



U.S. Department
of Transportation

Pipeline and Hazardous Materials
Safety Administration

1200 New Jersey Ave., SE
Washington, DC 20590

JUN 26 2019

Mr. Robert Carone
Managing Member
Pacific Operators Offshore, LLC
1145 Eugenia Place, Suite 200
Carpinteria, CA 93013

Re: CPF No. 5-2017-7004

Dear Mr. Carone:

This responds to your letter dated May 15, 2019, requesting that the May 3, 2019 Final Order in the above-referenced case be "put in abeyance until such time as a hearing has been properly conducted." Enforcement matters, such as this one, are conducted in accordance with rules established in 49 C.F.R. Part 190. Those rules require a respondent to answer a notice of probable violation within 30 days of receipt.

In a letter dated April 20, 2018, Pacific Operators Offshore LLC (PACOPS) submitted a written response to the Notice of Proposed Violation, Proposed Civil Penalty, and Proposed Compliance Order (Notice) issued in the instant case. PACOPS never requested a hearing pursuant to 49 C.F.R. § 190.208. PACOPS thus waived its right to a hearing. For these reasons, I decline to place in abeyance or otherwise modify the Final Order issued in this case. Accordingly, a final order was issued after expiration of the 30-day response period as set forth in § 190.213.

When the civil penalty has been paid and the terms of the compliance order completed, as determined by the Director, Western Region, this enforcement action will be closed. Service of the Final Order by certified mail was effective upon the date of mailing, May 3, 2019, 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

Enclosure

cc: Mr. Dustin Hubbard, Director, Western Region, Office of Pipeline Safety, PHMSA
Mr. Bruce E. Johnston, Vice President, Operations Superintendent, Pacific Operators
Offshore, LLC
Mr. Clement Alberts, Environmental Coordinator, Pacific Operators Offshore, LLC

CERTIFIED MAIL - RETURN RECEIPT REQUESTED