



Twin Eagle Midstream, LLC

Date: 9/15/2025

To: Dustin Hubbard

Pipeline and Hazardous Materials Safety Administration (PHMSA)

12300 West Dakota Avenue, Suite 340, Lakewood, CO, 80228

Subject: Response to PHMSA Inspection Findings – Integrated Contingency Plan (ICP) Drill Program

Dear Mr. Hubbard,

Twin Eagle Midstream, LLC (“Twin Eagle”) respectfully submits this response to PHMSA’s inspection findings regarding the Integrated Contingency Plan (ICP) drill program requirements under 49 C.F.R. Part 194 and the PREP Guidelines. We appreciate the opportunity to address the identified deficiencies and outline our corrective actions to ensure full compliance moving forward.

Acknowledgment of Findings

Twin Eagle acknowledges PHMSA’s findings that, for the period of 2020 through April 2024, we did not maintain adequate records to demonstrate compliance with the drill program elements outlined in Section 18.1 of our ICP, including:

- Annual Spill Management Tabletop Exercises (2023 not documented)
- Annual Unannounced Exercises (2023 not documented)
- Quarterly Qualified Individual (QI) Notifications (2020–2024)
- Semi-Annual Operator-Owned Equipment Deployment Drills (2020–2023)
- Annual OSRO Equipment Deployment Drills (2020–2023)

We also acknowledge PHMSA’s prior warning issued in 2023 regarding a missed 2021 tabletop exercise, as well as the observed gaps in staff familiarity with Qualified Individual (QI) roles and terminology.

Contributing Factors

The lapses in documentation and drill execution were influenced by:

1. Organizational Transition: Multiple leadership and staffing changes within EHS and Operations during 2020–2023 resulted in breakdowns in continuity of drill scheduling, execution, and recordkeeping.
2. COVID-19 Disruptions: Pandemic-related restrictions during 2020–2021 caused significant delays and cancellations of in-person drills, some of which were not later rescheduled.



3. Documentation Gaps: While certain drills and exercises were performed (including spill response activities, OSRO coordination, and incident responses), documentation was not consistently maintained in a centralized system accessible during inspection.

Corrective Actions Taken

Since the inspection, Twin Eagle has initiated the following corrective measures:

- ICP Revision & Clarification (October 2023): The ICP has been updated to clarify drill requirements and ensure direct alignment with PREP guidelines.
- Compliance Tracking in EHS Insight: All required drills are now scheduled and tracked in our EHS Insight compliance software with automated reminders and escalation protocols.
- Staff Training: In July 2025, Twin Eagle conducted targeted training for all designated Qualified Individuals, ensuring understanding of roles, responsibilities, and notification drill requirements.
- 2024 Drill Execution: Twin Eagle has completed the following in 2024:
 - Quarterly QI Notification Drills (Q4 2024 and been continued and completed and documented every quarter since).
 - Tabletop Spill Management Drill conducted in November 2024.
 - Operator-Owned Equipment Deployment Drill completed in June of 2025 at Douglas, WY facility.
 - Unannounced Exercise has not been performed but have reached out to our OSRO to coordinated.
- Transition to OSRO Support: Twin Eagle no longer maintains spill response equipment onsite. Instead, we have formalized reliance on our contracted Oil Spill Response Organization (OSRO), which maintains a response time of approximately 45 minutes to the Douglas, WY facility. This ensures rapid and professional response capabilities without requiring redundant onsite equipment.

Planned Preventative Measures

To ensure sustained compliance:

1. Annual Drill Calendar: A multi-year drill schedule has been developed and approved by senior leadership, covering all PREP elements through 2027.
2. Third-Party Oversight: Twin Eagle does retain an external consulting company to review and audit our drill program annually. I will be coordinating with them to ensure this doesn't happen again.
3. Management Accountability: Drill completion and documentation will be tied directly to Operations and EHS performance metrics, reviewed quarterly by the Director of EHS & Compliance.
4. Continuous Improvement: Lessons learned from each drill will be documented in after-action reports and integrated into future training and ICP revisions.



Conclusion

Twin Eagle is committed to achieving and sustaining full compliance with 49 C.F.R. Part 194 and the PREP Guidelines. We recognize the importance of preparedness and accountability, and we take PHMSA's findings seriously. With the corrective measures outlined above, we believe we have established a framework to prevent recurrence of these deficiencies.

We respectfully request PHMSA's consideration of our corrective action plan as an adequate and timely response to the inspection findings. Please do not hesitate to contact me directly at 713-402-7096 or Robert.littlepage@teterminals.com with any questions or requests for supporting documentation.

Sincerely,

Robert Littlepage
Director, EHS & Compliance
Twin Eagle Midstream, LLC