



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

1200 New Jersey Avenue SE
Washington, DC 20590

Mr. Jeffrey Shulse
President & CEO
Black Elk Energy, LLC
11451 Katy Freeway
Houston, Texas 77079

NOV 03 2016

Re: CPF No. 4-2014-5014

Dear Mr. Shulse:

On December 29, 2014, the Pipeline and Hazardous Materials Safety Administration (PHMSA), issued a Final Order to Black Elk Energy, LLC, (Black Elk), in the above referenced case. This Order included a Compliance Order. Based upon our review of Black Elk's actions, it has been determined that Black Elk has not fulfilled any terms of the Compliance Order issued in CPF No. 4-2014-5014.

Based on documentation reviewed by the Director, PHMSA, Southwest Region, it has been determined that Black Elk has filed for bankruptcy and is being processed in bankruptcy proceedings.

PHMSA recognizes these bankruptcy proceedings impede Black Elk from fulfilling the uncompleted terms of the above referenced Compliance Order. Therefore, while Black Elk is being processed in bankruptcy proceedings, PHMSA will retain the record of any unfulfilled terms of the above referenced Compliance Order, but will suspend its efforts to ensure compliance with these terms.

Sincerely,

Alan K. Mayberry
Acting Associate Administrator
for Pipeline Safety

Enclosure:

cc. Mr. Rodrick M. Seeley, Director, Southwest Region, OPS
Ms. Karen Vanacour, Environmental, Health, & Safety Supervisor, Black Elk Energy,
LLC
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CERTIFIED MAIL – RETURN RECEIPT REQUESTED