



US Department
of Transportation

**Research and
Special Programs
Administration**

400 Seventh St. S.W.
Washington D.C. 20590

OCT 25 2003

Mr. James R. Blackwell
President
ChevronTexaco Pipeline Company
Western Profit Center
2811 Hayes Road
Houston, TX 77082

Re: CPF No. 5-2002-0006

Dear Mr. Blackwell:

Enclosed is the Final Order issued by the Associate Administrator for Pipeline Safety in the above-referenced case. It makes findings of violation and finds that you have completed the corrective actions proposed in the Notice. This case is now closed. Your receipt of the Final Order constitutes service of that document under 49 C.F.R. § 190.5.

Sincerely,

Gwendolyn M. Hill
Pipeline Compliance Registry
Office of Pipeline Safety

Enclosure

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

DEPARTMENT OF TRANSPORTATION
RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION
OFFICE OF PIPELINE SAFETY
WASHINGTON, DC 20590

In the Matter of)
)

ChevronTexaco Pipeline Company,)
)

Respondent.)
)

CPF No. 5-2002-0006

FINAL ORDER

On June 11-13, 2002, pursuant to 49 U.S.C. § 60117, representatives of the Office of Pipeline Safety (OPS) conducted an on-site pipeline safety inspection of Respondent's operations and maintenance and emergency response procedures and records in Bakersfield, California. As a result of the inspection, the Director, Western Region, OPS, issued to Respondent, by letter dated July 3, 2002, a Notice of Probable Violation and Proposed Compliance Order (Notice). In accordance with 49 C.F.R. § 190.207, the Notice proposed finding that Respondent had violated 49 C.F.R. §§ 192.605 and 192.243 and proposed that Respondent take certain measures to correct the alleged violations.

Respondent responded to the Notice by letter dated August 1, 2002 (Response). Respondent did not contest the allegations of violation but provided information concerning the corrective actions it has taken. Respondent did not request a hearing, and therefore has waived its right to one.

FINDINGS OF VIOLATION

In its Response, Respondent did not contest the alleged violations in the Notice. Accordingly, I find that Respondent violated the following sections of 49 C.F.R. Part 192, as more fully described in the Notice:

49 C.F.R. § 192.605 -- failing to have procedures providing sufficient detail to allow employees to handle abnormal and emergency situations effectively, perform their duties in a safe and reliable manner, and operate Respondent's facility as required by 49 C.F.R. §§ 191.5, 191.15, 192.615 and 192.717(b)(5); and

49 C.F.R. § 192.243 -- failing to have sufficient procedures to properly conduct, as well as maintain records on, nondestructive testing of welds.

These findings of violation will be considered prior offenses in any subsequent enforcement action taken against Respondent.

COMPLIANCE ORDER

The Notice proposed a compliance order with respect to the violations of 49 C.F.R. §§ 192.605 and 192.243.

Respondent has demonstrated corrective action addressing the items in the proposed compliance order. Respondent submitted changes to its Operations and Maintenance Manual and its Emergency Response Manual on August 1, 2002. After reviewing Respondent's revisions to its manuals, the Director, Western Region, OPS notified Respondent by letter dated May 2, 2003 that the revisions were inadequate. Respondent submitted further modifications to its manuals on May 27, 2003. After receipt of the May 27, 2003 revisions, the Director, Western Region, OPS determined that Respondent's actions satisfied the proposed compliance terms. Therefore, no need exists to issue a compliance order.



Stacey Gerard
Associate Administrator
for Pipeline Safety

OCT - 6 2003

Date Issued