



U.S. Department  
of Transportation

**Pipeline and  
Hazardous Materials Safety  
Administration**

12300 W. Dakota Ave., Suite 110  
Lakewood, CO 80228

## NOTICE OF AMENDMENT

### **CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

March 17, 2009

Ms. Meg A. Yaeger  
General Manager of Pipelines and Terminals  
ConocoPhillips Pipe Line Company  
600 North Dairy Ashford St., TA 2010  
Houston, TX 77079-1100

**CPF 5-2009-5014M**

Dear Ms. Yaeger:

On October 31, 2008, representatives of the Pipeline and Hazardous Materials Safety Administration (PHMSA), pursuant to Chapter 601 of 49 United States Code, met with your staff to discuss pending repairs to the Denver-Chase pipeline system.

On the basis of this meeting and subsequent correspondence dated November 17, 2008 from ConocoPhillips (CPPL) with regard to this matter, PHMSA has identified the apparent inadequacy found within CPPL's plans or procedures, as described below:

**1. § 195.452 Pipeline integrity management in high consequence areas.**

**(h) What actions must an operator take to address integrity issues?**

**(3) Schedule for evaluation and remediation. An operator must complete remediation of a condition according to a schedule prioritizing the conditions for evaluation and remediation. If an operator cannot meet the schedule for any condition, the operator must explain the reasons why it cannot meet the schedule**

**and how the changed schedule will not jeopardize public safety or environmental protection.**

CPPL procedures do not ensure that in the event an anomaly condition is not repaired according to the schedule for the condition, and the operator is unable to reduce pressure, that the operator explains the reasons why it cannot meet the schedule and how the changed schedule will not jeopardize public safety or environmental protection. CPPL procedures are not in compliance with § 195.452 (h)(3).

Response to this Notice

This Notice is provided pursuant to 49 U.S.C. § 60108(a) and 49 C.F.R. § 190.237. Enclosed as part of this Notice is a document entitled *Response Options for Pipeline Operators in Compliance Proceedings*. Please refer to this document and note the response options. Be advised that all material you submit in response to this enforcement action is subject to being made publicly available. If you believe that any portion of your responsive material qualifies for confidential treatment under 5 U.S.C. 552(b), along with the complete original document you must provide a second copy of the document with the portions you believe qualify for confidential treatment redacted and an explanation of why you believe the redacted information qualifies for confidential treatment under 5 U.S.C. 552(b). If you do not respond within 30 days of receipt of this Notice, this constitutes a waiver of your right to contest the allegations in this Notice and authorizes the Associate Administrator for Pipeline Safety to find facts as alleged in this Notice without further notice to you and to issue a Final Order.

If, after opportunity for a hearing, your plans or procedures are found inadequate as alleged in this Notice, you may be ordered to amend your plans or procedures to correct the inadequacies (49 C.F.R. § 190.237). If you are not contesting this Notice, we propose that you submit your amended procedures to my office within 30 days of receipt of this Notice. This period may be extended by written request for good cause. Once the inadequacies identified herein have been addressed in your amended procedures, this enforcement action will be closed.

In correspondence concerning this matter, please refer to **CPF 5-2009-5014M** and, for each document you submit, please provide a copy in electronic format whenever possible.

Sincerely,



Chris Hoidal  
Director, Western Region  
Pipeline and Hazardous Materials Safety Administration

Enclosure: *Response Options for Pipeline Operators in Compliance Proceedings*