

Executive Summary – Enforcement Matter – Case No. 50411
Enbridge Pipelines (Texas Gathering) L.P.
RN106271232
Docket No. 2015-0600-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Ajax Gas Plant, 16600 County Road N, near Wheeler, Wheeler County

Type of Operation:

Natural gas processing plant

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: The complainant has expressed an interest in this matter but does not wish to speak at Agenda.

Texas Register Publication Date: August 28, 2015

Comments Received: No

Penalty Information

Total Penalty Assessed: \$9,225

Amount Deferred for Expedited Settlement: \$1,845

Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$7,380

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project (“SEP”) Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - Satisfactory

Site/RN - Satisfactory

Major or Minor Source: Major

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: April 2014

Investigation Information

Complaint Date(s): February 14, 2015

Complaint Information: Alleged there were visible emissions from a flare.

Date(s) of Investigation: February 18, 2015

Date(s) of NOE(s): April 10, 2015

**Executive Summary – Enforcement Matter – Case No. 50411
Enbridge Pipelines (Texas Gathering) L.P.
RN106271232
Docket No. 2015-0600-AIR-E**

Violation Information

Failed to prevent visible emissions for more than five consecutive minutes during a two-hour period as observed and documented during an investigation and as reported by the Respondent. Specifically, on February 18, 2015, TCEQ staff observed and documented continuous visible emissions from the process gas flare, Emissions Point Number (“EPN”) FLR-1, for 29 minutes and intermittent visible emissions for 12 minutes. Also, the Respondent submitted a Title V Permit semi-annual deviation report on March 6, 2015, which included deviations reporting 72 instances of the process gas flare, EPN FLR-1, operating with visible emissions lasting longer than five minutes in a two-hour period during the time period of August 16, 2014 to February 4, 2015 [30 TEX. ADMIN. CODE §§ 111.111(a)(4)(A), 116.615(2), and 122.143(4), Standard Permit Registration No. 120532, Conditions (c)(2)(C), Federal Operating Permit No. O-3550/Oil and Gas General Operating Permit No. 514 Site-wide Requirements (b)(8)(B) and (b)(8)(E)(ii), and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent has implemented the following corrective measures:

- a. On February 28, 2015, implemented administrative management control limitations for condensate;
- b. On October 7, 2014, installed a bypass to connect a temporary flare should it become necessary to shut down the process gas flare, EPN FLR-1, for repair/maintenance; and
- c. On March 23, 2015, modified temperature controls on the Stabilized Overhead Compressors (“SOC”) to drive the large part of the remaining liquid to vapor, repaired a rupture in the second SOC allowing for backup if the first becomes unavailable, installed a new Pitbull pump that is capable of pumping vapors, as well as liquid, and installed the correct flywheel on the Variable Frequency Drive making it more responsive.

Technical Requirements:

N/A

Litigation Information

Date Petition(s) Filed: N/A

Date Answer(s) Filed: N/A

SOAH Referral Date: N/A

Hearing Date(s): N/A

Settlement Date: N/A

**Executive Summary – Enforcement Matter – Case No. 50411
Enbridge Pipelines (Texas Gathering) L.P.
RN106271232
Docket No. 2015-0600-AIR-E**

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Carol McGrath, Enforcement Division,
Enforcement Team 4, MC R-13, (210) 403-4063; Candy Garrett, Enforcement Division,
MC 219, (512) 239-1456

TCEQ SEP Coordinator: N/A

Respondent: Dennis Shifflett, Senior Manager - TXOK District, Enbridge Pipelines
(Texas Gathering) L.P., 1203 North Hobart Street, Suite 16, Pampa, Texas 79065

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 4 (April 2014)

PCW Revision March 26, 2014

DATES	Assigned	14-Apr-2015	Screening	14-Apr-2015	EPA Due	
	PCW	20-Apr-2015				

RESPONDENT/FACILITY INFORMATION			
Respondent	Enbridge Pipelines (Texas Gathering) L.P.		
Reg. Ent. Ref. No.	RN106271232		
Facility/Site Region	1-Amarillo	Major/Minor Source	Major

CASE INFORMATION			
Enf./Case ID No.	50411	No. of Violations	1
Docket No.	2015-0600-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Carol McGrath
		EC's Team	Enforcement Team 4
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$11,250
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ADJUSTMENTS (+/-) TO SUBTOTAL 1			
<small>Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.</small>			
Compliance History	7.0% Enhancement	Subtotals 2, 3, & 7	\$787

Notes: Enhancement for one NOV with same/similar violations and one NOV with dissimilar violations.

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
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Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$2,812
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
<small>Total EB Amounts</small>	\$720	<small>*Capped at the Total EB \$ Amount</small>	
<small>Estimated Cost of Compliance</small>	\$20,000		

SUM OF SUBTOTALS 1-7	Final Subtotal	\$9,225
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
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Notes:

Final Penalty Amount	\$9,225
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$9,225
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DEFERRAL	20.0% Reduction	Adjustment	-\$1,845
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Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY	\$7,380
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Screening Date 14-Apr-2015

Docket No. 2015-0600-AIR-E

PCW

Respondent Enbridge Pipelines (Texas Gathering) L.P.

Policy Revision 4 (April 2014)

Case ID No. 50411

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN106271232

Media [Statute] Air

Enf. Coordinator Carol McGrath

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	1	5%
	Other written NOVs	1	2%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
<i>Please Enter Yes or No</i>			
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 7%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for one NOV with same/similar violations and one NOV with dissimilar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 7%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 7%

Screening Date 14-Apr-2015

Docket No. 2015-0600-AIR-E

PCW

Respondent Enbridge Pipelines (Texas Gathering) L.P.

Policy Revision 4 (April 2014)

Case ID No. 50411

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN106271232

Media [Statute] Air

Enf. Coordinator Carol McGrath

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 111.111(a)(4)(A), 116.615(2), and 122.143(4), Standard Permit Registration No. 120532, Conditions (c)(2)(C), Federal Operating Permit No. O-3550/Oil and Gas General Operating Permit No. 514 Site-wide Requirements (b)(8)(B) and (b)(8)(E)(ii), and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to prevent visible emissions for more than five consecutive minutes during a two-hour period as observed and documented during an investigation and as reported by the Respondent. Specifically, on February 18, 2015, TCEQ staff observed and documented continuous visible emissions from the process gas flare, Emissions Point Number ("EPN") FLR-1, for 29 minutes and intermittent visible emissions for 12 minutes. Also, the Respondent submitted a semi-annual deviation report on March 6, 2015, which included deviations reporting 72 instances of the process gas flare, EPN FLR-1, operating with visible emissions lasting longer than five minutes in a two-hour period during the time period of August 16, 2014 to February 4, 2015.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

Table with columns: Release (Actual, Potential), Harm (Major, Moderate, Minor), and Percent (15.0%). Includes 'OR' label.

>> Programmatic Matrix

Table with columns: Falsification, Major, Moderate, Minor, and Percent (0.0%).

Matrix Notes Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 3 46 Number of violation days

Table for event frequency: daily, weekly, monthly, quarterly (marked with x), semiannual, annual, single event.

Violation Base Penalty \$11,250

Three quarterly events are recommended for the instances of non-compliance that occurred during the time period of August 16, 2014 through February 18, 2015.

Good Faith Efforts to Comply

25.0% Reduction \$2,812

Table for Good Faith Efforts: Extraordinary, Ordinary (marked with x), N/A (mark with x).

Notes The respondent completed corrective action on March 23, 2015 before the April 10, 2015 Notice of Enforcement.

Violation Subtotal \$8,438

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$720 Violation Final Penalty Total \$9,226

This violation Final Assessed Penalty (adjusted for limits) \$9,226

Economic Benefit Worksheet

Respondent Enbridge Pipelines (Texas Gathering) L.P.
Case ID No. 50411
Reg. Ent. Reference No. RN106271232
Media Air
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Cost **Date Required** **Final Date** **Yrs** **Interest Saved** **Onetime Costs** **EB Amount**
 Item Description No commas or \$

Delayed Costs

Equipment	\$10,000	16-Aug-2014	23-Mar-2015	0.60	\$20	\$400	\$420
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	16-Aug-2014	23-Mar-2015	0.60	\$300	n/a	\$300

Notes for DELAYED costs

Estimated expense to implement administrative management control limitations for condensate, install a bypass to connect a temporary flare should it become necessary to shut down the process gas flare for repair/maintenance, modify temperature controls on the stabilized overhead compressors ("SOC") to drive the large part of the remaining liquid to vapor, repair a rupture in the second SOC allowing for backup if the first becomes unavailable, install a new Pitbull pump that is capable of pumping vapors as well as liquid, and install the correct flywheel on the Variable Frequency Drive making it more responsive. The Date Required is the first date of non-compliance. The Final Date is the date that corrective measures were completed.

Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$20,000

TOTAL

\$720

The TCEQ is committed to accessibility.
To request a more accessible version of this report, please contact the TCEQ Help Desk at (512) 239-4357.



Compliance History Report

PUBLISHED Compliance History Report for CN601500168, RN106271232, Rating Year 2014 which includes Compliance History (CH) components from September 1, 2009, through August 31, 2014.

Customer, Respondent, or Owner/Operator: CN601500168, Enbridge Pipelines (Texas Gathering) L.P. **Classification:** SATISFACTORY **Rating:** 2.24

Regulated Entity: RN106271232, AJAX GAS PLANT **Classification:** SATISFACTORY **Rating:** 2.00

Complexity Points: 4 **Repeat Violator:** NO

CH Group: 03 - Oil and Gas Extraction

Location: 16600 County Road N, near Wheeler, TX, 79096, Wheeler County

TCEQ Region: REGION 01 - AMARILLO

ID Number(s):

AIR NEW SOURCE PERMITS REGISTRATION 120532 **AIR NEW SOURCE PERMITS AFS NUM** 4848300282

AIR OPERATING PERMITS PERMIT 3550 **AIR OPERATING PERMITS ACCOUNT NUMBER** WGA029C

AIR EMISSIONS INVENTORY ACCOUNT NUMBER WGA029C **AIR EMISSIONS INVENTORY ACCOUNT NUMBER** WGA029C

Compliance History Period: September 01, 2009 to August 31, 2014 **Rating Year:** 2014 **Rating Date:** 09/01/2014

Date Compliance History Report Prepared: April 14, 2015

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 14, 2010 to April 14, 2015

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: Carol McGrath **Phone:** (210) 403-4063

Site and Owner/Operator History:

- 1) Has the site been in existence and/or operation for the full five year compliance period? NO
- 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO
- 4) If **YES** for #2, who was/were the prior owner(s)/operator(s)? N/A
- 5) If **YES**, when did the change(s) in owner or operator occur? N/A

Components (Multimedia) for the Site Are Listed in Sections A - J

- A. Final Orders, court judgments, and consent decrees:** N/A
- B. Criminal convictions:** N/A
- C. Chronic excessive emissions events:** N/A
- D. The approval dates of investigations (CCEDS Inv. Track. No.):** Item 1 March 24, 2015 (1230579)
- E. Written notices of violations (NOV) (CCEDS Inv. Track. No.):**

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

1 Date: 08/06/2014 (1186162) CN601500168
 Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)
 5C THSC Chapter 382 382.085(b)

Description: During a complaint investigation visible emissions were observed coming from the flare emergency (Flare 1).

2 Date: 08/15/2014 (1187013) CN601500168
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
99548 PERMIT
Description: Enbridge failed to properly represent the flare as a process flare instead of an
emergency flare.

F. Environmental audits: N/A

G. Type of environmental management systems (EMSs): N/A

H. Voluntary on-site compliance assessment dates: N/A

I. Participation in a voluntary pollution reduction program: N/A

J. Early compliance: N/A

Sites Outside of Texas: N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
ENBRIDGE PIPELINES (TEXAS
GATHERING) L.P.
RN106271232**

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**BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY**

**AGREED ORDER
DOCKET NO. 2015-0600-AIR-E**

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Enbridge Pipelines (Texas Gathering) L.P. ("Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a natural gas processing plant at 16600 County Road N near Wheeler, Wheeler County, Texas (the "Plant").
2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
3. The Executive Director and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about April 15, 2015.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of Nine Thousand Two Hundred Twenty-Five Dollars (\$9,225) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Seven Thousand Three Hundred

Eighty Dollars (\$7,380) of the administrative penalty and One Thousand Eight Hundred Forty-Five Dollars (\$1,845) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.

7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
8. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a).
9. The Executive Director recognizes that the Respondent has implemented the following corrective measures at the Plant:
 - a. On February 28, 2015, implemented administrative management control limitations for condensate;
 - b. On October 7, 2014, installed a bypass to connect a temporary flare should it become necessary to shut down the process gas flare, Emissions Point Number ("EPN") FLR-1, for repair/maintenance; and
 - c. On March 23, 2015, modified temperature controls on the Stabilized Overhead Compressors ("SOC") to drive the large part of the remaining liquid to vapor, repaired a rupture in the second SOC allowing for backup if the first becomes unavailable, installed a new Pitbull pump that is capable of pumping vapors, as well as liquid, and installed the correct flywheel on the Variable Frequency Drive making it more responsive.
10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

II. ALLEGATIONS

As owner and operator of the Plant, the Respondent is alleged to have failed to prevent visible emissions for more than five consecutive minutes during a two-hour period as observed and documented during an investigation and as reported by the Respondent, in violation of 30 TEX. ADMIN. CODE §§ 111.111(a)(4)(A), 116.615(2), and 122.143(4), Standard Permit Registration No. 120532, Conditions (c)(2)(C), Federal Operating Permit No. O-3550/Oil and Gas General Operating Permit No. 514 Site-wide Requirements (b)(8)(B) and (b)(8)(E)(ii), and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, on February 18, 2015, TCEQ staff observed and documented continuous visible emissions from the process gas flare, EPN FLR-1, for 29 minutes and intermittent visible emissions for 12 minutes. Also, the Respondent submitted a Title V Permit semi-annual deviation report on March 6, 2015, which included deviations reporting 72 instances of the process gas flare, EPN FLR-1, operating with visible emissions lasting longer than five minutes in a two-hour period during the time period of August 16, 2014 to February 4, 2015.

III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Enbridge Pipelines (Texas Gathering) L.P., Docket No. 2015-0600-AIR-E" to:

Financial Administration Division, Revenue Operations Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
3. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.

4. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
5. The effective date of this Order is the date it is signed by the Commission or the Executive Director. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Bonnie Donnell J
For the Executive Director

10/7/15
Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

Dennis Shifflett
Signature

7-24-2015
Date

Dennis Shifflett
Name (Printed or typed)
Authorized Representative of
Enbridge Pipelines (Texas Gathering) L.P.

Sr. Manager, TexOk District
Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Section IV, Paragraph 1 of this Agreed Order.