

October 10, 2019

Mr. Charles Denault
President
Delaware Storage and Pipeline Company
400 Amherst Street, Suite 405
Nashua, New Hampshire 03063

Re: CPF No. 1-2019-6006

Dear Mr. Denault:

Enclosed please find the Final Order issued in the above-referenced case. It makes findings of violation and finds that the terms of the compliance order are completed. This case is now closed. Service of the Final Order by certified mail is effective upon the date of mailing, 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
Ms. Michelle Denault, Regulatory Compliance Manager, Delaware Storage and Pipeline Company

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

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

)	
In the Matter of)	
)	
Delaware Storage and Pipeline Company,)	CPF No. 1-2019-6006
)	
Respondent.)	
)	

FINAL ORDER

On May 6, 2019, pursuant to 49 C.F.R. § 190.207, the Director, Eastern Region, Office of Pipeline Safety (OPS), issued a Notice of Probable Violation and Proposed Compliance Order (Notice) to Delaware Storage and Pipeline Company (Delaware SPC or Respondent). The Notice proposed finding that Respondent had violated 49 C.F.R. §195.444 and proposed certain measures to correct the violation. Respondent did not contest the Notice.

Based upon a review of all of the evidence, pursuant to § 190.213, I find that Respondent violated the pipeline safety regulation listed below, as more fully described in the enclosed Notice:

49 C.F.R. §195.444 (**Item 1**) — Respondent failed to maintain records documenting that the field instrumentation used in its leak detection system were tested and calibrated pursuant to the requirements of Section 5.1.3 of API RP 1130 (incorporated by reference in §195.3).

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

Respondent has completed the actions proposed in the Notice to correct the violation. Therefore, it is not necessary to include a Compliance Order in this Final Order.

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

October 10, 2019

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Date Issued