

**BEFORE THE  
UNITED STATES DEPARTMENT OF TRANSPORTATION  
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION**

<b>IN THE MATTER OF:</b>
 <b>Blue Star Propane</b>  <b>(Respondent)</b>

PHMSA CASE NUMBER

11-0297-CCT-SW

**FINAL ORDER**

**By this Order, I find that Blue Star Propane (Respondent) committed five (5) violations of the Hazardous Materials Regulations (HMR), 49 CFR Parts 171-180, and I assess Respondent a \$7,250 civil penalty.**

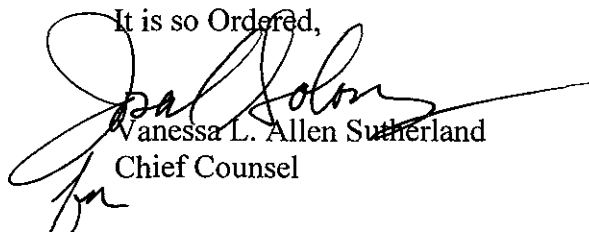
On February 25, 2013, the Office of Chief Counsel issued a Notice of Probable Violation (Notice) to Respondent proposing a \$7,250 civil penalty for five (5) violations of the HMR. On March 25, 2013, Respondent submitted a payment in the amount of \$7,250. By paying the full amount of the civil penalty proposed in the Notice, Respondent admitted the violations as alleged in the Notice (49 CFR § 107.315). Therefore, I find Respondent committed the violations as set forth in the Notice.

These violations shall constitute a prior violation under 49 U.S.C. § 5123 in the event Respondent commits any future violation of the Federal hazardous materials transportation law, 49 U.S.C. § 5101 et seq., or the HMR.

By paying the proposed civil penalty, Respondent waived all rights to further respond to the Notice and to appeal this Order. Accordingly, PHMSA accepts Respondent's March 25, 2013 payment in full satisfaction of the civil penalty proposed in the Notice and PHMSA shall close this case with prejudice.

Dated: 4/8/2013

It is so Ordered,

  
Vanessa L. Allen Sutherland  
Chief Counsel

## CERTIFICATE OF SERVICE

This is to certify that on the 9<sup>th</sup> day of April 2013 the undersigned served in the following manner the designated copies of this Order to each party listed below:

Mr. Frank Richardson  
Owner  
Blue Star Propane  
5832 Shirley Rd.  
Abilene, TX 79601

Original Order  
Certified Mail Return Receipt

Enforcement Officer  
Office of Hazardous Materials Enforcement  
1200 New Jersey Avenue, SE  
Washington, D.C. 20590-0001

One Copy  
Electronic

Mr. Robert Strollo  
Acting Director  
Southwest Region, PHH-45  
8701 S. Gessner Road Suite 1110  
Houston, TX 77074

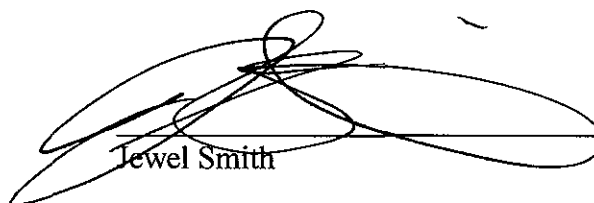
One Copy  
Electronic

Tyler Patterson, Attorney  
Pipeline and Hazardous Materials  
Safety Administration  
1200 New Jersey Avenue, SE  
Washington, DC 20590-0001

One Copy to File

U.S. DOT Dockets  
U.S. Department of Transportation  
1200 New Jersey Avenue, SE  
Washington, DC 20590-0001

One Copy  
Personal Delivery

  
Jewel Smith