

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Public Service Commission
Caliber North Dakota LLC
Pipeline Safety Enforcement

Case No. GS-18-396

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **27th day of June 2019**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

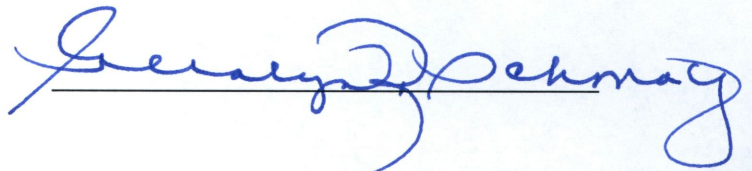
- Order

The envelope was addressed as follows:

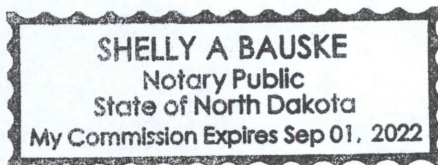
Carol Butero
Director of Regulatory, Safety & Compliance
Caliber Midstream
950 17th Street Suite 1000
Denver, CO 80202
Cert. No. 7018 2290 0000 9934 3920

The address shown is the respective addressee's last reasonably ascertainable post office and electronic mail addresses.

Subscribed and sworn to before me
this **27th day of June 2019**.


Notary Public

SEAL



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Affidavit of Service, Cert. Mail - Order

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Public Service Commission
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Case No. GS-18-396

ORDER

June 26, 2019

Preliminary Statement

On October 15-18, 2018, a Public Service Commission Gas Pipeline Safety Inspector (Staff) conducted an audit of Caliber North Dakota LLC's (Caliber) standard records.

On December 17, 2018, the Manager of the Public Service Commission Gas Pipeline Safety Program issued a Notice of Probable Violation (NOPV).

On January 17, 2019, Caliber submitted a letter in response to the NOPV.

On May 15, 2019, based on Caliber's January 17, 2019 response, the Acting Manager of the Public Service Commission Gas Pipeline Safety Program issued an Amended Notice of Probable Violation (Amended NOPV).

On May 31, 2019, Caliber submitted a letter in response to the May 15, 2019 Amended NOPV.

Also on May 31, 2019, Caliber submitted payment of \$1,000.00 for the proposed civil penalty in the Amended NOPV.

Discussion

During the October 15-18, 2018 audit, Staff identified one probable violation of Pipeline Safety Regulations.

The Amended NOPV alleges that Caliber did not have maintenance, inspection and testing records, related to a pressure safety valve, available at its field location in Watford City as required by Title 49 Code of Federal Regulations (CFR) 192.605 and required by Caliber's Operations and Maintenance Manual implementing 49 CFR 192.605.

The Amended NOPV has a proposed civil penalty of \$1,000.00.

In its May 31, 2019 response, Caliber does not contest the allegation of the Amended NOPV.

Caliber did not submit a written explanation, information, or other materials it believes may warrant mitigation or elimination of the proposed civil penalty.

Under Title 49 Code of Federal Regulations Part 190 section 190.208(a), upon Caliber paying the proposed penalty and advising the Commission of the payment, Caliber has admitted to the Probable Violation and authorized the Commission to make a finding of violation and issue an order.

Order

The Commission orders:

1. Caliber violated Title 49 Code of Federal Regulations Part 192 section 192.605(b) by failing to have maintenance, inspection and testing records, related to a pressure safety valve, available at its field location in Watford City.
6. The Commission accepts Caliber's payment of \$1,000 in full satisfaction of the civil penalties, and the Commission closes this case.

PUBLIC SERVICE COMMISSION

		
Julie Fedorchak Commissioner	Brian Kroshus Chairman	Randy Christmann Commissioner