

1406

December 16, 2005

CERTIFIED MAIL - RETURN RECEIPT

Ms. Peggy Hatch, Administrator
Office of Environmental Compliance
Louisiana Department of Environmental Quality
P.O. Box 4312
Baton Rouge, LA 70821-4312

David Fugano / SLPD
505-24651
T 84612

**SUBJECT: PART 70 GENERAL CONDITION N UPSET NOTIFICATION AND
PRELIMINARY 7-DAY RELEASE NOTIFICATION: DECEMBER 15, 2005
STATE POLICE CASE # 05-08964
MOTIVA ENTERPRISES, LLC - NORCO REFINERY
AI# 1406**

Dear Ms. Hatch:

In accordance with the authorities listed below, Motiva Enterprises, LLC - Norco Refinery is providing a preliminary written follow-up report to our verbal notification on December 15, 2005 at 1521 hours of a release of flammable gas.

Authorities:

- Title V Permit No. 2628-V1, Part 70 General Condition XI
- Title V Permit No. 2628-V1, Louisiana General Condition N & R
- Title V Permit No. 2629-V1, Part 70 General Condition XI
- Title V Permit No. 2629-V1, Louisiana General Condition N & R
- LAC 33:V.10111
- LAC 33:I:3925.A
- 40 CFR 355.40(b)(3)

An unexpected piping failure on an exchanger led to a release of hydrogen, and a subsequent shutdown of both the hydrogen and hydrocracker units. Operations personnel took immediate corrective actions in order to safely shut the units down, and to minimize the level of emissions.

As such, Motiva is submitting this notification in order to preserve the option to assert that this event meets the qualifications for an Upset Provision as outlined in LAC 33:III.507.J. Therefore, this letter serves as written notification to the appropriate agencies within the required timeframe (2-days) as stated in General Condition N of the aforementioned Title V Operating Permits. Additionally, this notification satisfies the 7-day reporting requirements outlined in the authorities above. Data gathering and investigation to perform calculations and determine the root cause is ongoing. A final written follow-up report will be issued after this work has been completed.

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DEC 21 2005

DEQ
Single Point of Contact

RECEIVED

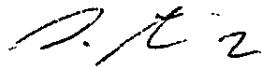
DEC 19 2005

OFFICE OF
ENVIRONMENTAL COMPLIANCE
ENFORCEMENT DIVISION

A copy of this letter was faxed to the Louisiana Department of Environmental Quality, Office of Environmental Compliance on December 16, 2005. Appropriate follow-up reports will be submitted by Motiva addressing all required elements of LAC 33:III.3925.

If you have any questions regarding this matter, please call Kristi Trail at (504) 465-7606.

Yours sincerely,
Motiva Enterprises, LLC



Soy T. Tir
Manager -Environmental

KLT/mse

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Mr. Tab Troxler
St. Charles Parish Emergency Planning Committee
P. O. Box 302
Hahnville, LA 70057

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Louisiana Department of Environmental Quality
P.O. Box 4312
Baton Rouge, LA 70821-4312
ATTN: SURVEILLANCE DIVISION – S.P.O.C.
"UNAUTHORIZED DISCHARGE NOTIFICATION REPORT"

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Department of Public Safety and Corrections
Office of State Police
TESS – Right-to-Know Unit
P. O. Box 66614
Baton Rouge, LA 70896

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ERNS Coordinator (6E-EP)
U. S. Environmental Protection Agency, Region VI
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

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LDEQ Southeast Regional Office
645 N. Lotus Drive, Suite C
Mandeville, LA 70471

VIA FAX

Louisiana Department of Environmental Quality
Office of Environmental Compliance
(225) 219-3708

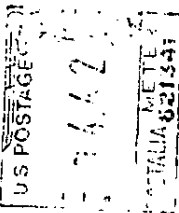
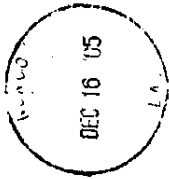
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Motiva Enterprises LLC
15536 River Road
Norco, LA 70079

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~~Ms. Peggy M. Hatch, Administrator~~

Louisiana Department of Environmental Quality
Office of Environmental Compliance-Enforcement Division
P. O. Box 4312
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