

July 2, 2020

VIA ELECTRONIC MAIL TO: bryan.w.milton@exxonmobil.com

Mr. Bryan Milton
President
ExxonMobil Fuels and Lubricants Company
ExxonMobil Baton Rouge Complex
4045 Scenic Highway
Baton Rouge, Louisiana 70805

Re: CPF No. 4-2020-5007

Dear Mr. Milton:

Enclosed please find the Final Order issued in the above-referenced case. It makes findings 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 electronic mail is effective upon the date of transmission 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 McDaniel, Director, Southwest Region, Office of Pipeline Safety, PHMSA
Mr. Darren Woods, Chairman and Chief Executive Officer, ExxonMobil Corporation,
darren.w.woods@exxonmobil.com
Mr. Kieran Donegan, BRCX Employee Safety Coordinator, ExxonMobil Fuels and
Lubricants Company, kieran.d.donegan@exxonmobil.com

CONFIRMATION OF 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)	
)	
ExxonMobil Fuels and Lubricants Company, a subsidiary of ExxonMobil Corporation,)	CPF No. 4-2020-5007
Respondent.)	
)	

FINAL ORDER

On March 17, 2020, 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 ExxonMobil Fuels and Lubricants Company, a subsidiary of ExxonMobil Corporation (Respondent). The Notice proposed finding that Respondent had violated the pipeline safety regulations in 49 C.F.R. Part 195. The Notice also proposed certain measures to correct the violations. Respondent did not contest the allegations 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. § 195.1(c) (**Item 1**) — Respondent failed to comply with the requirements of Part 195 that apply specifically to breakout tanks and, to the extent practicable, with requirements that apply to pipeline systems and pipeline facilities;

49 C.F.R. § 195.420(a) (**Item 2**) — Respondent failed to inspect each mainline valve to determine that it is functioning properly at intervals not exceeding 7 ½ months, but at least twice each calendar year; and

49 C.F.R. § 195.406(a) (**Item 3**) — Respondent failed to operate two pipelines at a maximum operating pressure established in accordance with § 195.406(a)(1)-(5).

These findings of violation will be considered prior offenses in any subsequent enforcement action taken against Respondent.

COMPLIANCE ACTIONS

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 violations. 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.

WARNING ITEM

With respect to Item 4, the Notice alleged a probable violation of 49 C.F.R. § 195.452(j), but did not propose a civil penalty or compliance order for this item. Therefore, this is considered to be a warning item. If OPS finds a violation of this provision in a subsequent inspection, Respondent may be subject to future enforcement action.

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

July 2, 2020

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Date Issued