

February 11, 2020

Mr. Jason C. Rebrook  
Chief Executive Officer  
Harvest Midstream Company  
1111 Travis Street  
Houston, Texas 77002

**Re: CPF No. 5-2019-0026**

Dear Mr. Rebrook:

Enclosed please find the Final Order issued in the above-referenced case. It makes findings of violation against your subsidiary, Harvest Alaska, LLC, finds that the civil penalty amount of \$50,100 has been paid in full, 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, Western 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: Mr. Dustin Hubbard, Director, Western Region, Office of Pipeline Safety, PHMSA  
Mr. Richard Novcaski, Vice President, Harvest Alaska, LLC, 3800 Centerpoint Drive,  
Anchorage, Alaska 99524

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** )

**Harvest Alaska, LLC,** )  
**a subsidiary of Harvest Midstream Company,** )

**Respondent.** )  
\_\_\_\_\_ )

**CPF No. 5-2019-0026**

**FINAL ORDER**

On December 26, 2019, pursuant to 49 C.F.R. § 190.207, the Director, Western Region, Office of Pipeline Safety (OPS), issued a Notice of Probable Violation (Notice) to Harvest Alaska, LLC (Respondent).<sup>1</sup> The Notice proposed finding that Respondent had violated the pipeline safety regulations in 49 C.F.R. Part 192. The Notice also proposed certain measures to correct the violations. Respondent did not contest the allegations of violation or corrective measures and paid the proposed civil penalty on January 23, 2020.

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

49 C.F.R. § 192.179(c) (**Item 1**) — Respondent failed to equip its pipeline with a blowdown valve with enough capacity to allow the pipeline to be blown down as rapidly as practicable.

This finding of violation will be considered a prior offense in any subsequent enforcement action taken against Respondent. In accordance with 49 C.F.R. § 190.223, Respondent is assessed the proposed civil penalty amount of \$50,100, which Respondent has already paid in full.

**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 violation. The Director may grant an extension of time to comply with any of the required items upon a written request timely

<sup>1</sup> Harvest Alaska, LLC is a subsidiary of Harvest Midstream Company. Harvest Midstream Company website, available at <http://www.harvestmidstream.com/affiliate/harvest-alaska/> (last accessed January 24, 2020).

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 2, the Notice alleged a probable violation of 49 C.F.R. § 192.707(a), 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.

February 11, 2020

---

Alan K. Mayberry  
Associate Administrator  
for Pipeline Safety

---

Date Issued