



U.S. Department
of Transportation
**Pipeline and
Hazardous Materials
Safety Administration**

840 Bear Tavern Road, Suite 300
West Trenton, New Jersey 08628
609.771.7800

NOTICE OF AMENDMENT

VIA EMAIL TO: trusso@buckeye.com

May 4, 2026

Todd Russo
President and Chief Executive Officer
Buckeye Partners, LP
4200 Westheimer Road #975
Houston, Texas 77027

CPF 1-2026-051-NOA

Dear Mr. Russo:

From March 17 through November 13, 2025, representatives of the Pipeline and Hazardous Materials Safety Administration (PHMSA), Office of Pipeline Safety (OPS), Eastern Region, pursuant to Chapter 601 of Title 49 United States Code (U.S.C.), conducted an integrated inspection of Buckeye Partners, LP's (Buckeye) plans and procedures for maintenance and normal operations in Allentown, Pennsylvania.

As a result of the inspection, Eastern Region has identified an inadequacy found within Buckeye's plans or procedures. The alleged inadequacy and proposed revision is described below:

1. **§ 195.440 Public awareness.**
 - (a) **Each pipeline operator must develop and implement a written continuing public education program that follows the guidance provided in the American Petroleum Institute's (API) Recommended Practice (RP) 1162 (incorporated by reference, *see* § 195.3).**
 - (b) ...
 - (g) **The program must be conducted in English and in other languages commonly understood by a significant number and**

concentration of the non-English speaking population in the operator's area.

Buckeye's written public awareness procedural manual was inadequate to ensure safe operation of a pipeline facility. Specifically, Buckeye's *Public Awareness Manual, Section F - Message Type and Content, Revision 11* (04/18/25) (Public Awareness Manual), failed to provide sufficient details regarding its processes to ensure compliance with the requirements of section 195.440(g).

The table of contents of the Public Awareness Manual cited section 4 as the section covering the procedure for addressing message type and content. However, section 4 was identified as not applicable within the document.

Section 1.4.2 in the Public Awareness Manual, regarding message content for each audience group, only identified Spanish as commonly used by a significant concentration of the non-English speaking population, and noted that Buckeye has developed certain materials in Spanish in addition to English. However, the manual failed to provide details regarding how to address areas where languages other than Spanish are commonly understood by a significant number and concentration of the non-English speaking population along the pipeline.

In addition, the Public Awareness Manual failed to include a procedure to determine the number and concentration of the non-English speaking population in the operator's area. The information in Exhibit A in the manual lacked detail as to which languages, other than English or Spanish, are most spoken, particularly for certain counties including Boone, IN, where a significant portion of the non-English speaking population speaks a language that is different than Spanish.

Therefore, Buckeye's written public awareness procedural manual was inadequate to ensure safe operation of a pipeline facility. Eastern Region proposes that Buckeye revise its procedures to address the above deficiency.

Response to this Notice

This Notice is provided pursuant to 49 U.S.C. § 60108(a) and 49 CFR § 190.206. Enclosed as part of this Notice is a document entitled Response Options for Pipeline Operators in Enforcement Proceedings.

Please refer to this document and note the response options. Be advised that all material you submit in response to this enforcement action is subject to being made publicly available. If you believe that any portion of your responsive material qualifies for confidential treatment under 5 U.S.C. § 552(b), along with the complete original document you must provide a second copy of the document with the portions you believe qualify for confidential treatment redacted and an explanation of why you believe the redacted information qualifies for confidential treatment under 5 U.S.C. § 552(b).

Following the receipt of this Notice, you have 30 days to submit written comments, revised procedures, or a request for a hearing under § 190.211. If you do not respond within 30 days of receipt of this Notice, this constitutes a waiver of your right to contest the allegations in this Notice and authorizes the Associate Administrator for Pipeline Safety to find facts as alleged in this Notice

without further notice to you and to issue an Order Directing Amendment. If your plans or procedures are found inadequate as alleged in this Notice, you may be ordered to amend your plans or procedures to correct the inadequacies (49 CFR § 190.206). If you are not contesting this Notice, we propose that you submit your amended procedures to my office within 30 days of receipt of this Notice. This period may be extended by written request for good cause. Once the inadequacies identified herein have been addressed in your amended procedures, this enforcement action will be closed.

It is requested (not mandated) that Buckeye maintain documentation of the safety improvement costs associated with fulfilling this Notice of Amendment (preparation/revision of plans, procedures) and submit the total to Robert Burrough, Director, Eastern Region, Pipeline and Hazardous Materials Safety Administration. In correspondence concerning this matter, please refer to **CPF 1-2026-051-NOA** and, for each document you submit, please provide a copy in electronic format whenever possible.

Sincerely,

Robert Burrough
Director, Eastern Region, Office of Pipeline Safety
Pipeline and Hazardous Materials Safety Administration

Enclosure: Response Options for Pipeline Operators in Enforcement Proceedings

cc: Mark Copeland, Manager, Pipeline Safety & DOT Compliance,
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Robert Osika, Director, DOT Compliance, rosika@buckeye.com@buckeye.com