



U.S. Department
of Transportation

Pipeline and Hazardous Materials
Safety Administration

1200 New Jersey Ave., SE
Washington, DC 20590

' JUL 29 2010

Mr. David Vattimo
Vice President
Kinder Morgan Liquid Terminals, LLC
8500 W. 68th St.
Argo, IL 60501-0409

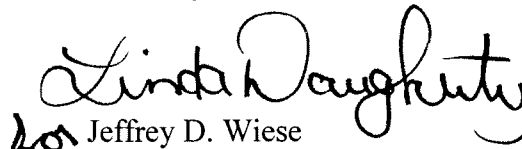
Re: CPF No. 3-2008-5012

Dear Mr. Vattimo:

Enclosed please find the Final Order issued in the above-referenced case. It makes findings of violation and assesses a civil penalty of \$17,600. This is to acknowledge receipt of payment of the full penalty amount, by wire transfer, dated December 9, 2008. This enforcement action is now closed. Service of the Final Order by certified mail is deemed effective upon the date of mailing, or as otherwise provided under 49 C.F.R. § 190.5.

Thank you for your cooperation in this matter.

Sincerely,


for Jeffrey D. Wiese
Associate Administrator
for Pipeline Safety

Enclosure

cc: Mr. David Barrett, Director, Central Region, PHMSA

CERTIFIED MAIL – RETURN RECEIPT REQUESTED [7005 1160 0001 0039 0614]

§ 195.404 Maps and records.

(a)

(c)

(3) A record of each inspection and test required by this subpart shall be maintained for at least 2 years or until the next inspection or test is performed, whichever is longer.

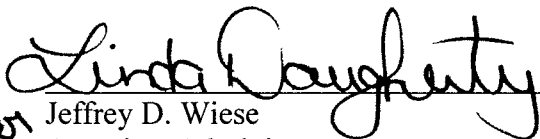
Item 1(a) of the Notice alleged that Respondent violated 49 C.F.R. § 195.404(c)(3) by failing to maintain records of required monthly inspections of five breakout tanks for November 2006 and August 2007.

Item 1(b) of the Notice alleged that Kinder Morgan violated 49 C.F.R. § 195.404(c)(3) by failing to maintain records of required spring 2007 inspections of five mainline valves.

Respondent did not contest these allegations of violation. Accordingly, based upon a review of all of the evidence, I find that Respondent violated 49 C.F.R. § 195.404(c) by failing to maintain inspection records as further described in the Notice.

Having reviewed the record and considered the assessment criteria, I assess Respondent a civil penalty of \$17,600, which amount has already been paid by Respondent.

The terms and conditions of this Final Order are effective upon service in accordance with 49 C.F.R. § 190.5.


for Jeffrey D. Wiese
Associate Administrator
for Pipeline Safety

'JUL 29 2010
Date Issued