

**U.S. DEPARTMENT OF TRANSPORTATION
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION
OFFICE OF PIPELINE SAFETY**

In the Matter of)	
)	
Targa NGL Pipeline Co.,)	CPF No. 4-2018-5023
)	
Respondent.)	
)	

**REQUEST FOR HEARING AND PRELIMINARY STATEMENT OF ISSUES
IN RESPONSE TO NOTICE OF PROBABLE VIOLATION, PROPOSED CIVIL
PENALTY, AND PROPOSED COMPLIANCE ORDER**

I. Request for Hearing

On November 14, 2018, the Pipeline and Hazardous Materials Safety Administration (PHMSA) issued a Notice of Proposed Violation, Proposed Civil Penalty, and Proposed Compliance Order (Notice) in the above-captioned proceeding. Pursuant to 49 C.F.R. §§ 190.208(a)(4), (b)(4), and 190.211(b), Targa NGL Pipeline Co. (Targa) respectfully requests an in-person hearing to contest the Notice. Targa will be represented by counsel at the hearing.

II. Preliminary Statement of Issues

A. Notice Item No. 1

Targa respectfully contests Item #1 of the Notice and intends to raise the following issues at the hearing.

1. Probable Violation of 49 C.F.R. § 195.446(c)(4)
 - a. Whether PHMSA has met its burden of proof to demonstrate that the violation alleged in the Notice occurred.
 - b. Whether PHMSA’s interpretation of the regulation cited in the Notice is reasonable and consistent with the text, history, and purpose of that regulation.

2. Proposed Civil Penalty of \$38,100

- a. Whether the record supports the civil penalty proposed in the Notice.
- b. Whether the civil penalty proposed in the Notice should be withdrawn or reduced.
- c. Whether civil penalty proposed in the Notice is reasonable and consistent with applicable laws and regulations.

3. Proposed Compliance Terms

- a. Whether the record supports the compliance terms proposed in the Notice.
- b. Whether the compliance terms proposed in the Notice are reasonable and consistent with applicable laws and regulations.

B. Notice Item No. 2

Targa respectfully contests Item #2 of the Notice and intends to raise the following issues at the hearing.

1. Probable Violation of 49 C.F.R. § 195.452(g)

- a. Whether PHMSA has met its burden of proof to demonstrate that the violation alleged in the Notice occurred.
- b. Whether PHMSA's interpretation of the regulation cited in the Notice is reasonable and consistent with the text, history, and purpose of that regulation.

2. Proposed Civil Penalty of \$36,000

- a. Whether the record supports the civil penalty proposed in the Notice.
- b. Whether the civil penalty proposed in the Notice should be withdrawn or reduced.
- c. Whether civil penalty proposed in the Notice is reasonable and consistent with applicable laws and regulations.

3. Proposed Compliance Terms

- a. Whether the record supports the compliance terms proposed in the Notice.

- b. Whether the compliance terms proposed in the Notice are reasonable and consistent with applicable laws and regulations.

C. Notice Item No. 3

Targa respectfully contests Item #3 of the Notice and intends to raise the following issues at the hearing.

1. Probable Violation of 49 C.F.R. § 195.452(j)
 - a. Whether PHMSA has met its burden of proof to demonstrate that the violation alleged in the Notice occurred.
 - b. Whether PHMSA's interpretation of the regulation cited in the Notice is reasonable and consistent with the text, history, and purpose of that regulation.
2. Proposed Civil Penalty of \$36,000
 - a. Whether the record supports the civil penalty proposed in the Notice.
 - b. Whether the civil penalty proposed in the Notice should be withdrawn or reduced.
 - c. Whether civil penalty proposed in the Notice is reasonable and consistent with applicable laws and regulations.
3. Proposed Compliance Terms
 - a. Whether the record supports the compliance terms proposed in the Notice.
 - b. Whether the compliance terms proposed in the Notice are reasonable and consistent with applicable laws and regulations.

D. Notice Item No. 4

Targa respectfully contests Item #4 of the Notice and intends to raise the following issues at the hearing.

1. Probable Violation of 49 C.F.R. § 195.452(k)
 - a. Whether PHMSA has met its burden of proof that the violation alleged in the Notice occurred.

- b. Whether PHMSA's interpretation of the regulation cited in the Notice is reasonable and consistent with the text, history, and purpose of that regulation.

2. Proposed Civil Penalty of \$36,000

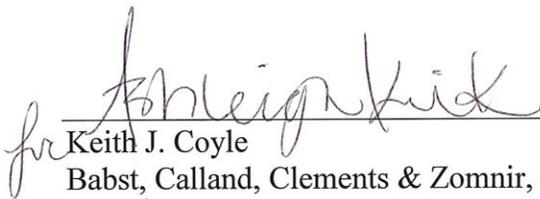
- a. Whether the record supports the civil penalty proposed in the Notice.
- b. Whether the civil penalty proposed in the Notice should be withdrawn or reduced.
- c. Whether civil penalty proposed in the Notice is reasonable and consistent with applicable laws and regulations.

3. Proposed Compliance Terms

- a. Whether the record supports the compliance terms proposed in the Notice.
- b. Whether the compliance terms proposed in the Notice are reasonable and consistent with applicable laws and regulations.

Targa reserves the right to revise and supplement this Preliminary Statement of Issues as needed based on any new information or argument provided by PHMSA in this matter.

Respectfully Submitted on this 30 day of January, 2019



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