

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

IN THE MATTER OF:
Linde Gas Puerto Rico, Inc.
(Respondent)

PHMSA CASE NUMBER

13-0015-CR-SO

FINAL ORDER

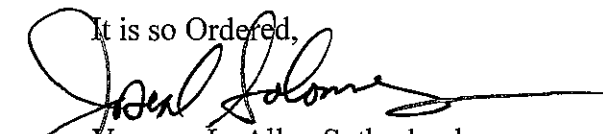

By this Order, I find that Linde Gas Puerto Rico, Inc. (Respondent) committed five (5) violations of the Hazardous Materials Regulations (HMR), 49 CFR Parts 171-180, and I assess Respondent a \$12,000 civil penalty.

On September 10, 2013, the Office of Chief Counsel issued a Notice of Probable Violation (Notice) to Respondent proposing a \$12,000 civil penalty for five (5) violations of the HMR. On September 25, 2013, Respondent submitted a payment in the amount of \$12,000. 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 September 25, 2013 payment in full satisfaction of the civil penalty proposed in the Notice and PHMSA shall close this case with prejudice.

Dated: 10/21/2013

It is so Ordered,

Vanessa L. Allen Sutherland
Chief Counsel


CERTIFICATE OF SERVICE

This is to certify that on the 23rd day of October 2013 the undersigned served in the following manner the designated copies of this Order to each party listed below:

Mr. Roberto Schroder
General Manager
Linde Gas Puerto Rico, Inc.
P.O. Box 363868
San Juan, PR 00936

Original Order
Certified Mail

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