

Agreed Order Signed December 13, 2011

City of New Summerfield Util., Docket No. GUD 10017

At the New Summerfield System, (System ID No. 310974) New Summerfield, Cherokee County, Texas.

Rules Violated:

16 TAC §8.205(3): Failure of supervisory personnel to review all leak complaint calls received and the actions taken at the end of each work day.

49 CFR §192.463(a): Failure to meet the criteria specified in 49 CFR Part 192, Appendix D, for the level of cathodic protection for the pipe system(s).

49 CFR §192.465(d): Failure to take action to remediate the cathodic protection deficiencies found.

49 CFR §192.481(a): Failure to inspect the online pipeline exposed to the atmosphere for evidence of atmospheric corrosion at least once every 3 calendar years.

49 CFR §192.721(b)(2) Failure to patrol distribution mains outside business districts, in places or on structures where anticipated physical movement or external loading could cause failure or leakage, at intervals not exceeding 7½ months, but at least twice each calendar year.

49 CFR §199.113(c): Failure to include one 60-minute period of training for supervisory personnel under the operator's employee assistance program on the specific contemporaneous, physical, behavioral, and performance indicators of probable drug use.

49 CFR §199.241: Failure to ensure persons designated to make determinations whether reasonable suspicion exists to require a covered employee to undergo alcohol testing under §199.225(b) did not receive at least 60 minutes of training on the physical, behavioral, speech, and performance indicators of probable alcohol misuse.

Date Violation Began: May 12, 2010

Date of Compliance: November 8, 2011

Penalty Paid: \$3,000.00