

November 3, 2016

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

Re: CPF No. 4-2014-5015M

Dear Mr. Shulse:

On June 26, 2014, the Pipeline and Hazardous Materials Safety Administration (PHMSA), issued to Black Elk Energy, LLC, (Black Elk), a Notice of Amendment in the above referenced case. This Notice of Amendment found that Black Elk was violating Federal pipeline safety regulations by operating a pipeline without adequate procedures. Based upon our review of Black Elk's actions, it has been determined that Black Elk has not fulfilled the terms of this Notice of Amendment and is still operating a pipeline in violation of Federal pipeline safety regulations.

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 any uncompleted terms of the above referenced Notice of Amendment. Therefore, while Black Elk is being processed in bankruptcy proceedings, PHMSA will retain the record of any unfulfilled terms of the above referenced Notice of Amendment but will suspend its efforts to ensure Black Elk's compliance with these unfulfilled 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
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CERTIFIED MAIL – RETURN RECEIPT REQUESTED