

SEP 22 2009

U.S. DEPARTMENT OF TRANSPORTATION  
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION  
OFFICE OF PIPELINE SAFETY  
WASHINGTON, DC 20590

\_\_\_\_\_  
In the Matter of )  
 )  
Magellan Pipeline Company, L.L.C., )  
 )  
Respondent. )  
\_\_\_\_\_ )

CPF No. 3-2008-5007

**CONSENT ORDER**

On June 23, 2008, the Pipeline and Hazardous Materials Safety Administration (PHMSA), U.S. Department of Transportation, issued to Magellan Pipeline Company, L.L.C. (Respondent) a Notice of Probable Violation, Proposed Civil Penalty, and Proposed Compliance Order in this case.

The Notice alleged that Respondent had committed violations of 49 C.F.R. Part 195 and proposed assessing a civil penalty of \$784,000 for the alleged violations. The Notice also proposed ordering Respondent to take certain measures to correct the alleged violations.

In response to the Notice, Respondent requested an informal hearing and Respondent and PHMSA engaged in good faith settlement discussions resulting in the Consent Agreement attached to this Order that settles all of the allegations in the Notice.

Accordingly, the foregoing Consent Agreement is hereby approved and incorporated by reference into this Order. The Respondent is hereby ordered to comply with the terms of the Consent Agreement, effective immediately.

Pursuant to 49 U.S.C. 60101 *et seq.* and 49 C.F.R. § 190.221, failure to comply with this Consent Order may result in the assessment of civil penalties of up to \$100,000 per violation per day, or in the referral of the case for judicial enforcement. The terms and conditions of this Consent Order are effective upon receipt.

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Jeffrey D. Wiese  
Associate Administrator  
for Pipeline Safety

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Date Issued