

**NEBRASKA ATTORNEY GENERAL
QUARTERLY REPORT TO STATE FIRE MARSHAL
ONE-CALL ENFORCEMENT
January 1, 2021 through March 31, 2021**

To: Nebraska State Fire Marshal
From: Milissa Johnson-Wiles, Assistant Attorney General
Date: April 16, 2021
Re: Nebraska Attorney General's Office-Report of One-Call Activity from January 1, 2021 through March 31, 2021

Activity report

Investigations

- 8 investigatory files opened during time period
 4 against excavators, 4 against operators)
- 19 investigatory files closed during time period:
 - 4 prosecution declined (4 excavators)
 - 11 Settlements or Consent Decrees assessing civil penalties (10 operators, 1 excavator)
 - 3 warning letters (3 excavators)
 - 1 transfer to case file for civil action (1 excavator)
- 88 investigatory files still open and under investigation/review at end of time period

Civil Case Matters

- 2 civil action(s) filed or still open at end of time period-(Litigation)
- 8 civil case files pending (Post-Litigation Monitoring)
- 0 civil case files closed

Civil penalties assessed:* \$56,250.00

*Assessment of civil penalties and inclusion in this report is determined by the date the Consent Decree is signed by the Court, Judgment entered by the Court, or when settlement agreement is finalized, if there is no Consent Decree. Amount of civil penalties includes total amount assessed, including any amount which may be waived after successful remediation period.

