

Mr. Wendell White
Human Resources Director
Sinclair Pipeline Company
P.O. Box 30825
Salt Lake City, UT 84130-0825

Re: CPF 55502

Dear Mr. White:

Enclosed is the Final Order issued by the Associate Administrator for Pipeline Safety in the above-referenced case. It makes findings of violation and requires certain corrective action. Your receipt of the Final Order constitutes service of that document under 49 C.F.R. § 190.5.

Based on the recommendation of the Director, Western Region, OPS, this case will close within 20 days of your receipt of this Final Order unless you file a petition for reconsideration. No further enforcement action is contemplated with respect to the matters involved in the case. Thank you for your cooperation in our joint effort to ensure public safety.

Sincerely,

Gwendolyn M. Hill
Pipeline Compliance Registry
Office of Pipeline Safety

Enclosure

CERTIFIED MAIL -- RETURN RECEIPT REQUESTED

cc: Lisa-Michele Church
Corporate Attorney
Sinclair Oil Corporation
DCC-10:DUNN:8-28-97
DCC-10/FILE SINCLAIR.WPD
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DEPARTMENT OF TRANSPORTATION
RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION
OFFICE OF PIPELINE SAFETY
WASHINGTON, DC 20590

In the Matter of)
)
Sinclair Pipeline Corporation,) CPF No. 55502
)
Respondent.)
_____)

FINAL ORDER

On December 13, 1994, pursuant to 49 U.S.C. § 60117, a representative of the Office of Pipeline Safety (OPS) conducted an on-site pipeline safety inspection of Respondent's facilities and records in Salt Lake City, Utah. As a result of the inspection, the Director, Western Region, OPS, issued to Respondent, by letter dated February 1, 1995, a Notice of Probable Violation and Proposed Compliance Order (Notice). In accordance with 49 C.F.R. § 190.207, the Notice proposed finding that Respondent had violated 49 C.F.R. § 199.7 and proposed that Respondent take certain measures to correct the alleged violation.

Respondent responded to the Notice by letter dated March 2, 1995 (Response). Respondent did not contest the allegation of violation. On March 31, 1995, Respondent submitted a revised version of its anti-drug plan. Respondent did not request a hearing and, therefore, has waived its right to one.

FINDING OF VIOLATION

Respondent did not contest the alleged violation in the Notice. Accordingly, I find that Respondent violated the following section of 49 C.F.R. Part 199 as more fully described in the Notice:

49 C.F.R. § 199.7 -- failing to maintain a written anti-drug plan that satisfies the regulatory requirements.

This finding of violation will be considered a prior offense in any subsequent enforcement action taken against Respondent.

COMPLIANCE ORDER

The Notice proposed a compliance order. Respondent has demonstrated corrective action addressing the items in the proposed compliance order. The Director, Western Region, OPS, has accepted these measures as adequately fulfilling the requirements of the regulations and no further action is needed with respect to a compliance order.

Under 49 C.F.R. § 190.215, Respondent has a right to petition for reconsideration of this Final Order. The petition must be received within 20 days of Respondent's receipt of the Final Order and must contain a brief statement of the issue(s). The terms of the order shall remain in full effect unless the Associate Administrator, upon request, grants a stay. The terms and conditions of this Final Order are effective upon receipt.

/s/ Richard B. Felder

Richard B. Felder
Associate Administrator for
Pipeline Safety

Date Issued: 10/20/97