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Via Electronic Mail to dustin.hubbard@dot.gov

January 23, 2020

Mr. Dustin Hubbard
Director, Western Region
U.S. Department of Transportation
Pipeline and Hazardous Materials Safety Administration
12300 W. Dakota Avenue, Suite 110
Lakewood, Colorado 80228

**RE: Response to PHMSA CPF No. 5-2019-0026
Notice of Probable Violation, Proposed Civil Penalty and Proposed Compliance
Order**

Dear Mr. Hubbard,

Harvest Alaska, LLC (Harvest) has received the above referenced proposed Notice of Probable Violation (NOPV) by which PHMSA alleges that Harvest committed probable violations of Title 49, Code of Federal Regulations, Part 192, Subpart D, Design of Pipeline Components.

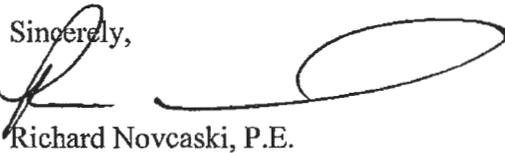
Harvest does not contest the NOPV findings and has submitted payment of the civil penalty assessed by the NOPV. However, Harvest submits the following explanation.

The NOPV states that modifications made to the Kenai Nikiski Pipeline (KNPL) after November 12, 1970 require conformance to Part 192. The KNPL was constructed prior to 1970, and so Subpart D, Design of Pipeline Components, does not apply to the pipeline except to replacements, relocations, and changes. Harvest acquired the KNPL pipeline in 2012 and was unaware of several prior changes to the pipeline that had occurred since original construction, including installation of an additional mainline valve by a previous operator. The previous operator additionally disconnected associated blowdown piping during project work, and had not re-established a blowdown prior to Harvest acquisition of the KNPL.

Harvest has reviewed the associated Proposed Compliance Order (CO) and is not contesting the CO. Harvest has taken actions listed in the CO and will submit documentation upon receipt of a Final Order.

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Please feel free to contact me directly at (907) 777-8336, or Ben Wasson at (907) 777-8447 with any other questions you may have regarding these matters.

Sincerely,


Richard Novcaski, P.E.
Vice President, Harvest Alaska

cc (by-email): Jacob Gano, P.E., Engineer / Inspector (PHMSA)
 David Hassell, Operations Supervisor (PHMSA)
 Cindy Monnin, P.E., Integrity Manager (Hilcorp)
 Ben Wasson, P.E., Pipeline Risk and Compliance Lead (Hilcorp)