14 COMES NOW, the Regulatory Operations Staff ("Staff") of the Public Utilities Commission
15 of Nevada ("Commission") and H. E. Hunewill Construction Co ("Hunewill" and collectively, the
16 "Parties"), pursuant to Nevada Revised Statutes ("NRS") 455.170 and Nevada Administrative Code
17 ("NAC") 703.540, hereby file this Joint Petition to Accept Stipulation regarding violations of
18 Nevada's One Call Law found in Chapters 455 of the NRS and NAC.

19 1. On March 25, 2026, Hunewill was digging without a valid USA North 811 ticket at
20 440 E Minor Street in Winnemucca, NV, damaging a 2-inch natural gas main and causing an
21 uncontrolled release of gas. The Hunewill crew was performing electrical installation work with a
22 backhoe. Staff was notified of the excavation damage by Southwest Gas Corporation shortly after the
23 damage occurred. In response, Staff's Pipeline Safety Division investigated the incident for
24 adherence with Chapter 455 of the NRS and Nevada Administrative Code ("NAC").

25 2. Based upon information gathered through Staff's investigation, Staff determined that
26 Hunewill did not seek or obtain a valid One Call dig ticket or determine the location of subsurface
27 installations prior to commencing excavation work. As a result, Hunewill's excavator proceeded to
28 dig resulting in damaged infrastructure in violation of NRS 455.110, NAC 455.110, NRS 455.137,
and NAC 455.150.

3. As detailed in the Stipulation, attached hereto as Attachment A, the Parties agree that

1 Hunewill violated provisions of Nevada's One Call Law as outlined above.

2 4. Hunewill consents to the imposition of a civil penalty for the violations of Nevada's
3 One Call Law.

4 5. Staff believes the Stipulation adequately addresses Hunewill's violations of Nevada's
5 One Call Law. The parties further believe that the terms of the Stipulation provide an appropriate
6 penalty pursuant to NRS 455.170 and are in the public interest.

7 THEREFORE, the Parties request that the Commission issue an Order:

8 1. Finding that Hunewill violated Nevada's One Call Law as detailed in the Stipulation;
9 and

10 2. Accepting the Stipulation entered into between Staff and Hunewill as the appropriate
11 resolution pursuant to NRS 455.170.

12 RESPECTFULLY SUBMITTED this 7 day of October, 2026.

13
14 **PUBLIC UTILITIES COMMISSION OF NEVADA**
15 **REGULATORY OPERATIONS STAFF**

16
17 By: /s/ Tori N. Sundheim
18 Tori N. Sundheim
Assistant Staff Counsel

19 **H. E. HUNEWILL CONSTRUCTION CO.**

20
21 By: /s/ Wayne Sprague 10/16/26
22 Wayne Sprague
23 Safety Director
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25
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27
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Attachment A

1 **BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA**

2 Joint Petition of the Regulatory Operations Staff and H.
3 E. Hunewill Construction Co. requesting the
4 Commission accept a stipulation regarding violations of
5 Chapter 455 of the Nevada Revised Statutes and Nevada
6 Administrative Code by and H. E. Hunewill Construction
7 Co. _____ /

Docket No. 26-10 _____

8 **STIPULATION**

9 COMES NOW, the Regulatory Operations Staff (“Staff”) of the Public Utilities
10 Commission of Nevada (“Commission”) and H. E. Hunewill Construction Co (“Hunewill” and
11 collectively, the “Parties”), pursuant to Nevada Revised Statutes (“NRS”) 455.170, and Nevada
12 Administrative Code (“NAC”) 703.540, hereby file this Joint Petition to Accept the Stipulation
13 regarding violations of Nevada’s One Call Law found in Chapters 455 of the NRS and NAC.

14 WHEREAS, on March 25, 2026, Hunewell was digging without a valid USA North 811 ticket
15 at 440 E Minor Street in Winnemucca, NV, damaging a 2-inch natural gas main and causing an
16 uncontrolled release of gas. The Hunewill crew was performing electrical installation work with a
17 backhoe. Staff was notified of the excavation damage by Southwest Gas Corporation (“Southwest
18 Gas”) shortly after the damage occurred. In response, Staff’s Pipeline Safety Division investigated
19 the incident for adherence with Chapter 455 of the NRS and Nevada Administrative Code (“NAC”).

20 WHEREAS, pursuant to NRS 455.110, an excavator must obtain a one-call ticket “at least 2
21 working days but not more than 28 calendar days before excavation or demolition is scheduled to
22 commence” in the manner designated in NAC 455.110. Additionally, NRS 455.137 and NAC
23 455.150 require an excavator to determine the exact location of a subsurface installation by using
24 designated markings that must be maintained until excavation is completed. Based upon information
25 gathered through Staff’s investigation, Staff determined that Hunewill did not seek or obtain a valid
26 One Call dig ticket or determine the location of subsurface installations prior to commencing
27 excavation work. As a result, Hunewill’s excavator proceeded to dig resulting in damaged
28 infrastructure in violation of NRS 455.110, NAC 455.110, NRS 455.137, and NAC 455.150.

 WHEREAS, pursuant to NRS 455.170(5), in determining the amount of the penalty or the

1 amount agreed upon in a settlement or compromise, the Commission shall consider:

- 2 (a) The gravity of the violation;
- 3 (b) The good faith of the person charged with the violation in attempting to
4 comply with the provisions of NRS 455.080 to 455.180, inclusive, before and
5 after the violation;
- 6 (c) Any history of previous violations of the provisions of NRS 455.080 to
7 455.180, inclusive, by the person charged with the violation;
- 8 (d) The willfulness or negligence of the person charged with the violation in
9 failing to comply with the provisions of NRS 455.080 to 455.180, inclusive;
- 10 (e) The timeliness of notification of the violation to the Public Utilities
11 Commission of Nevada by the person charged with the violation;
- 12 (f) The cooperation of the person charged with the violation in the investigation
13 and repair of any damage caused by the violation; and
- 14 (g) Whether an interruption of services occurred as a result of the violation.

15 In reaching a settlement, the Parties considered the following:

- 16 (a) Gravity of violations. The damage that occurred on March 25, 2026, involved a 2-inch
17 natural gas main. Any natural gas pipeline damage, especially a pipeline main damage,
18 can result in significant customer outages and can lead to property damage and injuries.
19 The damage on March 25, 2026, did not result in any injuries or any type of Federal or
20 State Reportable pipeline Accident or Incident.
- 21 (b) Good faith in attempting to comply before/after violation. Hunewill is an experienced
22 excavator who has previously called for and obtained valid 811 excavation ticket from
23 USA North. However, Hunewill's failure to obtain a valid USA North 811 excavation
24 ticket or using designated markings resulted in the March 25, 2026 damage. After the
25 March 25, 2026, excavation damage, Hunewill contacted Southwest Gas in order to obtain
26 safe excavation training for its crews.
- 27 (c) History of violations. The Commission has not previously found Hunewill in violation of
28 NRS 455. However, Hunewill has had numerous damages involving natural gas facilities
going back to 2007. Specifically, the last three damages (2022 to 2026) have all involved
Hunewill's failure to obtain an 811 dig ticket.¹ See Table 1, below.

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¹ Staff sent Hunewill a formal NRS 455 warning letter on August 30, 2023, as a result of the damage that occurred on April 19, 2023.

Table 1. Hunewill Violations History

City	State	Address	WR Number	Date of Damage	Pipe Size	Damage Cause
Winnemucca	Nevada	440 E Minor St	5679656	3/25/2026	2"	No notification made to the One-Call Center/811
Winnemucca	Nevada	5570 E Winnemucca Blvd	4658943	4/19/2023	2"	No notification made to the One-Call Center/811
Winnemucca	Nevada	100 Hardgrave Ln	4528009	8/29/2022	1/2"	No notification made to the One-Call Center/811
Winnemucca	Nevada	3305 Potato Rd	4437640	4/7/2022	1"	Excavator dug prior to verifying marks by test-hole (pothole)
Winnemucca	Nevada	4220 Park Pl	4292564	7/14/2021	1/2"	Excavator dug prior to verifying marks by test-hole (pothole)
Winnemucca	Nevada	4130 Moon Ln	3755129	12/12/2018	1/2"	Facility marked inaccurately due to Incorrect facility records/maps
Battle Mountain	Nevada	330 Altenberg	3019683	7/9/2015	2"	Excavator dug after valid ticket expired
Battle Mountain	Nevada	280 Carson	2986717	5/13/2015	1/2"	Improper excavation practice not listed above
Battle Mountain	Nevada	312 Carson	2984016	5/6/2015	1/2"	Improper excavation practice not listed above
Battle Mountain	Nevada	325-327 Carson	2976725	4/29/2015	1/2"	Improper excavation practice not listed above
Winnemucca	Nevada	1178 E Winnemucca	1943961	6/11/2014	1/2"	Improper excavation practice not listed above
Battle Mountain	Nevada	461 6th	1783784	8/9/2013	1/2"	Improper excavation practice not listed above
Winnemucca	Nevada	5362 Western	1778003	7/31/2013	1"	No notification made to the One-Call Center/811
Battle Mountain	Nevada	Wilson & 4th	1413512	8/24/2011	2"	No notification made to the One-Call Center/811
Battle Mountain	Nevada	108 E 4th	739968	10/17/2007	1/8"	Improper excavation practice not listed above
Winnemucca	Nevada	134 Garrison	654385	5/29/2007	1/8"	Facility marked inaccurately due to Incorrect facility records/maps

1 (d) Willfulness or negligence in failing to comply. Hunewill did not obtain a valid One Call
2 dig ticket prior to commencing excavation activities even after having received a warning
3 letter for a similar incident in 2023.

4 (e) Timeliness of notification to Staff of violation. Staff was notified of the damages by
5 Southwest Gas via email shortly after the damages occurred.

6 (f) Cooperation in the investigation and repair of any damage. Hunewill cooperated with
7 providing Staff with information needed to investigate the March 25, 2026 damage
8 incident.

9 (g) Interruption of services. No significant service interruptions resulted from the three
10 damages outlined above.

11 WHEREAS, under NRS 455.170, Staff estimates that Hunewill could be subject to a civil
12 penalty of at least \$7,500 for both damages listed above.

13 WHEREAS, the Parties negotiated a mutually acceptable settlement of this matter, which
14 includes a civil penalty.

15 AGREEMENT

16 NOW THEREFORE, in light of the foregoing recitals and mutual agreement reflected in
17 this Stipulation, the Parties agree and recommend that the Commission accept the following:

18 1. The Parties agree that Hunewill violated NRS 455.110, NAC 455.110, NRS 455.137,
19 and NAC 455.150.

20 2. The Parties agree that, pursuant to NRS 455.170, Hunewill will pay a civil penalty for
21 the violation listed in Paragraph 1 above. The Parties agree that a settlement consisting of a total civil
22 penalty in the amount of \$2,500 is appropriate.

23 3. As a compliance item, Hunewill agrees to submit payment in the amount of \$2,500 to
24 the Commission for deposit in the State General Fund consistent with NAC 455.255 within thirty
25 (30) days from the date of issuance of the Commission's Order accepting this Stipulation.

26 4. Neither this Stipulation, nor its terms, nor the Commission's acceptance of the
27 recommendations contained in this Stipulation, shall have any precedential effect in any other
28 proceeding before the Commission, a court of law, or any other state government regulatory body.

1 5. This Stipulation is made upon the express understanding that it constitutes a
2 negotiated settlement. The provisions of this Stipulation are not severable. In the event this
3 Stipulation is not accepted by the Commission without change, it shall be deemed withdrawn without
4 prejudice to any claims or contentions which may have been made by any Party.

5 6. In accordance with NAC 703.845, this Stipulation settles only issues relating to the
6 present proceeding and seeks relief that the Commission is empowered to grant.

7 7. This Stipulation may be executed in one or more counterparts, all of which together
8 shall constitute the original executed document. This Stipulation may be executed by electronic
9 transmission, which signatures shall be as binding and effective as original signatures.

10 This Stipulation is entered into by each Party as of the date entered below:

11 **PUBLIC UTILITIES COMMISSION OF NEVADA**
12 **REGULATORY OPERATIONS STAFF**

13
14 /s/ Tori N. Sundheim
15 By: Tori N. Sundheim
16 Assistant Staff Counsel

Dated: 10/6/2026

17 **H. E. HUNEWILL CONSTRUCTION CO.**

18 
19 By: Wayne Sprague
20 Safety Director

Dated: 10/6/26

PUBLIC UTILITIES COMMISSION OF NEVADA
DRAFT NOTICE (Applications, Tariff Filings,
Complaints, and Petitions)

Pursuant to Nevada Administrative Code (“NAC”) 703.162, the Commission requires that a draft notice be included with all applications, tariff filings, complaints and petitions. Please complete and include **ONE COPY** of this form with your filing. (Completion of this form may require the use of more than one page.)

A title that generally describes the relief requested (see NAC 703.160(4)(a)):

Joint Petition of the Regulatory Operations Staff and H. E. Hunewill Construction Co. requesting the Commission accept a stipulation regarding violations of Chapter 455 of the Nevada Revised Statutes and Nevada Administrative Code by H. E. Hunewill Construction Co.

The name of the applicant, complainant, petitioner or the name of the agent for the applicant, complainant or petitioner (see NAC 703.160(4)(b)):

Petitioners: Regulatory Operations Staff (“Staff”) and H. E. Hunewill Construction Co.

A brief description of the purpose of the filing or proceeding, including, without limitation, a clear and concise introductory statement that summarizes the relief requested or the type of proceeding scheduled **AND** the effect of the relief or proceeding upon consumers (see NAC 703.160(4)(c)):

Joint Petition of the Regulatory Operations Staff and H. E. Hunewill Construction Co. requesting the Commission accept a stipulation regarding violations of Chapter 455 of the Nevada Revised Statutes and Nevada Administrative Code, including payment of a civil penalty.

A statement indicating whether a consumer session is required to be held pursuant to Nevada Revised Statute (“NRS”) 704.069(1):

No.

If the draft notice pertains to a tariff filing, please include the tariff number **AND** the section number(s) or schedule number(s) being revised.

Not applicable.

1 NRS 704.069 states in pertinent part:

1. The Commission shall conduct a consumer session to solicit comments from the public in any matter pending before the Commission pursuant to NRS 704.061 to 704.110 inclusive, in which:

(a) A public utility has filed a general rate application, an application to recover the increased cost of purchased fuel, purchased power, or natural gas purchased for resale or an application to clear its deferred accounts; and

(b) The changes proposed in the application will result in an increase in annual gross operating revenue, as certified by the applicant, in an amount that will exceed \$50,000 or 10 percent of the applicant’s annual gross operating revenue, whichever is less.

