



STATE OF WASHINGTON

UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250

(360) 664-1160 • TTY (360) 586-8203

Sent Via Email and Electronic Return Receipt Mail

May 22, 2018

Mark Norris
Vice President for Consortium SeaTac Fuel Facilities
Swissport Fueling, Inc.
42025 Aviation Dr., Suite 350
Dulles, VA 20166
mark.norris@swissport.com

Dear Mr. Norris:

RE: 2018 Hazardous Liquid Public Awareness – Swissport Fueling, Inc. – (Insp. No. 7583)

Staff from the Washington Utilities and Transportation Commission (staff) conducted a Public Awareness inspection on April 16, of Swissport Fueling, Inc. (Swissport). The inspection included a records and procedures review of the Public Awareness plan.

Our inspection indicates one probable violation as noted in the enclosed report. Which unless corrected, could potentially lead to future violation of state and/or federal pipeline safety rules.

Your response needed

Please review the attached report and respond in writing by June 25, 2018. The response should include how and when you plan to bring the probable violations into full compliance.

What happens after you respond to this letter?

The attached report presents staff's decision on probable violations and does not constitute a finding of violation by the commission at this time.

After you respond in writing to this letter, there are several possible actions the commission, in its discretion, may take with respect to this matter. For example, the commission may:

- Issue an administrative penalty under RCW 81.04.405; or

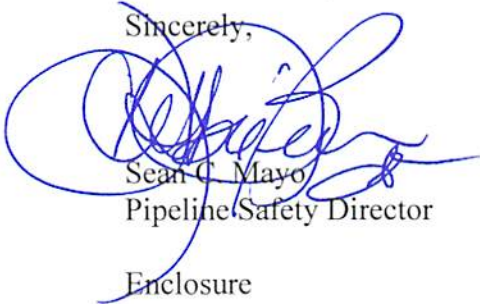
Swissport Fueling, Inc.
2018 PA Inspection
May 22, 2018
Page 2

- Issue a complaint under RCW 81.88.040, seeking monetary penalties, changes in the company's practices, or other relief authorized by law, and justified by the circumstances. Any pipeline company that violates any pipeline safety provision of any commission order, or any rule in this chapter including those rules adopted by reference, or chapter 81.88 RCW is subject to a civil penalty not to exceed two hundred thousand dollars for each violation for each day that the violation persists. The maximum civil penalty for a related series of violations is two million dollars; or
- Consider the matter resolved without further commission action.

We have not yet decided whether to pursue a penalty or complaint in this matter. Should the commission decide to assess a penalty or initiate a complaint, your company will have an opportunity to respond and formally present its position.

If you have any questions or if we may be of any assistance, please contact Scott Anderson at (360) 664-1297. Please refer to the subject matter described above in any future correspondence pertaining to this inspection.

Sincerely,



Sean C. Mayo
Pipeline Safety Director

Enclosure

cc: George Mencarelli, VP, West Coast Operations, Swissport george.mencarelli@swissport.com
Jay Long, General Manager, Swissport jay.long@swissport.com

UTILITIES AND TRANSPORTATION COMMISSION
2018 Hazardous Liquid Public Awareness Inspection
Swissport Fueling, Inc.

The following probable violation of Title 49 CFR Part 195.440(c) was noted as a result of the 2018 Public Awareness inspection of Swissport Fueling, Inc.

PROBABLE VIOLATIONS

1. **49 CFR §195.440(c) Public Awareness**

The operator must follow the general program recommendations, including baseline and supplemental requirements of API RP 1162, unless the operator provides justification in its program or procedural manual as to why compliance with all or certain provisions of the recommended practice is not practicable and not necessary for safety.

Per API RP 1162 2003 edition section 8.3 Measuring Program Implementation, the operator should complete an annual audit or review of whether the program has been developed and implemented according to the guidelines in this RP.

Finding:

Swissport's Public Awareness plan states, in section 7.0 Program Evaluation, that Swissport will contract third party, Burns and McDonnell, to conduct effectiveness evaluations every 4 years. Swissport could not provide records that this evaluation had occurred since the implementation of the plan in 2013.