

Jason
Fonknot

Sherri Courtney

From: SPOC [spoc.otrs@la.gov]
Sent: Wednesday, May 16, 2012 8:48 AM
To: _DEQ-CROAdmin
Subject: [Incident#129079] CRO s12-9079 T 139714 St. James Parish
Attachments: CRO s12-9079 T 139714 LSP # 12-02985.txt

SPOC
Jessica Blair

--
Louisiana Department of Environmental Quality
Single Point Of Contact
Phone: (225) 219-3640
Fax: (225) 219-4044
--

--- Forwarded message from "Dennis.McCrory@dps.la.gov" <Dennis.McCrory@dps.la.gov> ---

From: "Dennis.McCrory@dps.la.gov" <Dennis.McCrory@dps.la.gov>
To: SPOC <SinglePointofContact@LA.GOV>, HSEES Staff <HSEESStaff@LA.GOV>, Spill Reports <SpillReports@LA.GOV>, "seddy@stmartinsheriff.org" <seddy@stmartinsheriff.org>, _GOHSEP-HazMat Alerts <GOHSEP-HazMatAlerts@LA.GOV>, Chuck mcNeal <lafusion.center@dps.la.gov>, "abmcconnell@nola.gov" <abmcconnell@nola.gov>, dnrincidents <dnrincidents@LA.GOV>, "hazmat@nola.gov" <hazmat@nola.gov>, "Lcarver@wlf.la.gov" <Lcarver@wlf.la.gov>, "Stephen.Britton@dps.la.gov" <Stephen.Britton@dps.la.gov>, "Tommy.Gresham@dps.la.gov" <Tommy.Gresham@dps.la.gov>, "Len.Hodges@dps.la.gov" <Len.Hodges@dps.la.gov>, "Chad.Ledet@dps.la.gov" <Chad.Ledet@dps.la.gov>, "Terry.Mclain@dps.la.gov" <Terry.Mclain@dps.la.gov>, "John.Nicholas@dps.la.gov" <John.Nicholas@dps.la.gov>, "Charles.Trahan@dps.la.gov" <Charles.Trahan@dps.la.gov>, "R6_SpillReports@epamail.epa.gov" <R6_SpillReports@epamail.epa.gov>, "John.Alario@dps.la.gov" <John.Alario@dps.la.gov>
Subject: LSP Hazardous Material Incident Incident # 12-02985
Date: 2012-05-15 12:33:02

THIS INFORMATION IS FOR EMERGENCY RESPONSE PURPOSES
AND NOT FOR PUBLIC DISTRIBUTION WITHOUT PRIOR STATE POLICE APPROVAL

INCIDENT # 12-02985 SOURCE: STATE POLICE HAZMAT HOTLINE
877-925-6595 / 225-925-6595

** (INITIAL REPORT) DATE AND TIME *****
HOTLINE NOTIFIED: 05/14/12 18:01
INCIDENT OCCURRED: 05/14/12 17:12
INCIDENT DISCOVERED: 05/14/12 17:30

** (INITIAL REPORT) INCIDENT LOCATION *****
PARISH: St James
ADDRESS: Highway 70 at Highway 44
CITY: Convent

** (INITIAL REPORT) CALLER INFORMATION *****
CALLER'S NAME: Nikki Ziegler
CALLER'S ADDRESS OR EMPLOYER: Motiva Refinery
CALLER'S PHONE NUMBER: 225-806-0888

** (INITIAL REPORT) RESPONSIBLE PARTY *****
NAME: Motiva Refinery
MAILING ADDRESS: Unknown

** (INITIAL REPORT) DETAILS *****
Leaking valve for unknown reason... Isolated the valve... Leak is secured
but flaring is still ongoing... Cutting charge on the unit...

** (INITIAL REPORT) CHEMICAL INFORMATION *****

CHEMICAL 1: Sulfur Dioxide

QTY: unknown

RELEASED STATE: Gas CLASS: Poison Gas ID: 1079 EHS: Yes

** (INITIAL REPORT) RELEASE INFORMATION *****

INCIDENT CLASSIFICATION: Unusual Event

DID MATERIAL GO OFFSITE? Yes

RELEASED TO: Flare

WHERE IS AIR BEING MONITORED? Inside facility

IF MONITORING, WHAT IS HIGHEST READING? Zero

ANY OFF-SITE PROTECTIVE ACTION?

No

RELEASE EFFECTS:

FIRE: No

INJURIES: No :

FATALITIES: No :

** (INITIAL REPORT) FIXED SITE *****

Process Unit

** (UPDATE TO THE REPORT) DETAILS *****

PERSON/REPRESENTING: Charlie Lato/LDEQ

PHONE: 225-237-3694

advised...

** (UPDATE TO THE REPORT) DETAILS *****

PERSON/REPRESENTING: Gail Picou/St James Parish LEPC

PHONE: 225-562-2364

Advised...

** (UPDATE TO THE REPORT) DETAILS *****

PERSON/REPRESENTING: ES-55 Sr Tech Jackson/HAZMAT

PHONE: 504-722-1403

Advised...

** (UPDATE TO THE REPORT) DETAILS *****

PERSON/REPRESENTING: Nikki Ziegler/Motiva Refinery

PHONE: 225-806-0888

18:37 flaring ceased...

** (UPDATE TO THE REPORT) DETAILS *****

PERSON/REPRESENTING: ES-55 Shone Jackson/HazMat

PHONE: 504-722-1403

Emailed/update...

** (UPDATE TO THE REPORT) DETAILS *****

PERSON/REPRESENTING: Gail Picou/St James Parish LEPC

PHONE: 225-562-2364

Advised/update...

** (UPDATE TO THE REPORT) DETAILS *****

PERSON/REPRESENTING: Charlie Leto/LDEQ

PHONE: 225-237-3694

Advised...

--- End forwarded message ---

**LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
INCIDENT REPORT**

Incident ID: 139714

Incident Description

Incident Type: Release/Spill, Facility Air Release
Incident Date: 5/14/2012 17:12:00
Parish: St. James
Municipality: Convent
Location: Highway 70 at Highway 44 - Convent -
Lat/Lon:
Basin/Segment:
Substance(s):
Sulfur dioxide
Media Impacted: Air
Incident Desc: s12-9079 Leaking valve for unknown reason Material: Sulfur Dioxide --JB

Incident Status

Lead Investigator: Jasonl Fontenot
Incident Region: Capital
Incident Status: Closed
Followup Status: Closed
As Of: 8/6/2012 00:00:00

Incident Reporter 1

Received By: Spo Contact
Received Date: 5/15/2012 12:32:00
Dispatch #: s12-9079
Reported By: Nikki Ziegler
Phone: 225-806-0888 (Work phone number)
Reporter Title:
Organization: Motiva Refinery
Address:

Municipality:
State: LA
Zip Code:
Comments:

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
INCIDENT REPORT

Incident ID: 139714

Incident Source 1

Source Name: Motiva Enterprises LLC - Convent Refinery
Address: Hwys 44 & 70

Municipality: Convent
State: LA
Phone: 2255627681 (Work phone number)
Parish: St. James
AI #: 2719
Related Permits:

Comments: Nikki Ziegler, facility representative for Motiva Refinery, notified the Hotline of a release of an unknown quantity of sulfur dioxide on 5/14/12 @ 1801 hours. The release was reported to have occurred on 5/14/12 @ 1712 hours and was caused by a leaking valve. At the time of the notification, the facility representative stated that the leak was secured but flaring was ongoing. An update was received from Nikki Ziegler noting that the flaring ceased at 1837 hours. JLF

Operations identified a pinhole leak on the valve body of 70LV-149. The operator immediately opened the bypass and isolated the 149 valve to stop the leak. As the bypass is smaller than the normal routing, this caused levels to build in upstream equipment. In order to prevent an unsafe condition from the elevated levels, operations stabilized the unit by flaring. Reactor temperature and charge rates were reduced in order to control the level in the unit while operating on the bypass. Flaring ended @ 6:58pm. Motiva determined the release to be non preventable. Approximately 3,162 lbs of SO₂ released. Written notification dated 6/12/2012 was received by LDEQ on 6/18/2012. JLF

PM 6/13/12

2719

RECEIVED



JUN 18 2012

June 12, 2012

DEQ
Single Point of Contact

CERTIFIED MAIL #7008 3230 0003 1743 3165

CERTIFIED MAIL #7008 3230 0003 1743 3189
RETURN RECEIPT REQUESTED

Department of Public Safety and Corrections
Office of State Police
TESS-Right-to-Know Unit
Post Office Box 66614
Baton Rouge, Louisiana 70896

Louisiana Department of Environmental Quality
Post Office Box 4312
Baton Rouge, Louisiana 70821-4312
ATTENTION: EMERGENCY AND
RADIOLOGICAL SERVICES DIVISION - SPOC
"UNAUTHORIZED DISCHARGE
NOTIFICATION REPORT"

RE: **Final Unauthorized Discharge Report** *add'l info T139714*
May 14, 2012 - H-Oil Flaring due to leak on 70F-149
State Police Incident Number 12-02985, National Response Center Incident Number None,
St. James Parish Incident Number 12-004022, Ascension Parish Incident Number 12-18629
Motiva Enterprises LLC (Motiva) - Convent Refinery
DEQ Agency Interest No. 2719

Gentlemen/Mesdames:

Please find attached the 30-day follow-up report to regarding an incident that occurred at the Motiva Convent Refinery on May 14, 2012 (State Police Incident Number 12-02985, National Response Center Incident Number None, St. James Parish Incident Number 12-004022, and Ascension Parish Incident Number 12-18629). This incident involved an upset of the H-Oil unit due to a leaking valve which caused emissions of sulfur dioxide from the combustion and flaring of hydrocarbons at the Motiva Enterprises LLC (Motiva) - Convent Refinery, located in St. James Parish, Louisiana. This event did not cause an emergency condition as defined in LAC 33:13903, nor did it endanger the health and safety of the public. The released quantity of sulfur dioxide was calculated to be in excess of permitted limits and exceeded the 500-pound (lb) reportable quantity (RQ) for sulfur dioxide. There was no opacity exceedance during this event. Additionally, there were no injuries, fatalities, or road closures associated with this incident.

This letter is being submitted to incorporate data from the formal investigation regarding the cause of the incident and corrective actions taken to prevent future occurrence.

SO₂ is an EPCRA Section 304 chemical and therefore only requires reporting to the LEPC and SERC. Since SO₂ is not a CERCLA chemical under Section 103 it therefore does not have to be reported to the NRC. [Environmental Guidance Release Reporting for the Oil and Gas Exploration and Production Industry as Required by the Clean Water Act, the Comprehensive Environmental Response, Compensation and Liability Act, and the Emergency Planning and Community Right-to-Know Act Document: API BULLETIN E4, SECOND EDITION, MAY 2003

If you need any further information or have any questions, please contact Mr. Kyle LeJeune at (225) 562-6770.

Sincerely,



Oliver Boyd
Environmental Manager - Convent Refinery

ORB:kfi

Attachment

cc: CMRRR #7008 3230 0003 1743 3172
Mr. Eric Deroche
Director of Emergency Preparedness
St. James Parish
Post Office Box 106
Convent, Louisiana 70723


**ATTACHMENT 1
EMERGENCY OCCURRENCES AND/OR UPSET
NOTIFICATION FORM**

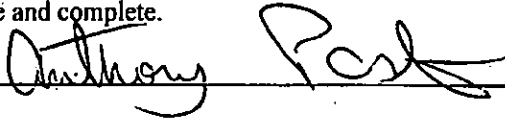
- I. Company Name Motiva Enterprises LLC
Physical Location Highway 70 at Highway 44, Convent, Louisiana 70723
St. or P. O. Box P. O. Box 37, Convent, Louisiana 70723
Telephone No. (225) 562-7681
- II. Date and time of verbal notification: May 14, 2012 at 6:00 p.m.
DEQ official contacted: Emily with LA State Police
Company official who made the call(s): Nikki Ziegler of Motiva Enterprises LLC
Incident number(s): State Police Incident Number 12-02985
- III. Emission point source(s) involved? (including the process unit and EIQ number if applicable)
Refinery Flare No. 3 (EQT0070)
- IV. Applicable permit # and the current permitted limit (lbs/hr) for the pollutant(s) released from the emission point source involved?
Permit No. 2560-00001-V9
- V. Which applicable regulation limits were exceeded? (SO₂ limit, Mass emission limit, opacity limit, etc.)
Exceeded the 500-pound (lb) reportable quantity (RQ) for sulfur dioxide (SO₂) from Refinery Flare No. 3 (EQT0070).
- VI. Give the date and time the release began and duration of release:
The duration of the event was 1 hour and 47 minutes. The event began at approximately 5:11 p.m. on 05-14-12 and ended at approximately 6:58 p.m. on 05-14-12.
- VII. Which specific pollutants were emitted and how much of each compound was released: (total amount of each compound expressed in pounds)
Approximately 3,162 lbs in excess of authorized SO₂ emissions.
- VIII. Upset description, cause, and what offsite impact resulted:
While making observation rounds on May 14, 2012, operations identified a pin hole leak on the valve body of 70LV-149. The operator immediately opened the bypass and isolated the 149 valve to stop the leak. As the bypass is smaller than the normal routing, this caused levels to build in upstream equipment. In order to prevent an unsafe condition from the elevated levels, operations stabilized the unit by flaring. Reactor temperature and charge rates were reduced in order to control the level in the unit while operating on the bypass. Stable operations were established and flaring ended at approximately 6:58 p.m.
- IX. Was the release preventable? yes no unknown If no, explain why the release was not preventable:
This emissions event was not preventable. The valve failure and breach of the valves body was unpredictable. Additionally, isolating the valve by opening a bypass to immediately mitigate the safety hazard associated with liquid hydrocarbon spraying out of the pin hole in the valve body of 70-lv-149 was the most effective course of action.

X. What other agencies were notified? Ascension Parish Incident Number 12-18629 and St. James Parish Incident Number 12-004022

XI. Immediate corrective action taken.
Gases were contained in the Flare Gas Recovery until maximum operating pressures of the system required the refinery to flare. Immediately, the operating unit reduced charge to minimize the generation of gas routed to the flare.

XII. Procedures or measures taken and/or planned to prevent recurrence?
Control valve 70-LV-149 was replaced in-kind on May 16, 2012. As a systemic learning from this incident, a long term solution to future problems will involve conducting an investigation using a third party contractor to understand the potential erosion/corrosion mechanism involved with this valve's failure. Motiva will use the results of this investigation to determine if the metallurgy of control valve 70-LV-149 and the surrounding bleeder, block, and isolation valves are appropriate or should be upgraded. Motiva will complete its investigation by the end of the fourth quarter of 2012 and will schedule any required replacements or upgrades to occur as soon as practicable.

XIII. Report Prepared By: (Signature) 
Title: Environmental Staff- Motiva Enterprises LLC
Date: June 12, 2012

XIV. I certify that, based on information and belief formed after reasonable inquiry, the statements and information in this report are true, accurate and complete.
Responsible Official: (Signature) 
Title: Production Manager - Convent Refinery
Date: June 12, 2012

PM 5/21/12

MOTIVA

ENTERPRISES LLC

May 21, 2012

CERTIFIED MAIL #7011 1570 0001 7157 7413
RETURN RECEIPT REQUESTED

Department of Public Safety and Corrections
Office of State Police
TESS-Right-to-Know Unit
Post Office Box 66614
Baton Rouge, Louisiana 70896

CERTIFIED MAIL #7011 1570 0001 7157 7420
RETURN RECEIPT REQUESTED

Louisiana Department of Environmental Quality
Post Office Box 4312
Baton Rouge, Louisiana 70821-4312
ATTENTION: EMERGENCY AND
RADIOLOGICAL SERVICES DIVISION – SPOC
“UNAUTHORIZED DISCHARGE
NOTIFICATION REPORT”

RE: 7-Day Follow-Up Report
May 21, 2012 – H-Oil Flaring due to leak on 70F-149
State Police Incident Number **12-02985**, St. James Parish Incident Number 12-004022,
Ascension Parish Incident Number 12-18629
Motiva Enterprises LLC (Motiva) – Convent Refinery
DEQ Agency Interest No. **2719**

sl2-9079
T139714

Gentlemen/Mesdames:

Please find attached the 7-day follow-up report to regarding an incident that occurred at the Motiva Convent Refinery on May 14, 2012 (State Police Incident Number 12-02985, Ascension Parish Incident Number 12-18629 and St. James Parish Incident Number 12-004022).

This incident involved an upset of the H-Oil unit due to a leaking valve which caused emissions of sulfur dioxide from the combustion and flaring hydrocarbons at the Motiva Enterprises LLC (Motiva) – Convent Refinery, located in St. James Parish, Louisiana. This event did not cause an emergency condition as defined in LAC 33:I.3903, nor did it endanger the health and safety of the public. The released quantity of sulfur dioxide was calculated to be in excess of permitted limits and exceeded the 500-pound (lb) reportable quantity (RQ) for sulfur dioxide. There were no injuries, fatalities, or road closures associated with this incident.

If you need any further information or have any questions, please contact Mrs. Nikki Ziegler at (225) 562-6622.

Sincerely,



Oliver Boyd
Environmental Manager – Convent Refinery

RECEIVED

MAY 29 2012

**DEQ
Single Point of Contact**

ORB:ndz

Attachment

cc: CMRRR #7011 1570 0001 7157 7406
Mr. Eric Deroche
Director of Emergency Preparedness
St. James Parish
Post Office Box 106
Convent, Louisiana 70723

**ATTACHMENT 1
EMERGENCY OCCURRENCES AND/OR UPSET
NOTIFICATION FORM**

- I. Company Name Motiva Enterprises LLC
Physical Location Highway 70 at Highway 44, Convent, Louisiana 70723
St. or P. O. Box P. O. Box 37, Convent, Louisiana 70723
Telephone No. (225) 562-7681
- II. Date and time of verbal notification: May 14, 2012 at 6:00 p.m.
DEQ official contacted: Emily with LA State Police
Company official who made the call(s): Nikki Ziegler of Motiva Enterprises LLC
Incident number(s): State Police Incident Number 12-02985
- III. Emission point source(s) involved? (including the process unit and EIQ number if applicable)
Refinery Flare No. 3 (EQT0070)
- IV. Applicable permit # and the current permitted limit (lbs/hr) for the pollutant(s) released from the emission point source involved?
Permit No. 2560-00001-V9
- V. Which applicable regulation limits were exceeded? (SO₂ limit, Mass emission limit, opacity limit, etc.)
Exceeded the 500-pound (lb) reportable quantity (RQ) for sulfur dioxide (SO₂) from Refinery Flare No. 3 (EQT0070).
- VI. Give the date and time the release began and duration of release:
The duration of the event was 1 hour and 47 minutes. The event began at approximately 5:11 p.m on 05-14-12 and ended at approximately 6:58 p.m. on 05-14-12.
- VII. Which specific pollutants were emitted and how much of each compound was released: (total amount of each compound expressed in pounds)
Approximately 3,162 lbs in excess of authorized SO₂ emissions.

VIII. Upset description, cause, and what offsite impact resulted:
While making observation rounds on May 14, 2012, operations identified a pin hole leak on the valve body of 70LV-149. The operator immediately opened the bypass and isolated the 149 valve to stop the leak. In order to prevent an unsafe condition from the elevated levels, operations stabilized the unit by flaring. Reactor temperature and charge rates were reduced in order to control the level in the unit while operating on the bypass. Stable operations were established and flaring ended at approximately 6:58 p.m.

IX. Was the release preventable? yes no unknown If no, explain why the release was not preventable:
Motiva is investigating the cause of the flaring. A follow-up report will be submitted at the conclusion of the investigation.

X. What other agencies were notified? Ascension Parish Incident Number 12-18629 and St. James Parish Incident Number 12-004022

XI. Immediate corrective action taken.
Gases were contained in the Flare Gas Recovery until maximum operating pressures of the system required the refinery to flare. Immediately, the operating unit reduced charge to minimize the generation of gas routed to the flare.

XII. Procedures or measures taken and/or planned to prevent recurrence?
Motiva is investigating the cause of the flaring to determine the root cause and appropriate modifications or adjustments, if any. A follow-up report will be submitted at the conclusion of the investigation.

XIII. Report Prepared By: (Signature) *Nikki Zigler*
Title: Engineer – Environmental - Motiva Enterprises LLC
Date: May 21, 2012

XIV. I certify that, based on information and belief formed after reasonable inquiry, the statements and information in this report are true, accurate and complete.
Responsible Official: (Signature) *Anthony Post*
Title: Production Manager – Convent Refinery
Date: May 21, 2012

RM 12/7/12

MOTIVA

ENTERPRISES LLC

NO EPA ACTION IS REQUIRED WITH RESPECT TO THIS SUBMISSION:
It is being submitted to fulfill a requirement under the consent decree but is for information purposes only.

December 6, 2012

CERTIFIED MAIL #7008 3230 0003 1743 4445
RETURN RECEIPT REQUESTED

Director, Air Enforcement Division
Office of Regulatory Enforcement
U.S. Environmental Protection Agency
Mail Code 2242-A
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001

AE: 2719
Fontenot, Jason
s12-9079
T 139714

RE: United States v Motiva Enterprises LLC
Civil Action Number H-01-0978
Southern District of Texas entered August 21, 2001

RECEIVED

DEC 11 2012

DEQ
Single Point of Contact

Hydrocarbon Flaring Incident Report - May 14, 2012
Corrective Action Item Follow-up Report
Motiva Enterprises, LLC - Convent
St. James Parish, Louisiana

On June 12, 2012, Motiva Enterprises LLC - Convent Refinery (Motiva) submitted a flaring incident report (CMRRR #7008 3230 0003 1743 3233) summarizing Motiva's findings and recommendations from a May 14, 2012 hydrocarbon flaring incident, as required by Section VIII, Paragraph 150 of the above referenced Consent Decree. Per the requirements of Paragraphs 150(f)(5), this letter serves as the final submission to document that all of the corrective actions related to this incident have now been completed as of 12/6/2012. The timeline for completing the corrective actions is the end of the fourth quarter 2012.

If you have any comments or questions regarding this information, please contact Mr. Kyle LeJeune at 225-562-6770.

In accordance with the February 11, 2002 email message from Dianne Shawley of the U. S. Department of Justice to Julie Domike, counsel to Shell Oil Products U.S., Motiva, or Shell Deer Park Refining, we are not sending a copy of this report to the U.S. Department of Justice.

I certify under penalty of law that I have personally examined and am familiar with the information submitted herein and that I have made a diligent inquiry of those individuals immediately responsible for obtaining the information and that to the best of my knowledge and

belief, the information submitted herewith is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Sincerely,

A handwritten signature in cursive script that reads "David G. Brignac". The signature is written in black ink and is positioned above the printed name.

David G. Brignac
General Manager - Convent Refinery

DGB/kfl

cc:

CERTIFIED MAIL #7008 3230 0003 1743 4452

Director, Air Enforcement Division
U.S. Environmental Protection Agency
c/o Matrix Environmental and Geotechnical Services, Inc.
attn: Clare Sullivan
120 Eagle Rock Avenue, Suite 207
East Hanover, New Jersey 07936

CERTIFIED MAIL #7008 3230 0003 1743 4469

David Garcia, Chief
Air, Toxics, and Inspection Coordination Branch (6EN-A)
Compliance Assurance and Enforcement Division
U.S. Environmental Protection Agency, Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202

CERTIFIED MAIL #7008 3230 0003 1743 4476

Assistant Secretary
Office of Environmental Compliance
Louisiana Department of Environmental Quality
AGENCY INTEREST NUMBER 2719
Post Office Box 4312
Baton Rouge, Louisiana 70821-4312

Electronic Copies:

Mike Gallagher, Shell Oil Products US, micheal.gallagher@shell.com

Shari Keller, Shell Oil Products US, shari.keller@shell.com

Clare Sullivan, Matrix Environmental and Geotechnical Services, Inc.,
csullivan@matrixnewworld.com

Terri Dykes, EPA, dykes.teresa@epa.gov

PM 12/7/12



NO EPA ACTION IS REQUIRED WITH RESPECT TO THIS SUBMISSION:
It is being submitted to fulfill a requirement under the consent decree but is for information purposes only.

December 6, 2012

CERTIFIED MAIL #7008 3230 0003 1743 4537
RETURN RECEIPT REQUESTED

Director, Air Enforcement Division
Office of Regulatory Enforcement
U.S. Environmental Protection Agency
Mail Code 2242-A
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001

RECEIVED

DEC 11 2012

**DEQ
Single Point of Contact**

**RE: United States v Motiva Enterprises LLC
Civil Action Number H-01-0978
Southern District of Texas entered August 21, 2001**

**Hydrocarbon Flaring Incident Report - May 24, 2012
Corrective Action Item Follow-up Report
Motiva Enterprises, LLC - Convent
St. James Parish, Louisiana**

On June 20, 2012, Motiva Enterprises LLC - Convent Refinery (Motiva) submitted a flaring incident report (CMRRR #7008 3230 0003 1743 3318) summarizing Motiva's findings and recommendations from a May 24, 2012 hydrocarbon flaring incident, as required by Section VIII, Paragraph 150 of the above referenced Consent Decree. Per the requirements of Paragraphs 150(f)(5), this letter serves as the final submission to document that all of the corrective actions related to this incident have now been completed as of 12/6/2012. The timeline for completing the corrective actions is the end of the fourth quarter 2012.


If you have any comments or questions regarding this information, please contact Mr. Kyle LeJeune at 225-562-6770.

In accordance with the February 11, 2002 email message from Dianne Shawley of the U. S. Department of Justice to Julie Domike, counsel to Shell Oil Products U.S., Motiva, or Shell Deer Park Refining, we are not sending a copy of this report to the U.S. Department of Justice.

I certify under penalty of law that I have personally examined and am familiar with the information submitted herein and that I have made a diligent inquiry of those individuals immediately responsible for obtaining the information and that to the best of my knowledge and

belief, the information submitted herewith is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Sincerely,

A handwritten signature in cursive script, appearing to read "David G. Brignac".

David G. Brignac
General Manager - Convent Refinery

DGB/kfl

cc:

CERTIFIED MAIL #7008 3230 0003 1743 4544

Director, Air Enforcement Division
U.S. Environmental Protection Agency
c/o Matrix Environmental and Geotechnical Services, Inc.
attn: Clare Sullivan
120 Eagle Rock Avenue, Suite 207
East Hanover, New Jersey 07936

CERTIFIED MAIL #7008 3230 0003 1743 4551

David Garcia, Chief
Air, Toxics, and Inspection Coordination Branch (6EN-A)
Compliance Assurance and Enforcement Division
U.S. Environmental Protection Agency, Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202

CERTIFIED MAIL #7008 3230 0003 1743 4520

Assistant Secretary
Office of Environmental Compliance
Louisiana Department of Environmental Quality
AGENCY INTEREST NUMBER 2719
Post Office Box 4312
Baton Rouge, Louisiana 70821-4312

Electronic Copies:

Mike Gallagher, Shell Oil Products US, micheal.gallagher@shell.com

Shari Keller, Shell Oil Products US, shari.keller@shell.com

Clare Sullivan, Matrix Environmental and Geotechnical Services, Inc.,
csullivan@matrixnewworld.com

Terri Dykes, EPA, dykes.teresa@epa.gov