

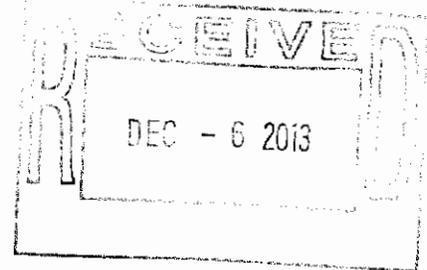


ENTERPRISE PRODUCTS PARTNERS L.P.
ENTERPRISE PRODUCTS GP, LLC
(General Partner)

ENTERPRISE PRODUCTS OPERATING
LLC

December 3, 2013

Pipeline and Hazardous Materials Safety Administration
U.S. Department of Transportation
8701 South Gessner, Suite 1110
Houston, TX 77074



Attn: Mr. Rod Seeley
Director, Southwest Region, PHMSA

Re: CPF No. 4-2013-5018
Rio Grande Pipeline Accident – December 27, 2011
Enterprise Products Operating LLC (“Enterprise”)

Dear Mr. Seeley:

Pursuant to the Notice of Probable Violation (NOPV) and Proposed Civil Penalty (PCP) dated September 20, 2013, Enterprise requested and was granted an extension to December 6, 2013 to respond. Further, subsequent to receipt of the NOPV and PCP, Enterprise requested and was provided PHMSA’s Pipeline Safety Violation Report on October 11, 2013, with findings from the investigation for the above noted accident.

Enterprise has thoroughly reviewed PHMSA’s Pipeline Safety Violation Report and those underlying findings which were used in the determination of the proposed civil penalty amount. Enterprise hereby submits for PHMSA’s review, proposed changes to PHMSA’s Pipeline Safety Violation Report. Enterprise sincerely requests that these changes be considered and the proposed civil penalty be re-assessed accordingly.

NOPV 1:

Enterprise failed to follow their procedures for Pipelines Repairs (6.2 Job Planning Process) following a December 27, 2011 accident in Loving County, Texas. Enterprise did not establish a “Job Plan” (SF20) as required by their procedures.

Enterprise Safety Policies Manual, 6.2 Job Planning Process, requires development and utilization of a Job Plan (SF20) for work that does not have an established written procedure. All work is to be conducted through the use of the Job Plan and Safe Work Permit. Enterprise did not have a SF20 for the initial repair attempt on December 28, 2011. Enterprise’s Area Supervisor admitted their failure to follow established procedures by not developing a Job Plan (SF 20) for the repair of the failed weld. Failure to establish and follow a Job plan was a contributing factor that resulted in a second accident injuring three workers.

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Enterprise believes the "Culpability" component, on page 9 of 12, of the Pipeline Safety Evaluation Report should be changed from "*The operator failed to take appropriate action to comply with a requirement that was clearly applicable*" to "*The operator took significant steps to comply with a requirement but did not achieve compliance*". At the time of the incident, the required policies and procedures were in place and appropriate training on all procedures had occurred. However, Enterprise personnel failed to follow procedure and create a Job Plan (SF20).

Enterprise is committed to protecting the environment and the health and safety of employees, contractors, customers, and the public by conducting business in a safe and environmentally responsible manner. As a result of the accident, Enterprise executed refresher training on its established procedures including retraining on the Safe Work Permit, Lockout Tagout, Safe Work in Classified Areas, and the Job Planning Safety Procedures to the area personnel under the local supervision at the time of the incident and local support staff. Additionally, to reinforce its message that safety is a mandatory and integral part of all operational activities, safety action plans have been developed by operational business units to define specific, measureable and realistic safety goals and objectives which support the company wide business plan and safety vision. The safety action plans include an employee recognition program which rewards employees who demonstrate behaviors considered critical to recognizing and sustaining safety as an Enterprise core value.

Enterprise considers the actions of certain employees involved in this incident to be in direct conflict with our Procedures, Training, and Expectations for proper Job Planning and Execution. As such, and in light of the additional actions Enterprise has taken, we request that PHMSA reconsider the Proposed Civil Penalty amount.

Should you have any questions, require further information in connection with the above, or wish to discuss this matter in greater detail, please do not hesitate to contact our office. Enterprise welcomes the opportunity to discuss this response with PHMSA to further clarify our perspective.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry Hurlburt", with a long horizontal flourish extending to the right.

Terry Hurlburt
Group Sr. Vice President, Operations & EHS&T