



STATE OF WASHINGTON
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

CERTIFIED MAIL

October 29, 2012

Mr. Jimmy Jordan
Corporate HSE Manager
AkzoNobel - Eka Chemicals, Inc.
1775 West Oak Commons Court
Marietta, GA 30062

Dear Mr. Jordan:

RE: 2012 Hydrogen Gas Pipeline Safety Inspection – AkzoNobel-Eka Chemicals, Moses Lake, WA

Staff from the Washington Utilities and Transportation Commission (staff) conducted a safety inspection from October 16 and 17, 2012 of AkzoNobel-Eka Chemicals, Moses Lake, WA. The inspection included a records review and inspection of the pipeline facilities.

Our inspection indicates one probable violation as noted in the enclosed report.

Your response needed

Please review the attached report and respond in writing by December 4, 2012. 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 81.88.040, or



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- Institute a complaint, seeking monetary penalties, changes in the company's practices, or other relief authorized by law, and justified by the circumstances, or
- Consider the matter resolved without further commission action.

We have not yet decided whether to pursue a complaint or penalty in this matter. Should an administrative law judge decide to pursue a complaint or penalty, your company will have an opportunity to present its position directly to the commissioners.

If you have any questions or if we may be of any assistance, please contact Dennis Ritter at (360) 664-1159. Please refer to the subject matter described above in any future correspondence pertaining to this inspection.

Sincerely,



David D. Lykken
Pipeline Safety Director

Enclosure

cc: Calvin Greene, Plant Manager, Akzo Nobel, Moses Lake, WA
Robert L. Cosentino, Cosentino Consulting, Longview, WA

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION
2012 Hydrogen Gas Pipeline Safety Inspection
AkzoNobel, Moses Lake, WA

The following probable violation of WAC 480-93 was noted as a result of the 2012 inspection of the AkzoNobel, Moses Lake, WA pipeline system. The inspection included a random selection of records, operation and maintenance, emergency response and field inspection of the pipeline facilities.

PROBABLE VIOLATIONS

1. WAC 480-93-188 Gas leak surveys

- (3) Each gas pipeline company must conduct gas leak surveys according to the following minimum frequencies:*
 - (e) Unodorized gas pipelines - at least monthly.*

Finding(s):

The operator did not leak survey the unodorized hydrogen pipeline monthly as required. They erroneously were surveying twice per year. The operator is not odorizing the pipeline as it makes the gas "unfit for its intended purpose" per WAC 480-93-015(6). The gas is used as portion of a three part feedstock for a boiler at Simplot.