



U.S. Department  
of Transportation

**Pipeline and  
Hazardous Materials Safety  
Administration**

233 Peachtree Street Ste. 600  
Atlanta, GA 30303

## WARNING LETTER

### CERTIFIED MAIL - RETURN RECEIPT REQUESTED

October 15, 2009

Mr. Victor Gaglio  
Vice President Operations  
Columbia Gas Transmission  
P.O. Box 1273  
Charleston, WV 25314

**CPF 2-2009-1005W**

Dear Mr. Gaglio:

On July 13-17, 2009, representatives of the Southern Region, Pipeline and Hazardous Materials Safety Administration (PHMSA) pursuant to Chapter 601 of 49 United States Code, conducted an inspection of your pipeline facilities and reviewed records at your Winchester, Kentucky office.

As a result of the inspection, it appears that you have committed a probable violation of the Pipeline Safety Regulations, Title 49, Code of Federal Regulations. The item inspected and the probable violation is:

**192.705 Transmission lines: Patrolling.**


**(a) Each operator shall have a patrol program to observe surface conditions on and adjacent to the transmission line right-of-way for indications of leaks, construction activity, and other factors affecting safety and operation.**

The field inspection of three pipeline right-of-way in the Winchester area on Line F downstream of the Foster Station, Line G and Line KA-1 downstream of the Clays Ferry Bridge location found the need for adequate cutting in observing factors affecting safety and operation.

Under 49 United States Code, § 60122, you are subject to a civil penalty not to exceed \$100,000 for each violation for each day the violation persists up to a maximum of \$1,000,000 for any related series of violations. We have reviewed the circumstances and supporting documents involved in this case, and have decided not to conduct additional enforcement action or penalty assessment proceedings at this time. We advise you to correct the item identified in this letter. Failure to do so will result in Columbia Gas Transmission being subject to additional enforcement action.

No reply to this letter is required. If you choose to reply, in your correspondence please refer to **CPF 2-2009-1005W**. 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).

Sincerely,

*for* 

Linda Daugherty  
Director, Southern Region  
Pipeline and Hazardous Materials Safety Administration