

October 17, 2023

VIA ELECTRONIC MAIL TO: cynthia.hansen@enbridge.com

Ms. Cynthia Hansen
Executive Vice President and President
Gas Transmission and Midstream
Enbridge Inc.
915 North Eldridge Pkwy., Suite 1100
Houston, Texas 77079

Re: CPF No. 5-2023-054-NOPV

Dear Ms. Hansen:

Enclosed please find the Final Order issued in the above-referenced case to Tres Palacios Holdings LLC, a subsidiary of Enbridge Inc. It makes a finding of violation 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, Western Region, this enforcement action will be closed. Service of the Final Order by e-mail is effective upon the date of transmission 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: Mr. Dustin Hubbard, Director, Western Region, Office of Pipeline Safety, PHMSA
Mr. Eric Ormond, Senior Vice President, Engineering & Project Management, Enbridge Inc.
eric.ormond@enbridge.com

Mr. Peter Seydewitz, Director, Operational Excellence, Enbridge Inc.
peter.seydewitz@enbridge.com

Mr. Nathan Atanu, Manager, Operational Compliance, Enbridge Inc.
nathan.atanu@enbridge.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	)	
	)	
	)	
Tres Palacios Holdings LLC,	)	
a subsidiary of Enbridge Inc.,	)	CPF No. 5-2023-054-NOPV
	)	
Respondent.	)	
	)	

FINAL ORDER

On August 21, 2023, pursuant to 49 C.F.R. § 190.207, the Director, Western Region, Office of Pipeline Safety (OPS), issued a Notice of Probable Violation (Notice) to Tres Palacios Holdings LLC (Respondent).¹ The Notice proposed finding that Respondent had violated the pipeline safety regulations in 49 C.F.R. Part 192. The Notice also proposed certain measures to correct the violations. Respondent did not contest the allegations of violation or corrective measures.

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 Notice, which is incorporated by reference:

49 C.F.R. § 192.917 (b), (c), (e) **(Item 1)** — Respondent failed to adequately gather, integrate, and evaluate potential threats to its pipeline and perform an adequate risk assessment or determine proper preventative and mitigative measures regarding corrosion identified on the pipeline.

This finding of violation will be a considered prior offense in any subsequent enforcement action taken against Respondent.

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 violation. 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 the ordered actions, Respondent may request that the Director close the case. Failure to

¹ Tres Palacios Holdings LLC was acquired by Enbridge Inc. on April 3, 2023. Enbridge Inc. and Crestwood Equity Partners, L.P. submitted a response on behalf of Tres Palacios Holdings LLC for the Notice of Proposed Violation.

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.

Warning Items

With respect to Items 2, 3, 4 and 5, the Notice alleged probable violations of 49 C.F.R. §§ 192.161, 192.605(a), 192.710(b)(1) and 192.479(b), respectively, but did not propose a civil penalty or compliance order for these items. Therefore, these are considered to be warning items. If OPS finds a violation any of these items in a subsequent inspection, Respondent may be subject to future enforcement action.

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

October 17, 2023

Alan K. Mayberry
Associate Administrator
for Pipeline Safety

Date Issued