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Sent Via Electronic Transmission

Mr. Gregory A. Ochs
Director, Central Region, Office of Pipeline Safety
Pipeline and Hazardous Materials Safety Administration
901 Locust Street, Suite 480
Kansas City, MO 64106

Re: CPF 3-2024-045-NOPV – Supplemental Response No. 1

Dear Mr. Ochs:

On June 7, 2024, Enbridge Storage (Cushing) L.L.C. (Enbridge) responded to the above-referenced Notice of Probable Violation (NOPV). On June 20, 2024, Enbridge received an email from the Pipeline and Hazardous Materials Safety Administration (PHMSA) requesting clarification on the June 7, 2024 response.

With regard to Item 1, Enbridge seeks to amend Item 1 from a Violation to a Notice of Amendment (NOA). As set forth in our June 7 response, Enbridge evaluated the internal communication plan for the Cushing Control Center under the procedures in effect at the time of the test at least once each calendar year, but at intervals not to exceed 15 months. At this time, Enbridge seeks to make a further amendment to the internal communication plan consistent with the NOPV and will then execute on the amended plan. Given the nature of the allegation for Item 1, and the fact that Enbridge did execute on the internal communication plan in effect at the time, Enbridge respectfully believes an NOA – rather than a violation/compliance order – is fair and appropriate.

Enbridge Cushing does not challenge the Warning under Item 2 or the Violations under Items 3 and 4, agrees to comply with the Compliance Order for Item 3, and agrees to pay the designated penalties for Items 3 and 4. The information that Enbridge Cushing provided in the June 7 response was to provide additional background and context.

Thank you for allowing Enbridge to provide additional clarity on our response to the NOPV. Please let us know if you have any additional questions or concerns regarding the initial or supplemental responses, and specifically let us know if you require any additional information to support amending Item 1 from a violation to a Warning or an NOA.

Sincerely,

Jeff Cremin, PE
Manager, US Liquid Pipeline Compliance

CC: Enbridge: Steven Dahnke
PHMSA: Ryan McClure, Mia Petrucci, Maureen Williams