

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

IN THE MATTER OF:
 Stuller, Inc. (Respondent)

PHMSA CASE NUMBER

14-0008-SH-SW

FINAL ORDER

By this Order, I find that Stuller, Inc. (Respondent) committed one (1) violation of the Hazardous Materials Regulations (HMR), 49 CFR Parts 171-180, and I assess Respondent a \$5,600 civil penalty.


On March 31, 2014, the Office of Chief Counsel issued a Notice of Probable Violation (Notice) to Respondent proposing a \$5,600 civil penalty for one (1) violation of the HMR. On April 11, 2014, Respondent submitted a payment in the amount of \$5,600. By paying the full amount of the civil penalty proposed in the Notice, Respondent admitted the violation as alleged in the Notice (49 CFR § 107.315). Therefore, I find Respondent committed the violation as set forth in the Notice.

This violation 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 April 11, 2014 payment in full satisfaction of the civil penalty proposed in the Notice and PHMSA shall close this case with prejudice.

Dated: 5/30/2014

It is so Ordered.


Vanessa L. Allen Sutherland
Chief Counsel

CERTIFICATE OF SERVICE

This is to certify that on the 30th day of May 2014 the undersigned served in the following manner the designated copies of this Order to each party listed below:

Mr. Matthew G. Stuller
Chairman
Stuller, Inc.
P.O. Box 87777
Lafayette, LA 70598

Original Order
Certified Mail Return Receipt

Mr. Michael Donahue, Enforcement Officer
Office of Hazardous Materials Enforcement
1200 New Jersey Avenue, SE
Washington, DC 20590-0001

One Copy
Electronic

Mr. Robert Strollo, Acting Director
Office of Hazardous Materials Safety
Field Operations
Southwest Region, PHH-45
8701 S. Gessner Road Suite 1110
Houston, TX 77074

One Copy
Electronic

Vincent M. Lopez, 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

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