



SINCLAIR TRANSPORTATION COMPANY

550 East South Temple
P.O. Box 30825 (84130-0825)
Salt Lake City, Utah 84102
801-524-2700
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November 2, 2020

Mr. Gregory Ochs
Director, Central Region, OPS
Pipeline and Hazardous Materials Safety Administration 901 Locust Street, Suite 480
Kansas City, MO 64106

Re: CPF 3-2020-5020
Sinclair Transportation Company
Request for Hearing

Dear Mr. Ochs:

Sinclair Transportation Company, LLC ("Sinclair") requests a hearing, pursuant to 49 CFR § 190.211, regarding the above-referenced Notice of Probable Violation, Proposed Civil Penalty, and Proposed Compliance Order ("NOPV"). Sinclair intends to raise the following issues at the hearing:

1. Sinclair respectfully disagrees with PHMSA's findings with respect to Item 1, states there are valves installed on each side of the water crossing and thus it complied with Section 195.260 (e), and requests that this Item be vacated.
2. Sinclair respectfully disagrees with PHMSA's findings with respect to Item 1, further states that even if the valves installed do not comply with 195.260 (e) the Administrator should have found that additional valves are not justified. Thus Sinclair complied with Section 195.260 (e), and requests that this Item be vacated.
3. In the alternative, Sinclair respectfully disagrees with PHMSA's proposed compliance order with respect to Item 1, and requests that the compliance order be vacated with respect to Item 1.
4. Sinclair respectfully disagrees with PHMSA's findings with respect to Item 2, states that it complied with Section 195.412(a), and requests that this Item be vacated.
5. In the alternative, Sinclair respectfully disagrees with PHMSA's proposed civil penalty with respect to Item 2, and requests that the penalty be reduced consistent with Section 190.225.



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6. Sinclair respectfully disagrees with PHMSA's proposed compliance order with respect to Item 2, and requests that the order be vacated or reduced consistent with Section 190.225

Sinclair has not retained outside legal counsel, however Sinclair's in-house legal counsel will attend the hearing.

Sinclair respectfully requests PHMSA's case file and methodology in calculating the proposed penalty. Please submit all relevant materials to jlindsey@sinclairoil.com

Should you have any questions or require any additional information, please do not hesitate to call me at (801) 524-2753 or email me at jlindsey@sinclairoil.com.

Sincerely,

Jon S. Lindsey