**Executive Summary – Enforcement Matter – Case No. 66426**
**Targa Pipeline Mid-Continent WestTex LLC**
**RN110829843**
**Docket No. 2024-1189-AIR-E**

**Order Type:**
1660 Agreed Order
**Findings Order Justification:**
N/A
**Media:**
AIR
**Small Business:**
No
**Location(s) Where Violation(s) Occurred:**
Gateway Gas Plant, located approximately 2.2 miles southeast from the intersection of the State Highway 137 and Farm-to-Market Road 2401, Midkiff, Reagan County
**Type of Operation:**
Oil and gas production facility
**Other Significant Matters:**
Additional Pending Enforcement Actions: No
Past-Due Penalties: No
Other: N/A
Interested Third-Parties: None
**Texas Register Publication Date:** April 25, 2025
**Comments Received:** No

***Penalty Information***

**Total Penalty Assessed:** $12,688
**Amount Deferred for Expedited Settlement:** $2,537
**Total Paid to General Revenue:** $10,151
**Total Due to General Revenue:** $0
Payment Plan: N/A
**Compliance History Classifications:**
Person/CN - Satisfactory
Site/RN - High
**Major Source:** Yes
**Statutory Limit Adjustment:** N/A
**Applicable Penalty Policy:** January 2021

***Investigation Information***

**Complaint Date(s):** N/A
**Complaint Information:** N/A
**Date(s) of Investigation:** June 28, 2024 through July 1, 2024
**Date(s) of NOE(s):** July 11, 2024

***Violation Information***

1. Failed to prevent unauthorized emissions. Specifically, the Respondent released 10,062.04 pounds ("lbs") of carbon monoxide, 5,041.31 lbs of nitrogen oxides, and

4,916.51 lbs of volatile organic compounds from the Flare, Emissions Point Number FLR, during an emissions event (Incident No. 415947) that occurred on January 18, 2024 and lasted seven hours and 40 minutes [30 TEX. ADMIN. CODE §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 157965, Federal Operating Permit ("FOP") No. O4332/General Operating Permit ("GOP") No. 514, Site-wide Requirements (b)(2) and (b)(9)(E)(ii), and TEX. HEALTH & SAFETY CODE § 382.085(b)].

2. Failed to identify all required information on the final record for a reportable emissions event. Specifically, the Respondent did not accurately identify all individually listed compounds or mixtures of air contaminants and the estimated total quantities released for those compounds or mixtures on the final record for Incident No. 415947 [30 TEX. ADMIN. CODE §§ 101.201(b)(1)(G) and (H) and 122.143(4), FOP No. O4332/GOP No. 514, Site-wide Requirements (b)(2) and (b)(42)(F), and TEX. HEALTH & SAFETY CODE § 382.085(b)].

## *Corrective Actions/Technical Requirements*

**Corrective Action(s) Completed:**

By June 28, 2024, the Respondent identified all compounds or mixtures and provided the correct estimated total quantities for those compounds or mixtures that were released during Incident No. 415947.

**Technical Requirements:**

The Order will require the Respondent to:

a. Within 30 days, implement procedures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 415947; and

b. Within 45 days, submit written certification to demonstrate compliance with a.

## *Contact Information*

**TCEQ Attorney:** N/A
**TCEQ Enforcement Coordinator:** Trenton White, Enforcement Division, Enforcement Team 2, MC R-5, (903) 535-5155; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548
**Respondent:** Patrick Warnick, Senior Environmental Specialist, Targa Pipeline Mid-Continent WestTex LLC, P.O. Box 190, Midkiff, Texas 79755
Jimmy E. Oxford, Vice President of Operations, Targa Pipeline Mid-Continent WestTex LLC, P.O. Box 190, Midkiff, Texas 79755
**Respondent's Attorney:** N/A

# Penalty Calculation Worksheet (PCW)

*Policy Revision 5 (January 28, 2021)* — *PCW Revision February 11, 2021*

| DATES | | | | | | |
|---|---|---|---|---|---|---|
| | **Assigned** | 17-Jul-2024 | | | | |
| | **PCW** | 11-Feb-2025 | **Screening** | 17-Jul-2024 | **EPA Due** | |

**RESPONDENT/FACILITY INFORMATION**

| | | | |
|---|---|---|---|
| **Respondent** | Targa Pipeline Mid-Continent WestTex LLC | | |
| **Reg. Ent. Ref. No.** | RN110829843 | | |
| **Facility/Site Region** | 8-San Angelo | **Major/Minor Source** | Major |

**CASE INFORMATION**

| | | | |
|---|---|---|---|
| **Enf./Case ID No.** | 66426 | **No. of Violations** | 2 |
| **Docket No.** | 2024-1189-AIR-E | **Order Type** | 1660 |
| **Media Program(s)** | Air | **Government/Non-Profit** | No |
| **Multi-Media** | | **Enf. Coordinator** | Trenton White |
| | | **EC's Team** | Enforcement Team 2 |

**Admin. Penalty $ Limit** Minimum $0 Maximum $25,000

## Penalty Calculation Section

**TOTAL BASE PENALTY (Sum of violation base penalties)** — *Subtotal 1*: **$12,750**

**ADJUSTMENTS (+/-) TO SUBTOTAL 1**

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

**Compliance History** — **0.0%** Adjustment — *Subtotals 2, 3, & 7*: **$0**

Notes: No adjustments for compliance history.

**Culpability** — No — **0.0%** Enhancement — *Subtotal 4*: **$0**

Notes: The Respondent does not meet the culpability criteria.

**Good Faith Effort to Comply Total Adjustments** — *Subtotal 5*: **-$62**

**Economic Benefit** — **0.0%** Enhancement* — *Subtotal 6*: **$0**

Total EB Amounts $731
Estimated Cost of Compliance $10,250

**Capped at the Total EB $ Amount*

**SUM OF SUBTOTALS 1-7** — *Final Subtotal*: **$12,688**

**OTHER FACTORS AS JUSTICE MAY REQUIRE** — **0.0%** — *Adjustment*: **$0**

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

*Final Penalty Amount*: **$12,688**

**STATUTORY LIMIT ADJUSTMENT** — *Final Assessed Penalty*: **$12,688**

**DEFERRAL** — **20.0%** Reduction — *Adjustment*: **-$2,537**

Reduces the Final Assessed Penalty by the indicated percentage.

Notes: Deferral offered for expedited settlement.

**PAYABLE PENALTY**: **$10,151**

| | | | |
|---|---|---|---|
| **Screening Date** | 17-Jul-2024 | **Docket No.** 2024-1189-AIR-E | **PCW** |
| **Respondent** | Targa Pipeline Mid-Continent WestTex LLC | | *Policy Revision 5 (January 28, 2021)* |
| **Case ID No.** | 66426 | | *PCW Revision February 11, 2021* |
| **Reg. Ent. Reference No.** | RN110829843 | | |
| **Media** | Air | | |
| **Enf. Coordinator** | Trenton White | | |

# Compliance History Worksheet

**>> Compliance History *Site* Enhancement (Subtotal 2)**

| Component | Number of... | Number | Adjust. |
|---|---|---|---|
| NOVs | Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (*number of NOVs meeting criteria*) | 0 | 0% |
| | Other written NOVs | 0 | 0% |
| Orders | Any agreed final enforcement orders containing a denial of liability (*number of orders meeting criteria*) | 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 (*number of judgments or consent decrees meeting criteria*) | 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 (*number of counts*) | 0 | 0% |
| Emissions | Chronic excessive emissions events (*number of events*) | 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 *(number of audits for which notices were submitted)* | 0 | 0% |
| | Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (*number of audits for which violations were disclosed*) | 0 | 0% |

| | | | |
|---|---|---|---|
| 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)*** 0%

**>> 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**

No adjustments for compliance history.

***Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7)*** 0%

**>> Final Compliance History Adjustment**

***Final Adjustment Percentage*** ****capped at 100%*** 0%

| | | | |
|---|---|---|---|
| **Screening Date** | 17-Jul-2024 | **Docket No.** 2024-1189-AIR-E | **PCW** |
| **Respondent** | Targa Pipeline Mid-Continent WestTex LLC | | *Policy Revision 5 (January 28, 2021)* |
| **Case ID No.** | 66426 | | *PCW Revision February 11, 2021* |
| **Reg. Ent. Reference No.** | RN110829843 | | |
| **Media** | Air | | |
| **Enf. Coordinator** | Trenton White | | |

**Violation Number** 1

**Rule Cite(s)** 30 Tex. Admin. Code §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 157965, Federal Operating Permit ("FOP") No. O4332/General Operating Permit ("GOP") No. 514, Site-wide Requirements (b)(2) and (b)(9)(E)(ii), and Tex. Health & Safety Code § 382.085(b)

**Violation Description** Failed to prevent unauthorized emissions. Specifically, the Respondent released 10,062.04 pounds ("lbs") of carbon monoxide, 5,041.31 lbs of nitrogen oxides, and 4,916.51 lbs of volatile organic compounds from the Flare, Emissions Point Number FLR, during an emissions event (Incident No. 415947) that occurred on January 18, 2024 and lasted seven hours and 40 minutes.

**Base Penalty** $25,000

## >> Environmental, Property and Human Health Matrix

| OR | Harm | | | |
|---|---|---|---|---|
| **Release** | Major | Moderate | Minor | |
| Actual | | x | | |
| Potential | | | | |

**Percent** 50.0%

## >>Programmatic Matrix

| Falsification | Major | Moderate | Minor | |
|---|---|---|---|---|
| | | | | |

**Percent** 0.0%

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

**Adjustment** $12,500

$12,500

## Violation Events

Number of Violation Events: 1 — 1 Number of violation days

| | |
|---|---|
| daily | |
| weekly | x |
| monthly | |
| quarterly | |
| semiannual | |
| annual | |
| single event | |

**Violation Base Penalty** $12,500

One weekly event is recommended.

## Good Faith Efforts to Comply

**0.0%** Reduction $0

| | Before NOE/NOV | NOE/NOV to EDPRP/Settlement Offer |
|---|---|---|
| Extraordinary | | |
| Ordinary | | |
| N/A | x | |

Notes: The Respondent does not meet the good faith criteria for this violation.

**Violation Subtotal** $12,500

## Economic Benefit (EB) for this violation

**Estimated EB Amount** $726

## Statutory Limit Test

**Violation Final Penalty Total** $12,500

**This violation Final Assessed Penalty (adjusted for limits)** $12,500

# Economic Benefit Worksheet

**Respondent** Targa Pipeline Mid-Continent WestTex LLC
**Case ID No.** 66426
**Reg. Ent. Reference No.** RN110829843
**Media** Air
**Violation No.** 1

| Percent Interest | Years of Depreciation |
|---|---|
| 5.0 | 15 |

| Item Description | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
|---|---|---|---|---|---|---|---|
| **Delayed Costs** | | | | | | | |
| Equipment | | | | 0.00 | $0 | $0 | $0 |
| 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 | 18-Jan-2024 | 1-Jul-2025 | 1.45 | $726 | n/a | $726 |
| Notes for DELAYED costs | Estimated cost to implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 415947. The Date Required is the date the emissions event occurred and the Final Date is the estimated date of compliance. | | | | | | |
| **Avoided Costs** | **ANNUALIZE 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 | | | | 0.00 | $0 | $0 | $0 |
| ONE-TIME avoided costs | | | | 0.00 | $0 | $0 | $0 |
| Other (as needed) | | | | 0.00 | $0 | $0 | $0 |
| Notes for AVOIDED costs | | | | | | | |

| Approx. Cost of Compliance | $10,000 | TOTAL | $726 |
|---|---|---|---|

| | | | | |
|---|---|---|---|---|
| **Screening Date** | 17-Jul-2024 | **Docket No.** | 2024-1189-AIR-E | **PCW** |
| **Respondent** | Targa Pipeline Mid-Continent WestTex LLC | | | *Policy Revision 5 (January 28, 2021)* |
| **Case ID No.** | 66426 | | | *PCW Revision February 11, 2021* |
| **Reg. Ent. Reference No.** | RN110829843 | | | |
| **Media** | Air | | | |
| **Enf. Coordinator** | Trenton White | | | |

**Violation Number** 2

**Rule Cite(s)** 30 Tex. Admin. Code §§ 101.201(b)(1)(G) and (H) and 122.143(4), FOP No. O4332/GOP No. 514, Site-wide Requirements (b)(2) and (b)(42)(F), and Tex. Health & Safety Code § 382.085(b)

**Violation Description** Failed to identify all required information on the final record for a reportable emissions event. Specifically, the Respondent did not accurately identify all individually listed compounds or mixtures of air contaminants and the estimated total quantities released for those compounds or mixtures on the final record for Incident No. 415947.

**Base Penalty** $25,000

## >> Environmental, Property and Human Health Matrix

OR

| Release | Harm: Major | Moderate | Minor |
|---|---|---|---|
| Actual | | | |
| Potential | | | |

**Percent** 0.0%

## >>Programmatic Matrix

| Falsification | Major | Moderate | Minor |
|---|---|---|---|
| | | | x |

**Percent** 1.0%

Matrix Notes: Less than 30% of the rule requirements were not met.

**Adjustment** $24,750

$250

## Violation Events

Number of Violation Events: 1 — 148 Number of violation days

| | |
|---|---|
| daily | |
| weekly | |
| monthly | |
| quarterly | |
| semiannual | |
| annual | |
| single event | x |

**Violation Base Penalty** $250

One single event is recommended.

## Good Faith Efforts to Comply

**25.0%** Reduction $62

| | Before NOE/NOV | NOE/NOV to EDPRP/Settlement Offer |
|---|---|---|
| Extraordinary | | |
| Ordinary | x | |
| N/A | | |

Notes: The Respondent completed the corrective measures on June 28, 2024, prior to the Notice of Enforcement dated July 11, 2024.

**Violation Subtotal** $188

## Economic Benefit (EB) for this violation

**Estimated EB Amount** $5

## Statutory Limit Test

**Violation Final Penalty Total** $188

**This violation Final Assessed Penalty (adjusted for limits)** $188

# Economic Benefit Worksheet

**Respondent** Targa Pipeline Mid-Continent WestTex LLC
**Case ID No.** 66426
**Reg. Ent. Reference No.** RN110829843
**Media** Air
**Violation No.** 2

| Percent Interest | Years of Depreciation |
|---|---|
| 5.0 | 15 |

| Item Description | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
|---|---|---|---|---|---|---|---|
| **Delayed Costs** | | | | | | | |
| Equipment | | | | 0.00 | $0 | $0 | $0 |
| 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) | $250 | 1-Feb-2024 | 28-Jun-2024 | 0.41 | $5 | n/a | $5 |
| Notes for DELAYED costs | Estimated costs to identify all compounds or mixtures and provide the correct estimated total quantities for those compounds or mixtures that were released during Incident No. 415947. The Date Required is the date the complete and accurate final record was due and the Final Date is the date of compliance. | | | | | | |
| **Avoided Costs** | **ANNUALIZE 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 | | | | 0.00 | $0 | $0 | $0 |
| ONE-TIME avoided costs | | | | 0.00 | $0 | $0 | $0 |
| Other (as needed) | | | | 0.00 | $0 | $0 | $0 |
| Notes for AVOIDED costs | | | | | | | |

| Approx. Cost of Compliance | $250 | TOTAL | $5 |
|---|---|---|---|

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

Compliance History Report for CN604821355, RN110829843, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

**Customer, Respondent, or Owner/Operator:** CN604821355, Targa Pipeline Mid-Continent WestTex LLC **Classification:** SATISFACTORY **Rating:** 2.05

**Regulated Entity:** RN110829843, GATEWAY GAS PLANT **Classification:** HIGH **Rating:** 0.00

**Complexity Points:** 7 **Repeat Violator:** NO

**CH Group:** 03 - Oil and Gas Extraction

**Location:** APPROXIMATELY 2.2 MILES SOUTH OF THE OF THE STATE HIGHWAY 137 AND FARM-TO-MARKET ROAD 2401 INTERSECTION NEAR MIDKIFF, REAGAN COUNTY, TEXAS

**TCEQ Region:** REGION 08 - SAN ANGELO

**ID Number(s):**

**AIR OPERATING PERMITS** PERMIT 4332
**AIR OPERATING PERMITS** PERMIT 4639
**AIR NEW SOURCE PERMITS** REGISTRATION 159014
**AIR NEW SOURCE PERMITS** REGISTRATION 157965
**AIR NEW SOURCE PERMITS** REGISTRATION 169853
**AIR NEW SOURCE PERMITS** AFS NUM 4838300046
**AIR EMISSIONS INVENTORY** ACCOUNT NUMBER RCA014N

**Compliance History Period:** September 01, 2019 to August 31, 2024 **Rating Year:** 2024 **Rating Date:** 09/01/2024

**Date Compliance History Report Prepared:** February 11, 2025

**Agency Decision Requiring Compliance History:** Enforcement

**Component Period Selected:** February 11, 2020 to February 11, 2025

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

**Name:** Trenton White **Phone:** (903) 535-5155

## Site and Owner/Operator History:

1) Has the site been in existence and/or operation for the full five year compliance period? YES
2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO

## 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 | September 03, 2020 | (1671679) |
| Item 2 | November 04, 2020 | (1679809) |
| Item 3 | January 04, 2021 | (1686330) |
| Item 4 | July 26, 2021 | (1724715) |
| Item 5 | August 11, 2021 | (1737503) |
| Item 6 | September 27, 2021 | (1762339) |
| Item 7 | November 22, 2021 | (1763246) |
| Item 8 | January 06, 2022 | (1774667) |
| Item 9 | February 27, 2023 | (1838893) |
| Item 10 | May 31, 2023 | (1903567) |

| | | |
|---|---|---|
| Item 11 | December 28, 2023 | (1923276) |
| Item 12 | May 23, 2024 | (1988193) |
| Item 13 | June 07, 2024 | (1976351) |
| Item 14 | July 22, 2024 | (2001174) |
| Item 15 | August 08, 2024 | (2001566) |
| Item 16 | August 28, 2024 | (1967638) |
| Item 17 | January 14, 2025 | (2028037) |

**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.

N/A

**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** | **§** | **BEFORE THE** |
| **ENFORCEMENT ACTION** | **§** | |
| **CONCERNING** | **§** | **TEXAS COMMISSION ON** |
| **TARGA PIPELINE MID-CONTINENT** | **§** | |
| **WESTTEX LLC** | **§** | |
| **RN110829843** | **§** | **ENVIRONMENTAL QUALITY** |

**AGREED ORDER**
**DOCKET NO. 2024-1189-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 Targa Pipeline Mid-Continent WestTex LLC (the "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 an oil and gas production facility located approximately 2.2 miles south of the State Highway 137 and Farm-to-Market Road 2401 intersection near Midkiff, Reagan County, Texas (the "Site"). The Site consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).

2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. HEALTH & SAFETY CODE ch. 382 and the rules of the TCEQ.

3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

4. An administrative penalty in the amount of $12,688 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid $10,151 of the penalty and $2,537 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.

5. 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). 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.

6. 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 Order.

7. This Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.

8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.

9. The Executive Director recognizes that by June 28, 2024, the Respondent identified all compounds or mixtures and provided the correct estimated total quantities for those compounds or mixtures that were released during Incident No. 415947.

## II. ALLEGATIONS

During a record review for the Site conducted from June 28, 2024 through July 1, 2024, an investigator documented that the Respondent:

1. Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 157965, Federal Operating Permit ("FOP") No. O4332/General Operating Permit ("GOP") No. 514, Site-wide Requirements (b)(2) and (b)(9)(E)(ii), and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 10,062.04 pounds ("lbs") of carbon monoxide, 5,041.31 lbs of nitrogen oxides, and 4,916.51 lbs of volatile organic compounds from the Flare, Emissions Point Number FLR, during an emissions event (Incident No. 415947) that occurred on January 18, 2024 and lasted seven hours and 40 minutes.

2. Failed to identify all required information on the final record for a reportable emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(b)(1)(G) and (H) and 122.143(4), FOP No. O4332/GOP No. 514, Site-wide Requirements (b)(2) and (b)(42)(F), and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent did not accurately identify all individually listed compounds or mixtures of air contaminants and the estimated total quantities released for those compounds or mixtures on the final record for Incident No. 415947.

## III. DENIALS

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

## IV. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4**.** The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this 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. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Targa Pipeline Mid-Continent WestTex LLC, Docket No. 2024-1189-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 Respondent shall undertake the following technical requirements:

   a. Within 30 days after the effective date of this Order, implement procedures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 415947.

   b. Within 45 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a. The certification shall be signed by the Respondent and shall include the following certification language:

      "I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

   The certification shall be submitted to:

      Enforcement Division, MC 149A
      Texas Commission on Environmental Quality
      P.O. Box 13087
      Austin, Texas 78711-3087

   with a copy to:

      Air Section Manager
      San Angelo Regional Office
      Texas Commission on Environmental Quality
      622 South Oakes, Suite K
      San Angelo, Texas 76903-7035

3. All relief not expressly granted in this Order is denied.

4. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Site operations referenced in this Order.

5. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Enforcement Division at the address listed above.

6. This 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 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.

7. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this 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 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.

8. The effective date of this Order is the date it is signed by the Commission. 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 Date

_____ 5/29/2025
For the Executive Director Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, 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 OAG 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 OAG 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.

_____ 3/10/25
Signature Date

Jimmy E Oxford VP Operations
Name (Printed or typed) Title
Authorized Representative of
Targa Pipeline Mid-Continent WestTex LLC

☐ *If mailing address has changed, please check this box and provide the new address below:*

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