

May 12, 2022

VIA ELECTRONIC MAIL TO: craig.collins@westernmidstream.com

Mr. Craig Collins
Chief Operations Officer & Senior Vice President
Western Midstream Partners, LP
9950 Woodloch Forest Drive, Suite 2800
The Woodlands, Texas 77380

Re: CPF No. 5-2022-019-NOPV

Dear Mr. Collins:

Enclosed please find the Final Order issued in the above-referenced case. It makes findings of violation and specifies actions that need to be taken to comply with the pipeline safety regulations. When the terms of the compliance order are completed, as determined by the Director, Western Region, this enforcement action will be closed. Service of the Final Order by e-mail is effective upon the date of transmission and acknowledgment of receipt 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. Dustin Hubbard, Director, Western Region, Office of Pipeline Safety, PHSMA
Mr. Benjamin Malotte, Pipeline Safety Compliance Coordinator, Western Midstream Partners, benjamin.malotte@westernmidstream.com
Mr. Ronald Speer, Health, Safety & Environmental Manager, Western Midstream Partners, ronnie.speer@westernmidstream.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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In the Matter of)	
)	
Western Midstream Partners, LP,)	CPF No. 5-2022-019-NOPV
)	
Respondent.)	
)	

FINAL ORDER

On March 7, 2022, pursuant to 49 C.F.R. § 190.207, the Director, Western Region, Office of Pipeline Safety (OPS), issued a Notice of Probable Violation and Proposed Compliance Order (Notice) to Western Midstream Partners, LP (Respondent). The Notice proposed finding that Respondent violated the pipeline safety regulations in 49 C.F.R. part 195. The Notice also proposed certain measures to correct the violations. Respondent did not contest the allegations of violation 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. § 195.446(c)(1) (**Item 2**) — Respondent failed to provide its controllers with the information, tools, processes, and procedures necessary for the controllers to carry out the roles and responsibilities the operator had defined by failing to implement API RP 1165 or demonstrate that certain provisions of API RP 1165 were not practical for its SCADA system.

This finding of violation will be considered a prior offense in any subsequent enforcement action taken against Respondent.

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 violation. 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 Items

With respect to Items 1 and 3, the Notice alleged probable violations of 49 C.F.R. §§ 195.446(c)(4) and 195.446(j)(1), respectively, but did not propose a civil penalty or compliance order for these items. Therefore, these are considered warning items. If OPS finds a violation of any of these items 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.

May 12, 2022

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Date Issued