

January 14, 2020

Mr. Michael S. Smith
Chairman and Chief Executive Officer
Freeport LNG Development, LP
333 Clay Street, Suite 5050
Houston, Texas 77002

Re: CPF No. 4-2019-3003

Dear Mr. Smith:

Enclosed please find the Final Order issued in the above-referenced case. It makes a finding of violation and specifies actions that need to be taken to comply with the pipeline safety regulations. When the terms of the compliance order are completed, as determined by the Director, Southwest Region, this enforcement action will be closed. Service of the Final Order by certified mail is effective upon the date of mailing, as provided under 49 C.F.R. § 190.5.

Thank you for your cooperation in this matter.

Sincerely,

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Enclosures (Final Order and NOPV)

cc: Ms. Mary L. McDaniel, Director, Southwest Region, Office of Pipeline Safety, PHMSA
Mr. Mark W. Mallett, Senior Vice President, Operations and Projects, Freeport LNG
Development, LP

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

**U.S. DEPARTMENT OF TRANSPORTATION
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION
OFFICE OF PIPELINE SAFETY
WASHINGTON, D.C. 20590**

In the Matter of)	
Freeport LNG Development, LP,)	
Respondent.)	CPF No. 4-2019-3003

FINAL ORDER

On September 11, 2019, pursuant to 49 C.F.R. § 190.207, the Director, Southwest Region, Office of Pipeline Safety (OPS), issued a Notice of Probable Violation (Notice) to Freeport LNG Development, LP (Respondent). The Notice proposed finding that Respondent had violated the pipeline safety regulations in 49 C.F.R. Part 193, proposed certain measures to correct the violation, and also included a warning item. Respondent did not contest the allegation of violation or corrective measures.

Based upon a review of all of the evidence, pursuant to § 190.213, I find Respondent violated the pipeline safety regulations listed below, as more fully described in the enclosed Notice, which is incorporated by reference:

49 C.F.R. § 193.2017 (**Item 1**) — Respondent failed to establish and maintain written procedures for four separate tasks required by Part 193.

This finding of violation will be considered a prior offense in any subsequent enforcement action taken against Respondent.

Pursuant to 49 U.S.C. § 60118(b) and 49 C.F.R. § 190.217, Respondent is ordered to take the actions proposed in the enclosed Notice to correct the violation. The Director may grant an extension of time to comply with any of the required items upon a written request timely submitted by the Respondent and demonstrating good cause for an extension. Upon completion of ordered actions, Respondent may request that the Director close the case. Failure to comply with this Order may result in the assessment of civil penalties under 49 C.F.R. § 190.223 or in referral to the Attorney General for appropriate relief in a district court of the United States.

The Notice also alleged another probable violation of Part 193, but did not propose a civil penalty or compliance order for this item. Therefore, this item is considered to be a warning item. The warning was for 49 C.F.R. § 193.2639(b), Respondent’s alleged failure to maintain

records that show the location of cathodically-protected components, neighboring structures bonded to the cathodic-protection system, and corrosion protection equipment.

The terms and conditions of this order are effective upon service in accordance with 49 C.F.R. § 190.5.

January 14, 2020

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Date Issued