

August 23, 2021

**VIA ELECTRONIC MAIL TO: stanley\_chapman\_iii@tcenergy.com**

Mr. Stanley G. Chapman, III  
Executive Vice President and President  
U.S. Natural Gas Pipelines  
TC Energy Corporation  
700 Louisiana Street  
Houston, TX 77002

**Re: CPF No. 1-2021-005-NOPV**

Dear Mr. Chapman:

Enclosed please find the Final Order issued in the above-referenced case to your subsidiary, Columbia Gas Transmission, LLC. It makes findings of violation, assesses a civil penalty of \$418,004, and specifies actions that need to be taken to comply with the pipeline safety regulations. When the civil penalty has been paid and the terms of the compliance order are completed, as determined by the Director, Eastern Region, this enforcement action will be closed. Service of the Final Order by e-mail is effective upon the date of transmission as provided under 49 C.F.R. § 190.5.

Thank you for your cooperation in this matter.

Sincerely,

Alan K. Mayberry  
Associate Administrator  
for Pipeline Safety

Enclosures (Final Order and NOPV)

cc: Mr. Robert Burrough, Director, Eastern Region, Office of Pipeline Safety, PHMSA  
Mr. Lee Romack, Director, Regulatory Compliance, TC Energy Corp.,  
lee\_romack@tcenergy.com  
Ms. Wendy West, Vice President, Safety, Quality and Compliance, TC Energy Corp.,  
wendy\_west@tcenergy.com

Mr. Chris Humes, Senior Vice President, Operations and Project Execution, TC Energy Corp., [chris\\_humes@tcenergy.com](mailto:chris_humes@tcenergy.com)

CONFIRMATION OF RECEIPT REQUESTED

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

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<b>In the Matter of</b>	)	
	)	
<b>Columbia Gas Transmission, LLC,</b>	)	<b>CPF No. 1-2021-005-NOPV</b>
<b>a subsidiary of TC Energy Corp.,</b>	)	
	)	
<b>Respondent.</b>	)	
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**FINAL ORDER**

On July 1, 2021, pursuant to 49 C.F.R. § 190.207, the Director, Eastern Region, Office of Pipeline Safety (OPS), issued a Notice of Probable Violation (Notice) to Columbia Gas Transmission, LLC (Respondent), a subsidiary of TC Energy Corporation. The Notice proposed finding that Respondent had violated the pipeline safety regulations in 49 C.F.R. Part 192 and proposed a civil penalty of \$418,004. The Notice also proposed certain measures to correct the violations. Respondent did not contest the allegations of violation, the proposed civil penalty, or corrective measures.

Based upon a review of all of the evidence, pursuant to § 190.213, I find Respondent violated the pipeline safety regulations listed below, as more fully described in the enclosed Notice, which is incorporated by reference:

49 C.F.R. § 192.605(a) (**Item 1**) — Respondent failed to prepare and follow a manual of written procedures for conducting operations and maintenance activities involving closures that included manufacturer specifications for closure, torque, and O-ring replacement.

49 C.F.R. § 192.605(a) (**Item 2**) — Respondent failed to follow its manual of written procedures for conducting operations and maintenance activities and for emergency response, specifically its procedures for Lockout and Tagout.

These findings of violation will be considered prior offenses in any subsequent enforcement action taken against Respondent. In accordance with 49 C.F.R. § 190.223, I assess Respondent a total civil penalty of **\$418,004**.

Payment of the civil penalty must be made within 20 days of service. Federal regulations (49 C.F.R. § 89.21(b)(3)) require such payment to be made by wire transfer through the Federal

Reserve Communications System (Fedwire), to the account of the U.S. Treasury. Detailed instructions are contained in the enclosure. Questions concerning wire transfers should be directed to: Financial Operations Division (AMK-325), Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 S MacArthur Blvd, Oklahoma City, Oklahoma 79169. The Financial Operations Division telephone number is (405) 954-8845.

Failure to pay the \$418,004 civil penalty will result in accrual of interest at the current annual rate in accordance with 31 U.S.C. § 3717, 31 C.F.R. § 901.9 and 49 C.F.R. § 89.23. Pursuant to those same authorities, a late penalty charge of six percent (6%) per annum will be charged if payment is not made within 110 days of service. Furthermore, failure to pay the civil penalty may result in referral of the matter to the Attorney General for appropriate action in a district court of the United States.

### **COMPLIANCE ACTIONS**

Pursuant to 49 U.S.C. § 60118(b) and 49 C.F.R. § 190.217, Respondent is ordered to take the actions proposed in the enclosed Notice to correct the violations. The Director may grant an extension of time to comply with any of the required items upon a written request timely submitted by the Respondent and demonstrating good cause for an extension. Upon completion of ordered actions, Respondent may request that the Director close the case. Failure to comply with this Order may result in the assessment of civil penalties under 49 C.F.R. § 190.223 or in referral to the Attorney General for appropriate relief in a district court of the United States.

### **WARNING ITEM**

With respect to Item 3, the Notice alleged a probable violation of 49 C.F.R. § 192.605(a) for failing to follow its procedure that established the minimum required used of personal protective equipment for its personnel, but did not propose a civil penalty or compliance order for this item. Therefore, this is considered to be a warning item. If OPS finds a violation of this provision in a subsequent inspection, Respondent may be subject to future enforcement action.

The terms and conditions of this order are effective upon service in accordance with 49 C.F.R. § 190.5.

August 23, 2021

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Alan K. Mayberry  
Associate Administrator  
for Pipeline Safety

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Date Issued