

August 18, 1999

WARNING LETTER

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

**Ms. Suzanne Yockey
Owner
Lea Apartments Partnership
608 West Lea Boulevard
Apartment 4
Wilmington, DE 19802**

CPF No. 17004W

Dear Ms. Yockey:

On December 17, 1996, a representative of the Delaware Public Service Commission (DE PSC) acting under agreement with the Eastern Region, Office of Pipeline Safety (OPS), pursuant to Chapter 601 of 49 United States Code, conducted an onsite pipeline safety inspection of your pipeline facilities and records at Greenbank Manor and Lea Boulevard Apartments in Wilmington, Delaware.

As a result of the inspection, it appears that you have committed probable violations, as noted below, of pipeline safety regulations, Title 49, Code of Federal Regulations, Part 192.

The item inspected and the probable violation is:

- 1. Section 192.603(b), requires an operator to keep records necessary to administer the written operation and maintenance procedures established under Section 192.605. At the time of the inspection, Greenbank Manor and Lea Boulevard Apartments had no records of operation and maintenance activities such as valve inspections and odorization levels.**

Under 49 United States Code, § 60122, you are subject to a civil penalty not to exceed \$25,000 for each violation for each day the violation persists up to a maximum of \$500,000 for any related series of violations.

You have informed the DE PSC that the operation and maintenance activities had been performed but no records were maintained. You further stated that records would be maintained in the future. We have reviewed the circumstances and supporting documents involved in this case, and have decided not to assess you a civil penalty. We advise you, however, that should you not correct the circumstances leading to the violations, we will take enforcement action when and if the continued violations come to our attention.

You will not hear from us again with regard to the noted inspection and our subsequent action. Because of the good faith that you have exhibited up to this time, we expect that you will act to bring your pipeline and your operations into compliance with pipeline safety regulations.

Sincerely,

**William H. Gute
Eastern Regional Director
Office of Pipeline Safety**

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