



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

FEB 20 2007

Mr. Barry Frazier
President
Center Terminal Company - Toledo
600 Mason Ridge Center Drive
St. Louis, MO 63141

Re: CPF No. 3-2006-5020

Dear Mr. Frazier:

Enclosed is the Final Order issued by the Acting Associate Administrator for Pipeline Safety in the above-referenced case. It makes a finding of violation and assesses a civil penalty of \$7,500. I acknowledge receipt of your wire transfer of \$7,500 on April 5, 2006 and accept it as payment in full of the civil penalty assessed in the Final Order. This case is now closed. Your receipt of the Final Order constitutes service of that document under 49 C.F.R. § 190.5.

Sincerely,

James Reynolds
Pipeline Compliance Registry

cc: Ivan Huntoon
Director, Central Region, PHMSA

Enclosure

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

DEPARTMENT OF TRANSPORTATION
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION
OFFICE OF PIPELINE SAFETY
WASHINGTON, DC 20590

In the Matter of)
)
Center Terminal Company -)
Toledo)
)
Respondent)
_____)

CPF No. 3-2006-5020

FINAL ORDER

On March 3, 2006, in accordance with 49 C.F.R. § 190.207, the Director, Central Region, Pipeline and Hazardous Materials Safety Administration (PHMSA), issued to Respondent a Notice of Probable Violation and Proposed Civil Penalty (Notice). The Notice proposed finding that Respondent committed a violation of 49 C.F.R. Part 195 and proposed assessing a civil penalty of \$7,500 for the alleged violation.

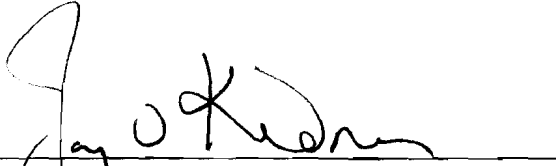
Respondent did not contest the allegation in the Notice and submitted a wire transfer in the amount of the proposed civil penalty (\$7,500), waiving further right to respond and authorizing the entry of this Final Order.

Pursuant to 49 C.F.R. § 190.213 and 49 U.S.C. § 60122, I find that Respondent violated the following section of 49 C.F.R. Part 195, as more fully described in the Notice:

49 C.F.R. § 195.505 – failing to have a written qualification program in place during the specified period.

This finding of violation will be considered a prior offense in any subsequent enforcement action taken against Respondent. Having reviewed the record and considered the assessment criteria, I assess Respondent a civil penalty of \$7,500, already paid by Respondent.

The terms and conditions of this Final Order are effective on receipt.



for
Jeffrey D. Wiese
Acting Associate Administrator
for Pipeline Safety

FEB 20 2007

Date Issued