
Date 9/18/2014

Mr. Duane Nottingham
District Manager
Plains Marketing LP
333 Clay Street
Suite 1600
Houston, Texas 77002

Re: Followup Written Notice of Federal Interest in an Oil Pollution Discharge at the Plains at Stevens Facility Oil Spill Clarke County, Mississippi

Dear Mr. Nottingham

This letter is a written followup for a Notice of Federal Interest that was issued verbally on the afternoon of 9/17/2014 to Mr. Alan R Schoen of Plains Marketing LP.

This letter is to inform you that a discharge of oil has occurred as a result of a truck overfilling operation at the Plains at Stevens Facility in Pachuta, Clarke County, Mississippi. Latitude: 30.98873 Longitude: - 88.83490. The discharge has flowed down the adjacent dirt road into the headwaters of Bogue Homo. The discharge of a prohibited quantity of oil or a hazardous substance is a violation of the Clean Water Act (CWA), as amended by the Oil Pollution Act of 1990 (OPA). Under the OPA, the responsible party is liable for clean-up costs and damages resulting from the incident. A responsible party is the owner, operator, or person in charge of a facility or vessel from which the oil is discharged or poses a threat of discharge.

As the responsible party, you should clean up the discharged oil and/or take other actions to prevent or mitigate or minimize the threat of a discharge of oil. If you do not act, the United States may respond for you and take such actions that are necessary to remove the discharged oil or to minimize or mitigate the threat. **The U.S. costs to respond to this incident will be billed to, and recovered from, the responsible party.**

You are advised that a responsible party may lose the opportunity to limit their liability for cleanup under OPA if the responsible party fails or refuses to provide all reasonable cooperation

A response is being done properly if it is done in accordance with federal and state statutes and regulations and in accordance with the criteria of the National Oil and Hazardous Substances Pollution Contingency Plan (NCP). If you undertake the response action, the adequacy of such action shall be evaluated by the OSC. Under the CWA, a responsible party could also be liable for penalties for discharges of oil which enter any navigable waters of the United States and adjoining shorelines. These penalties would be in addition to penalties and liability for failure to properly remove the discharge. A responsible party's actions may be taken into account in determining the amount of any penalty assessed as a result of the incident.

Please find the attachment described as "20 Questions". Please submit answers to those questions with supporting documentation within the next 30 days from receipt of this notice.

If you have any questions regarding this incident, please contact me at the EPA Region 4 South Mississippi/SW Alabama Outpost. I can be reached via my cell at (404)606-2223 or via email at francendese.leo@epa.gov.

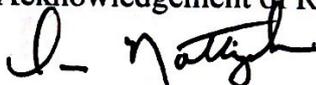
Respectfully,



9/19/2014

Leo Francendese
On Scene Coordinator (OSC)
U.S. EPA Region 4

Acknowledgement of Receipt



- 9-19-2014

Mr. Dwayne Nottingham
District Manager
Plains Marketing LP
333 Clay Street
Suite 1600
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