

CONSENT ORDER APPROVAL

CASE: 13-G-0134 In the Matter of an Enforcement Proceeding Against North Ridge Crossing for Alleged Violations of 16 NYCRR Part 753 - Protection of Underground Facilities, in the Service Territory of Rochester Gas and Electric Corporation.

Company Name: North Ridge Crossing (North Ridge)

Principal Contact: Mr. Joseph Sortino

Address: 22 Camomile Lane
Rochester, NY 14626

Alleged Code Violation(s): 753-3.1(a)(1)

Description of Violation: Failure to provide notice of intent to excavate to the one-call notification system

Date of Violation: June 11, 2012

Damaged Facilities: 1-inch plastic high-pressure natural gas service

Date of NOPV: August 20, 2012

Response: Undated letter received on September 13, 2012

Proposed Penalty: \$500

Circumstances

North Ridge acknowledged that it failed to provide notice of intent to excavate to the one-call notification system. North Ridge has no prior violations, committed to taking corrective action and training, and was cooperative through-out the investigation.

Mitigating Factors to Support a Reduced Penalty

1. North Ridge Crossing has no history of prior violations.
2. North Ridge Crossing has committed to take remedial actions to prevent re-occurrence - it will complete a training session given by Dig Safely New York.
3. North Ridge Crossing was cooperative throughout the investigation and enforcement proceeding.