

**NEBRASKA ATTORNEY GENERAL
ONE-CALL ENFORCEMENT QUARTERLY REPORT
July 1, 2023, through September 30, 2023**

To: Nebraska State Fire Marshal; One-Call Board of Directors

From: Ken Yoho, Assistant Attorney General

Date: October 4, 2023

Re: Quarterly Report of One-Call Enforcement Activities for Q3 2023

The Nebraska Attorney General's Office submits this report regarding enforcement activities during the third quarter of 2023 for violations of the Nebraska One-Call Notification Act.

One-Call Complaints

13 Complaints Opened

9 opened against 6 operators

4 opened against 4 excavators

45 Complaints Closed

32 closed involving 12 operators

13 closed involving 13 excavators

29 prosecutions declined:

18 due to no violations found

7 due to age of file and absence of subsequent violations

4 due to age of file

16 resolved by warning letter:

8 due to age of file and issues being satisfactorily addressed

8 due to being a first violation

55 Complaints remain open for investigation, review, or settlement:

49 allege violations against one or more of 5 operators

4 allege violations against 4 distinct operators

2 allege violations against 2 distinct excavators

Civil Case Matters

0 Civil actions filed or open, i.e., in litigation

Civil Penalties Assessed

Total amount of civil penalties assessed in Q3 2023: \$0.00