



May 13, 2016

Mr. Benjamin M. Fred
Presiding Official
Office of the Deputy Chief Counsel
Pipeline and Hazardous Materials Safety
Administration
East Building, 2nd Floor, E26-308
1200 New Jersey Avenue, SE
Washington, D.C. 20590

Via Email: Benjamin.Fred@DOT.gov

Re: Marathon Pipe Line LLC (“Respondent”)
Respondent’s Pre-Hearing Submissions
CPF No. 4-2015-5024

Dear Mr. Fred:

Pursuant to your letter dated April 20, 2016, please find attached Respondent’s pre-hearing submissions in this case, same related to the hearing scheduled for May 24, 2016, at the Office of Pipeline Safety (“OPS”), Southwest Region. The following materials are included:

- A. Respondent’s Amended and Restated Statement of Issues dated May 13, 2016
- B. Pasadena Terminal Aerial Photo 1981
- C. Pasadena Terminal Aerial Photo 1978
- D. Mendoza Shurelds Email Chain re: Tank Dike Volume
- E. Pasadena Tank 210-6 Construction Documents
- F. Pasadena Tank 80-4 Construction Documents
- G. Pasadena Tank 100-3 Construction Documents
- H. Pasadena Tank 268-2 Construction Documents
- I. Pasadena Terminal SPCC Site & Flow Diagram, Approver Date 10/26/12
- J. Pasadena Terminal SPCC Site & Flow Diagram, Approver Date 04-29-16
- K. 49 U.S.C. § 60104(b)
- L. Final Rule, 64 Fed. Reg. 15926 (Apr. 2, 1999)
- M. Final Rule, 71 Fed. Reg. 33402 (June 9, 2006)
- N. Final Rule, 75 Fed. Reg. 48593 (Aug. 11, 2010)
- O. NFPA 30 Excerpt (1996)
- P. NFPA 30 Excerpt (2003)
- Q. NFPA 30 Excerpt (2008)
- R. 49 CFR 195.3 and 195.264 Oct. 1, 2013



Know what's below.
Call before you dig.



- S. *In the Matter of Belle Fourche Pipeline Co.*, CPF No. 5-2004-5010, Decision on Petition for Reconsideration, July 15, 2009
- T. *In the Matter of Sinclair Transportation Co.*, CPF No. 5-2013-5005, Final Order, Mar. 20, 2014
- U. Pasadena Colonial Explorer ILI Options
- V. Flow Through Trap Design
- W. Pasadena Colonial Explorer ILI Schedule

Respondent intends to use a portion of the foregoing documents as demonstrative exhibits during the hearing. By copy of this letter, Respondent is providing said materials to Region counsels Adam Phillips and Lauren Manns, as well as the Director, Southwest Region, Rodrick Seeley.

During the hearing, Respondent intends to call the following individuals as witnesses:

- Tim Haley, Environmental, Safety & Regulatory Manager, Marathon Pipe Line LLC
- Scott Baumgardner, System Integrity Leader, Marathon Pipe Line LLC
- Justin Stiles, Integrity Quality Assurance Supervisor, Marathon Pipe Line LLC
- Shawn Lyon, Vice President, Marathon Pipe Line LLC

Please be advised that, pursuant to 49 C.F.R. § 190.211(f), Respondent intends to have a court reporter transcribe the hearing. Respondent will bear the cost of same, and the written transcript will be submitted for inclusion in the case file.

Respondent will also have the following individual attend the hearing:

- Roina Rivera Smith, Paralegal, Murchison Law Firm, PLLC

Respondent wishes to ask questions of the following OPS personnel:

- Juan Mendoza
- Rodrick Seeley

Respondent will be represented at the hearing by the undersigned and by J. Gregory Smith, Senior Counsel, Marathon Petroleum Company LP.

Respondents hope to learn more about OPS's case during the hearing. Respondents intend to ask questions of the OPS personnel present at the hearing and to discuss the materials provided in this pre-hearing submission, any materials OPS provides in its pre-hearing submissions, and the materials in OPS's case file. Accordingly, Respondent reserves the right under 49 C.F.R. § 190.211(g) to supplement the record with closing briefing and materials after the hearing.



Finally, Respondent requests that the Region Recommendation (49 C.F.R. § 190.209(b)(7)) be provided to Respondent at the time it is submitted to the case file and that Respondent be provided the opportunity to respond to same.

Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Vince Murchison'.

Vince Murchison
Counsel for Respondent

cc: Adam Phillips, PHMSA (via e-mail: adam.phillips@dot.gov)
Lauren Manns, PHMSA (via e-mail: lauren.manns@dot.gov)
Rodrick M. Seeley, OPS (via e-mail: rodrick.m.seeley@dot.gov)
J. Gregory Smith, Marathon Petroleum Company LP (via e-mail: jgsmith@marathonpetroleum.com)