



U.S. Department
of Transportation

**Pipeline and
Hazardous Materials Safety
Administration**

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

MAR 18 2005

Mark Hruley
President
Shell Pipeline Co., L.P.
P.O. Box 2648
Houston, Texas 77252

Re: CPF No. 4-2003-5005

Dear Mr. Hruley:

Enclosed is the Final Order issued by the Associate Administrator for Pipeline Safety in the above-referenced case. It makes findings of violation and assesses a civil penalty. I acknowledge receipt of and accept your April 3, 2003, wire transfer for \$11,500 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
Office of Pipeline Safety

Enclosure

cc: Rod Seeley, Region Director
Southwest Region, OPS

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

Shell Pipeline Co., L.P.,

Respondent

CPF No. 4-2003-5005

FINAL ORDER

On March 10, 2003, in accordance with 49 C.F.R. § 190.207, the Director, Southwest Region, Office of Pipeline Safety (OPS), issued to Respondent a Notice of Probable Violation and Proposed Civil Penalty (Notice). The Notice proposed finding that Respondent violated 49 C.F.R. §§ 195.401(b) and 195.573(a)* and proposed assessing a civil penalty of \$11,500 for the alleged violations. Respondent responded to the Notice by submitting a wire transfer in the amount of the proposed civil penalty (\$11,500), waiving further right to respond and authorizing the entry of this Final Order.


* The corrosion control monitoring requirement cited in the Notice at § 195.416(a) is now found at § 195.573(a).

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

49 C.F.R. § 195.401(b) – failing to correct within a reasonable time cathodic protection readings less negative than the -0.850V criteria set by Respondent; and

49 C.F.R. § 195.573(a) – failing to conduct tests during the 1998 calendar year at several test locations to determine the adequacy of cathodic protection.

These findings of violation will be considered prior offenses in any subsequent enforcement action taken against Respondent. I assess Respondent a civil penalty of \$11,500, already paid by Respondent. The terms and conditions of this Final Order are effective on receipt.


Stacey Gerard
Associate Administrator
for Pipeline Safety

MAR 18 2005

Date Issued

for