

**Before the
U.S. Department of Transportation
Pipeline and Hazardous Materials Safety Administration
Office of Pipeline Safety
Washington, D.C.**

In the Matter of)	
)	
Rockies Express Pipeline, LLC,)	CPF No. 3-2024-040-NOPV
)	
Respondent.)	
)	

NOTICE OF WITHDRAWAL OF REQUEST FOR HEARING

This notice is to advise that Rockies Express Pipeline, LLC (REX or Respondent) and the Pipeline and Hazardous Materials Safety Administration (PHMSA) Central Region have reached an agreement that resolves the above-referenced Notice of Probable Violation (NOPV). As a result, and as set forth in the Consent Agreement and Order issued by PHMSA on October 6, 2025, Respondent is, without admission, withdrawing its request for hearing.

PHMSA issued the NOPV to Respondent on September 6, 2024, following an inspection conducted between February 2, 2023 to January 25, 2024 of REX's pipeline facilities from Mexico, Missouri to Powhatan Point, Ohio. The NOPV alleged six allegations of noncompliance and proposed civil penalties for Items 1, 2, and 6, and compliance order requirements for Items 3, 4, 5, and 6. In the spirit of cooperation, Respondent elected not to contest Items 1 and 2 and contested the allegations of violation for Items 3-6, along with the associated proposed civil penalties and proposed compliance order requirements. Respondent requested a hearing and the opportunity to discuss the NOPV and the contested items with PHMSA during an informal settlement conference.

As a result of the discussions between the parties, PHMSA agreed to withdraw Items 4 and 6 in their entirety and reduce Items 3 and 5 to warning items. Through settlement discussions, Respondent provided further explanation to demonstrate that its corrosion control and aerial patrol programs (programs at issue in Items 4 and 6, respectively) were designed and implemented in full compliance with the federal pipeline safety requirements and industry best practices. Additionally, Respondent provided further explanation to establish that the allegations at issue in NOPV Items 3 and 5 were duplicative of and arose out of the alleged violation in Item 2, which Respondent did not contest.

REX is committed to cooperating with PHMSA and operating its system safely and in compliance with all applicable federal pipeline safety regulations. Consistent with that commitment, and for

purposes of settlement only, REX, without admission, entered into a Consent Agreement to resolve this matter consistent with the terms agreed to by PHMSA. The agreement memorializes the disposition of each alleged item as set forth above and confirms that all of the proposed compliance order requirements have been withdrawn and that the total civil penalty was reduced to \$188,800.

For all of these reasons and as required by the terms of the Consent Order and Agreement issued by PHMSA, Respondent is hereby withdrawing its request for hearing.

Respectfully submitted for Rockies Express
Pipeline, LLC,



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Date: October 7, 2025