



ENTERPRISE PRODUCTS PARTNERS L.P.  
ENTERPRISE PRODUCTS HOLDINGS LLC  
(General Partner)

ENTERPRISE PRODUCTS OPERATING LLC

**Via Federal Express and e-mail to Mary.McDaniel@dot.gov**

February 22, 2019

Pipeline and Hazardous Materials Safety Administration  
U.S. Department of Transportation  
8701 S. Gessner, Suite 630  
Houston, TX 77074

Attn: Ms. Mary McDaniel  
Director, Southwest Region, PHMSA

Re: CPF 4-2019-5001  
Notice of Probable Violation and Proposed Compliance Order  
Enterprise Products Operating, LLC

Dear Ms. McDaniel,

Enterprise Products Operating, LLC (Enterprise or the Company) is in receipt of the above referenced Notice of Probable Violation (NOPV) and Proposed Compliance Order (PCO) dated January 22, 2019. This letter constitutes Enterprise's timely written response to the subject enforcement action.

**NOPV Item 1:**

***§195.402 Procedural manual for operations, maintenance, and emergencies***

***(c) Maintenance and normal operations. The manual required by paragraph (a) of this section must include procedures for the following to provide safety during maintenance and normal operations:***

***(3) Operating, maintaining, and repairing the pipeline system in accordance with each of the requirements of this subpart and subpart H of this part.***

*Enterprise failed to follow Enterprise written procedures STD.2600 Fencing Section 3.8(2)(a) Gate Locations which states "Emergency exit gates shall be provided with panic hardware that allows the worker to exit without a key, but provides facility security from the exterior." Four Main Valve locations on the Texas Express System had emergency gates chained and padlocked preventing a keyless exit as required.*

*During the inspection PHMSA identified four Main Valve locations where locks were in place to prevent unauthorized entry by people or cows. At Main Valve 44, Main Valve 49, Main Valve 51, and Main Valve 53, Enterprise locked each emergency gate preventing them from providing keyless exit, as intended. Rather than making*

*appropriate repairs or modifications so that the gate functioned as intended, Enterprise locked the gates preventing them from providing keyless exit.*

**Enterprise Response to Item 1:**

Enterprise Engineering Standard STD.2600 *Fencing* Section 3.8(1)(a)(ii) *Gate Locations* states “For small, normally unstaffed locations, such as valve sites, the access gate can be left open while work is being performed. This will provide for the emergency exit.” Enterprise is converting the gates at Texas Express mainline valve locations where unauthorized entry concerns exist (i.e. mainline valve 44 through 54) to non-emergency exit gates and removing the “Emergency Exit” signs; and, Company personnel will follow STD.2600 section 3.8(1)(a)(ii) by leaving the access gate open while work is being performed in these valve sites.

**NOPV Item 2:**

**§195.403 *Emergency response training***

***(b) At intervals not exceeding 15 months, but at least once each calendar year, the operator shall:***

***(1) Review with personnel their performance in meeting the objectives of the emergency response training program set forth in paragraph (a) of this section; and***

*Enterprise failed to complete a review of a supervisor’s performance in meeting the requirements of their Emergency Response Training program as prescribed by §195.403(b)(1). An Enterprise supervisor exceeded the allowed 15 months interval between emergency response training by 1 month and 15 days, receiving training on May 12, 2015 and September 27, 2016.*

**Enterprise Response to Item 2:**

Enterprise believes there is a reasonable justification for its non-compliance with §195.403(b)(1). The required policies and procedures are in place. Enterprise Operations and Maintenance Procedure L0905 *Emergency Response Training* requires supervisors to receive emergency response training at least once each calendar year, not to exceed 15 months. At the time that the supervisor’s training was due at the end of the 15 month interval, he was involved in an emergency response situation. He subsequently completed his Emergency Response Training at the earliest possible opportunity. Accordingly, Enterprise respectfully submits that this establishes that the Company acted in good faith (both intentions and actions) to fulfill its obligation to provide for safe operation of the pipeline.

Should you have any questions, require further information in connection with the above or wish to discuss this matter in greater detail, please do not hesitate to contact our office. Enterprise is committed to public safety, protecting the environment, and operating its pipeline facilities safely and welcomes the opportunity to work with PHMSA regarding the safe operation of our pipelines.

Sincerely,



Graham W. Bacon  
Executive Vice President, Operations & Engineering

Attachments

- Enterprise Engineering Standard STD.2600 *Fencing*
- Enterprise Operations and Maintenance Procedure L0905 *Emergency Response Training*