

April 25, 2022

VIA ELECTRONIC MAIL TO: scott.schingen@oneok.com

Mr. Scott Schingen
Senior Vice President, Operations
ONEOK NGL Pipeline, LLC
100 West Fifth Street
Tulsa, Oklahoma 74103

Re: CPF No. 4-2021-048-NOPV

Dear Mr. Schingen:

Enclosed please find the Final Order issued in the above-referenced case. It makes findings of violation, finds that the civil penalty amount of \$131,800 has been paid in full, and specifies actions that need to be taken to comply with the pipeline safety regulations. When the terms of the compliance order are completed, as determined by the Director, Southwest Region, this enforcement action will be closed. Service of the Final Order by e-mail is effective upon the date of mailing and acknowledgement of receipt as provided under 49 C.F.R. § 190.5.

Thank you for your cooperation in this matter.

Sincerely,

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Enclosures (Final Order and NOPV)

cc: Ms. Mary McDaniel, Director, Southwest Region, Office of Pipeline Safety, PHMSA
Mr. Gary Numedahl, Director, DOT Compliance, ONEOK NGL Pipeline, LLC,
gary.numedahl@oneok.com

CONFIRMATION OF RECEIPT REQUESTED

**U.S. DEPARTMENT OF TRANSPORTATION
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION
OFFICE OF PIPELINE SAFETY
WASHINGTON, D.C. 20590**

In the Matter of

ONEOK NGL Pipeline, LLC,

Respondent.

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CPF No. 4-2021-048-NOPV

FINAL ORDER

On March 8, 2022, pursuant to 49 C.F.R. § 190.207(c), the Director, Southwest Region, Office of Pipeline Safety (OPS), issued an Amended Notice of Probable Violation (Amended Notice) to ONEOK NGL Pipeline, LLC (ONEOK) (Respondent). The Amended Notice proposed finding that Respondent violated the pipeline safety regulations in 49 C.F.R. part 195 and proposed a civil penalty of \$131,800. The Amended Notice also proposed certain measures to correct the violations. Respondent did not contest the allegations of violation or corrective measures and paid the proposed civil penalty on April 7, 2022. In accordance with § 190.208(a)(1), such payment authorizes the entry of this final order.

Based upon a review of all of the evidence, pursuant to § 190.213, I find Respondent violated the pipeline safety regulations listed below, as more fully described in the enclosed Amended Notice, which is incorporated by reference:

49 C.F.R. § 195.52(a)(2) (**Item 1**) — Respondent failed to notify the National Response Center at the earliest practicable moment following discovery of a release of hazardous liquid resulting in a fire or explosion not intentionally set by the operator, but no later than one hour after confirmed discovery of a reportable accident.

49 C.F.R. § 195.402(c)(11) (**Item 2**) — Respondent failed to have procedures for utilizing and installing mud plugs as vapor barriers to minimize the likelihood of accidental ignition of vapors; and failed to prepare and follow written procedures for monitoring the lower explosive limit of flammable vapors to minimize the likelihood of accidental ignition in areas near facilities.

49 C.F.R. § 195.402(c)(13) (**Item 3**) — Respondent failed to periodically review the work done by its personnel to determine the effectiveness of its procedures for

minimizing the potential for hazards where the potential exists for the presence of flammable liquids or gases.

These findings of violation will be considered prior offenses in any subsequent enforcement action taken against Respondent. In accordance with 49 C.F.R. § 190.223, Respondent is assessed the proposed civil penalty amount of \$131,800, which Respondent has already paid in full.

Compliance Actions

Pursuant to 49 U.S.C. § 60118(b) and 49 C.F.R. § 190.217, Respondent is ordered to take the actions proposed in the enclosed Notice to correct the violations. The Director may grant an extension of time to comply with any of the required items upon a written request timely submitted by the Respondent and demonstrating good cause for an extension. Upon completion of ordered actions, Respondent may request that the Director close the case. Failure to comply with this Order may result in the assessment of civil penalties under 49 C.F.R. § 190.223 or in referral to the Attorney General for appropriate relief in a district court of the United States.

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

April 25, 2022

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Date Issued