



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

ENTERPRISE CRUDE PIPELINE LLC

October 17, 2022

VIA ELECTRONIC MAIL TO: bryan.lethcoe@dot.gov

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

Attn: Mr. Bryan Lethcoe
Director, Office of Pipeline Safety – Southwest Region
US Department of Transportation
Pipeline and Hazardous Materials Safety Administration

Re: CPF 4-2022-001-NOPV
Notice of Probable Violation and Proposed Compliance Order
Enterprise Products Operating, LLC

Dear Mr. Lethcoe:

Enterprise Crude Pipeline LLC (Enterprise or the Company) is in receipt of the above referenced Notice of Probable Violation and Proposed Compliance Order (collectively, the Notice) dated August 4, 2022, and PHMSA's subsequent September 1, 2022 letter granting Enterprise a response-time extension to October 17, 2022. Accordingly, this letter constitutes Enterprise's timely response to the Notice. The Company appreciates PHMSA's willingness to provide additional time to respond.

In response to this Notice, Enterprise respectfully requests, in accordance with 49 U.S.C. § 60117(b)(1)(B) an informal conference with PHMSA to provide and discuss factual clarifications and attempt to resolve the Notice. In the event that the parties are unable to resolve the Notice, however, and in order to preserve Enterprise's rights, the Company is, without admission, requesting a hearing for the Notice pursuant to 49 C.F.R. §§ 190.208 and 190.211. Enterprise respectfully requests that PHMSA refrain from scheduling a hearing in order to provide the parties with sufficient time to attempt to resolve the Notice.

Enclosed with this letter is Enterprise's Request for Hearing and Preliminary Statement of Issues. In advance of an informal conference, Enterprise intends to provide additional factual information that was not discussed during the inspection that gave rise to the Notice. In the meantime, Enterprise requests, pursuant to 49 U.S.C. § 60117(b)(1)(C) and 49 C.F.R. §§ 190.208(c) and 190.209, that PHMSA provide the Violation Report and any other materials contained in the casefile for this matter, to enable a fulsome discussion at the informal conference.

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

Sincerely,



Graham W. Bacon
Executive Vice President & Chief Operating Officer
Enclosure

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

In the Matter of)
)

Enterprise Crude Pipeline LLC,)

Respondent.)
_____)

CPF 4-2022-001-NOPV

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

1. Request for Hearing

Pursuant to 49 C.F.R. §§ 190.208(b)(4) and 190.211(b), Enterprise Crude Pipeline LLC (Enterprise) hereby requests a hearing to discuss the alleged violation and proposed compliance order contained in the Notice of Probable Violation and Proposed Compliance Order (NOPV/PCO) issued by the Pipeline and Hazardous Materials Safety Administration (PHMSA) on August 4, 2022. Enterprise will be represented by counsel at the hearing.

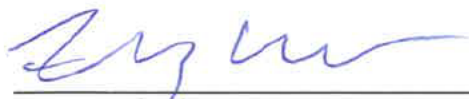
2. Preliminary Statement of Issues

Enterprise respectfully contests the allegation of violation and the proposed compliance order in Item #1, the sole item in the NOPV/PCO, with respect to:

- a. Whether PHMSA has met its burden of proof that a violation has occurred.
- b. Whether PHMSA's interpretation of the cited regulation is consistent with the text, history, and purpose of that regulation.
- c. Whether the plans, procedures, documentation, and other actions in PHMSA's Proposed Compliance Order are appropriate, necessary, or consistent with the requirements of the underlying regulation as to which PHMSA seeks remedial action by Enterprise.
- d. Whether PHMSA provided post-inspection feedback in this matter pursuant to 49 U.S.C. § 60108(e).
- e. Whether PHMSA has obtained and evaluated all relevant documents and information related to the allegation.

Enterprise 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 October 17, 2022.



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