

M. Metros Builders, Inc.

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PUBLIC SERVICE
COUNCIL
EXEC-FILE 5/11/12

2012 JUL 18 PM 1:56

JULY 9, 2012

RE: CASE #12660227
CITATION: #4596
PLACE: 41 MELANT DRIVE, ORCHARD PARK, NY 14127

DEAR SECRETARY,

We are hereby petition for a re hearing sent in original response to the notice of violation on or about April 26, 2012.

As we stated then and also so again M. Metros Builders was not digging with a auger nor did we have any of our equipment on site nor was any of my employees operating anybodies equipment.

The owner of the property, Charles Balbach had a person helping him who was operating his tractor and his auger on his property.

We called the gas company when their Auger hit the gas line, they just mis-calculated by a few inches when the gas line was hit. It was also clearly marked with yellow flags from the construction of their house. They knew where the gas line was.

When the gas company showed up to repair the line myself & one of my employees dug up the line by hand to expose it for the gas company. We know exactly where it was because it was clearly marked.

SINCERELY,
MICHAEL METROS, M. Metros Builders.

Michael Metros

Charles E. Balbach
41 Melant
Orchard Park, NY 14127

July 6, 2012

To Whom It May Concern:

On November 11, 2011, Mike Metros of Metros Construction was helping me install a sculpture at my residence at 41 Melant Drive, Orchard Park, NY. He was using my Ford tractor to dig the foundation for the sculpture, when we accidentally nicked the gas line. The break was reported immediately and the repair was effective very shortly. It was our understanding that the gas line was a foot further north.

If you wish any additional information, you can contact me at the above address or 716-662-2298.

Sincerely,

A handwritten signature in black ink that reads "Charles E. Balbach". The signature is written in a cursive style with a long, sweeping underline.

Charles E. Balbach