



U.S. Department
of Transportation

**Pipeline and
Hazardous Materials Safety
Administration**

901 Locust Street, Suite 462
Kansas City, MO 64106-2641

WARNING LETTER

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

March 13, 2007

Mr. Paul S. Broker
VP Western Operations
Mid-Valley Pipeline
Bldg A/L3
1 Flour Daniels Drive
Sugar Land, Texas 77478

CPF No. 3-2007-5013W

Dear Mr. Broker:

On August 21-24, 2006, a representative of the Pipeline and Hazardous Materials Safety Administration, Central Region, pursuant to Chapter 601 of 49 United States Code, conducted an on-site pipeline safety inspection of Mid-Valley Pipeline's (MVPL) records in Hebron, Kentucky and at facilities across the states of Ohio and Michigan.

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

1. §195.410 Line markers.

(c) Each operator shall provide line marking at locations where the line is above ground in areas that are accessible to the public.

MVPL did not have a line marker on the Miami South main line block valve located on the Hebron to Pymont pipeline section.

2. §195.583 What must I do to monitor atmospheric corrosion control?

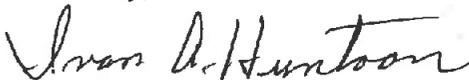
(b) During inspections you must give particular attention to pipe at soil-to-air interfaces, under thermal insulation, under disbonded coatings, at pipe supports, in splash zones, at deck penetrations, and in spans over water.

MVPL did not inspect for atmospheric corrosion under thermal insulation on the densitometer piping at the Sun Refinery Terminal in Toledo, Ohio.

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 MVPL 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 3-2007-5013W**. 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,



Ivan A. Huntoon

Director, Central Region

Pipeline and Hazardous Materials Safety Administration