

November 3, 2016

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

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  
Ms. Elizabeth A. Green, Esq., Baker & Hostetler, LLP, SunTrust Center, 2300, 200 South  
Orange Avenue, Orlando, FL, 32801-3432  
Ms. Pamela Gale Johnson, Esq., Baker & Hostetler, LLP, 811 Main Street, Suite 1100,  
Houston, TX 77002-6111  
Mr. Jimmy D. Parrish, Esq., Baker & Hostetler, LLP, 200 South Orange Avenue,  
Orlando, FL 32801-3432  
Mr. Jorian L. Rose, Esq., Baker & Hostetler, LLP, 45 Rockefeller Plaza, New York, NY  
10111-0100  
Mr. Joseph M. Esmont, Esq., Baker & Hostetler, LLP, 127 Public Square, Suite 2000,  
Cleveland, OH 44114

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**