COMMISSIONERS:
JASON SHAW, Chairman
TIM G. ECHOLS, Vice-Chairman
FITZ JOHNSON
LAUREN "BUBBA" McDONALD
TRICIA PRIDEMORE

FILED
JUN 03 2024
EXECUTIVE SECRETARY
GPSC



REECE McALISTER
EXECUTIVE DIRECTOR

SALLIE TANNER
EXECUTIVE SECRETARY

Georgia Public Service Commission

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244 WASHINGTON STREET, SW
ATLANTA, GEORGIA 30334-5701

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BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION
STATE OF GEORGIA

MAILED
6-5-2024

DOCKET# 55542
DOCUMENT# 218889

IN THE MATTER OF:

GUFPA CASE NO. PSC 23-25329, 24-26080 and 24-26099

DOCKET NO. 55542 **CASE CLOSED**

KAM Contracting Southeast, L.L.C.,
Respondent

FINAL ORDER

The Georgia Public Service Commission ("Commission") issues this Order to accept the Consent Agreement agreed to by KAM Contracting Southeast, L.L.C., ("Respondent"), on April 2, 2024. A copy of the Consent Agreement is attached hereto as Attachment A.

FINDINGS AND CONCLUSIONS

1.

All Findings and Conclusions contained within the attached Consent Agreement are incorporated herein by reference.

2.

The Commission has reviewed the terms of the Consent Agreement and finds that it is a reasonable and appropriate resolution of the allegations against Respondent.

ORDERING PARAGRAPHS

WHEREFORE IT IS ORDERED, that all findings of fact and conclusions of law contained within the preceding sections of this Order and/or as incorporated therein by reference, are hereby adopted as the findings and conclusions of this Commission;

ORDERED FURTHER, that the Commission hereby accepts and adopts the Consent Agreement attached as "Attachment 'A'" and executed by KAM Contracting Southeast, L.L.C.

on April 2, 2024. Nothing in this order shall resolve or prejudge any complaint or complaints against any other person involved in the matters from which this action arises;

ORDERED FURTHER, that Respondent shall abide by the terms of the Consent Agreement.

ORDERED FURTHER, that Respondent shall pay to the Commission, ***in certified funds***, a civil penalty of $27,500.00 within thirty (30) days from the date of this Order. Respondent may mitigate $26,500.00 of the above assessed civil penalty by attending Commission approved training, and shall pay remaining civil penalty of $1,000.00, ***in certified funds***, within thirty (30) days from the date of this Order. Proof that such training has been accomplished shall be furnished to the Commission within forty-five (45) days from the date of this Order.

ORDERED FURTHER, that failure to comply with the terms of this Order or the Consent Agreement could subject Respondent to further penalties under O.C.G.A. § 46-2-91.

ORDERED FURTHER, that a motion for reconsideration, rehearing, oral argument, or any other motion shall not stay the effective date of this Order, unless otherwise ordered by the Commission; and

ORDERED FURTHER, that jurisdiction over this matter is expressly retained for the purpose of entering such further Order or Orders as this Commission may deem just and proper.

The above action of the Commission in Administrative Session on May 21, 2024.

Sallie Tanner
Executive Secretary

6-3-24
Date

Jason Shaw
Chairman

6-3-24
Date

COMMISSIONERS:

JASON SHAW, Chairman
TIM G. ECHOLS, Vice-Chairman
FITZ JOHNSON
LAUREN "BUBBA" McDONALD
TRICIA PRIDEMORE

REECE McALISTER
EXECUTIVE DIRECTOR

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BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION

IN THE MATTER OF:	)	Case Closed
	)	
KAM Contracting Southeast, L.L.C.,	)	DOCKET NO. 55542
RESPONDENTS	)	(PSC Case No. 23-25329,
	)	24-26080 and 24-26099)

CERTIFICATE OF SERVICE

I hereby certify that this Commission Order was filed with the Commission's Executive Secretary and a copy of same was served upon all parties and persons listed below via hand delivery as indicated by an asterisk, or by depositing same in the United States mail.

*Sallie Tanner, Executive Secretary
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334

KAM Contracting Southeast, L.L.C.
Attn: Sam Smith
2930 Canton Highway
Canton, GA 30107

KAM Contracting Southeast, registered agent c/o
524 Crested Hawk Ridge
Canton, GA 30114

Respectfully Submitted this 5th day of May, 2024:

Maritza Rivera, Admin. Assistant
Facilities Protection Unit
Georgia Public Service Commission
244 Washington St. Ste. 112
Atlanta, GA 30334

If Respondent(s) choose training in lieu of paying $26,500.00 of the penalty described above, Respondent(s) agree to promptly complete a training program acceptable to the Commission, ***minimum of five (5) employees required to attend training***. The respondent will be responsible for completing the training class and submitting the remaining $1,000.00 penalty in certified funds or cashier's check to the Georgia Public Service Commission.

5.

Respondent(s) understands that all payments will be processed upon receipt. However, this does not release the Respondent of the terms of this agreement.

6.

Respondent(s) understands that failure to comply with the terms of this Consent Agreement could subject each to additional penalties.

7.

This Consent Agreement shall not become effective until and unless approved by the Commission. Respondent(s) enter into this Consent Agreement without admission of fault or liability.

8.

The undersigned authorized representative of the Respondent(s) acknowledges that he/she has read this Consent Agreement and understands its contents. The undersigned representative acknowledges that the undersigned party freely, knowingly and voluntarily enters into this agreement. The undersigned representative hereby consents to the resolution of this proceeding as provided herein.

This 2 day of April, 2024

Consented to:
(***Sign, date, and mail, email, or fax***)

On behalf of: KAM Contracting Southeast, L.L.C.

PSC 23-25329

RECEIVED
30
APR 03
GUFPA UNIT
GPSC

PSC 23-25329, Docket No. 55542

"GUFPA" Questionnaire

PSC 23-25329, Docket No. 55542

Please answer all questions in a written statement and include your case number on each page.

RECEIVED
30
APR 03 2024
GUFPA UNIT
GPSC

1. Name of entity (company, corporation, municipality, etc.) submitting this information?

2. Name of person submitting this information and title or position in the company or corporation?

3. Is this business incorporated? If incorporated, how so (corporation or limited liability)? In what state? Name and full address of the corporation's Registered Agent? If not incorporated, how is the business organized (i.e. partnership, sole proprietor, "D/B/A" or other)? Name and full address of the businesses highest ranking official (i.e. president or chief executive officer)?

4. Was a locate request made with **Georgia 811/Utilities Protection Center** prior to beginning excavation? If so, when and by whom? Provide the ticket number and the name of the company/party requesting the locate? Legal date of ticket? Expiration date of ticket? Provide name of party performing the excavation if different from ticket holder? Please provide a copy of all locate tickets associated with this excavation.

HOLD DOCUMENT UP TO THE LIGHT TO VIEW TRUE WATERMARK

OFFICIAL CHECK

HOLD DOCUMENT UP TO THE LIGHT TO VIEW TRUE WATERMARK

10987380

85-129/842

RENASANT BANK

Corporate Offices
Tupelo, MS

BRANCH 305

DATE May 14, 2024

$ *******1,000.00

PAY TO THE ORDER OF *Georgia Public Service Commission*

ONE THOUSAND DOLLARS AND ZERO CENTS

NAME OF REMITTER KAM Constructing
PSC 23-25329

ADDRESS

Notice to Customer:
The purchase of an indemnity bond may be required before this check will be replaced or refunded in the event it is lost, misplaced or stolen.

Security Features Details on Back

BY AUTHORIZED SIGNATURE

MP

⑈10987380⑈ ⑆084201294⑆ 0900070238⑈

RECEIVED
MAY 23 2024
GUFPA UNIT
GPSC