



October 25, 2021

Mr. Larry White
Presiding Official
Pipeline and Hazardous Materials Safety
Administration
Office of Pipeline Safety
East Building, Room E26-311
1200 New Jersey Ave., SE
Washington, DC 20590

Via Email: Lawrence.White@DOT.gov

Re: ExxonMobil Pipeline Company ("Respondent")
Respondent's Pre-Hearing Submissions
CPF No. 3-2021-026-NOA

Dear Mr. White:

Pursuant to your letter dated July 29, 2021, attached please find Respondent's pre-hearing submissions in this case, same related to the hearing currently scheduled for November 2, 2021, via videoconference, regarding the referenced Notice of Amendment ("NOA"). The following materials are submitted herewith:

- A. ExxonMobil Pipeline Company Control Room Management Plan, Houston Operations Control Center, dated January 24, 2020;
- B. Control Room Management Frequently Asked Questions, dated 01/16/2018 (highlighted by Respondent at E.08, E.09, and E.11);
- C. Pipeline Safety: Control Room Management/Human Factors, Notice of Proposed Rulemaking; 73 Fed. Reg. 53076 (Sep. 12, 2008); and
- D. Pipeline Safety: Control Room Management/Human Factors, Final Rule; 74 Fed. Reg. 63310 (Dec. 3, 2009).

By copy of this letter, Respondent is providing said materials to Region counsel, Joseph Hainline, as well as the Director, Central Region, Gregory Ochs.

During the hearing, Respondent intends to call the following individuals as witnesses:

- 1. Christopher Hinson, Operations Control Center Manager, ExxonMobil Pipeline Company
- 2. Travis Gidley, Control Room Management Specialist, ExxonMobil Pipeline Company



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Respondent also plans to have the following individuals attend the hearing:

- Ted Burger, Safety, Health and Environment Supervisor, ExxonMobil Pipeline Company
- Johnita Jones, Vice-President of Operations, ExxonMobil Pipeline Company
- Diana Skates, Pipeline Safety Advisor, ExxonMobil Pipeline Company
- Court Reporter; the company and the individual's name will be provided prior to the hearing date.

Respondent intends to question OPS personnel with personal knowledge of the facts underlying the alleged inadequacies set forth in the NOA and in the underlying case file.

Respondent will be represented at the hearing by the undersigned and Roina Baker of Murchison Law Firm, PLLC, as well as Daniel Brink and Rebekah Bennett of ExxonMobil Pipeline Company.

Respondent requests, and reserves the right, pursuant to 49 C.F.R. § 190.211(g), to submit further written material after the hearing for inclusion in the record. Respondent further requests the opportunity to receive and respond to (A) the Director's written evaluation and recommendation (49 C.F.R. § 190.209(b)(7)) and (B) the Presiding Official's recommended decision (49 C.F.R. § 190.212(c)(6); 49 U.S.C. § 60117(b)(1)(D) (2020)).

Thank you for your consideration in this matter.

Sincerely,



Vince Murchison
Counsel for Respondent

cc: Joseph Hainline, PHMSA (Via Email: Joseph.Hainline@dot.gov)
Gregory Ochs, PHMSA (Via Email: Gregory.Ochs@dot.gov)
Roina Baker, Murchison Law Firm (Roina.Baker@pipelinelegal.com)
Daniel J. Brink, ExxonMobil Pipeline Company
Rebekah R. Bennett, ExxonMobil Pipeline Company