



September 9, 2021

via email: kristin.baldwin@dot.gov

Ms. Kristin Baldwin
Presiding Official
Office of the Deputy Chief Counsel
Pipeline and Hazardous Material Safety
Administration
1200 New Jersey Avenue, SE
Washington, DC 20590

Re: CPF No. 4-2021-018-NOPV

Dear Presiding Official Baldwin:

ExxonMobil Pipeline Company (EMPCo) respectfully withdraws its request for a hearing in the captioned matter. After informal discussions between EMPCo and the Southwest Region, and based on additional documentation provided by EMPCo, the parties have resolved the contested issues in the following manner:

1. Based on additional documentation provided by EMPCo related to the Proposed Compliance Order (PCO) for Item 2 and the operational history for Tank 45667, the Southwest Region accepts this information for the PCO, and therefore, will recommend that the PCO not be included in the Final Order.
2. Based on the discussions between EMPCo and the Southwest Region related to the PCO for Item 6, and EMPCo's representation that it will, going forward, follow its current procedure, which adequately describes how to conduct atmospheric corrosion inspections, the Southwest Region will recommend that the PCO be amended to remove the requirement to amend its procedures. In addition, the Southwest Region will amend the PCO to remove the reference to the Brass Raceland unit from the scope of the PCO. Further, EMPCo agrees to conduct the atmospheric corrosion inspections at the pipe to pipe interfaces, as required under 195.583(b), for the remaining units by the end of the first quarter of 2022.
3. Based on EMPCo's demonstration that on May 5, 2021, EMPCo filed a report of abandonment for LA-39 pursuant to 195.59(a) related to the PCO for Item 1, the Southwest Region has determined that the PCO has been satisfied and will recommend that it not be included in the Final Order.

4. The Southwest Region has also agreed to provide EMPCo with an additional 30 days, until October 11, 2021, to locate the hydrotest record at issue for Item 2, and if said record is ultimately located, will consider revising the Penalty associated with same.

Please do not hesitate to contact me with any questions or concerns.

Sincerely,

/s/ RB

Rebekah Bennett

cc: Melanie Lampton (via email melanie.lampton@dot.gov)
Elizabeth Nugent (via email elizabeth.nugent@dot.gov)
Mary McDaniel (via email mary.mcdaniel@dot.gov)