



## BUCKEYE PARTNERS, L.P.

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Received 01/12/2016

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Mr. Byron Coy  
Director, Eastern Region  
Pipeline and Hazardous Materials Safety Administration  
U. S. Department of Transportation  
820 Bear Tavern Road, Suite 103  
West Trenton, NJ 08628

RE: CPF 1-2015-5021 – Notice of Probable Violation, Proposed Civil Penalty and Proposed Compliance Order – Buckeye Partners, L.P Response

Dear Mr. Coy:

Buckeye Partners, L.P. (Buckeye) has reviewed the above referenced Notice of Probable Violation, Proposed Civil Penalty and Proposed Compliance Order (NOPV) received on December 16, 2015 from the Pipeline and Hazardous Materials Safety Administration (PHMSA). This NOPV relates to a procedural and records inspection and the subsequent field inspection of Buckeye's Booth, Macungie and Malvern Pennsylvania assets. Buckeye does not contest NOPV Items 1, 2, 3 and 4. Based on the information provided below, Buckeye requests the removal of NOPV Item 5 and the associated proposed penalty as well as the removal of the Proposed Compliance Order.

**Item 5:** The NOPV indicates that Buckeye failed to conduct an electrical survey on Tank 10 at Booth Station in 2011 and was therefore not in compliance with the external corrosion control requirements in §195.573.

**Buckeye Response:**

Tank 10 at Booth Station was taken out-of-service on December 9, 2010 for an internal inspection at which time cleaning of the tank of product commenced. The cleaning of the tank was completed on December 10, 2010. The internal inspection resulted in Buckeye deciding to install a new (double) bottom, including a new cathodic protection system between the old floor and new floor. Therefore Buckeye believes that the 2011 cathodic protection survey on Tank 10 was not required due to the tank being out-of-service with a new floor and associated new cathodic protection system in the process of being installed. Further there was no product in Tank 10 in 2011. The tank was approved to return to service on April 27, 2012 and a cathodic protection survey was conducted in 2012. For this reason Buckeye requests that this Item be removed from the NOPV and that the corresponding proposed penalty also be removed.

The Proposed Compliance Order involves NOPV Item 2 and requires that Buckeye provide a written procedure that fully describes its current practice for induced AC interference testing within 60 days of

receipt of the Final Order. Buckeye believes that its Interference Current procedure submitted November 24, 2015 to PHMSA in CPF 1-2015-5016M, satisfies the requirements of this Proposed Compliance Order. Further PHMSA approved the referenced Buckeye revised procedure on December 7, 2015. Buckeye therefore requests that the Proposed Compliance Order be removed.

If you have any questions, or need additional information, please feel free to contact myself or Claudia Pankowski, Director, Regulatory Compliance at 610-904-4185.

Sincerely,

A handwritten signature in blue ink that reads "Thomas S. Collier". The signature is written in a cursive style.

Thomas S. (Scott) Collier

cc: C. Ostach  
J. Mattis  
C. Pankowski  
M. Shook