

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
NOTICE OF FEDERAL INTEREST IN AN OIL POLLUTION
DISCHARGE

Date 6/6/2015

Mr. Steven Ford
Array Operation
1516 Murry Dr.
Vidali, La 71373
stevenfordwork@gmail.com
6016607625

Mr. Troy Calapp - *coordinator for spill resolution on behalf of Working Interest Owners*
Pipeline Oil and Gas Company
2375 E Camelback Rd #600
Phoenix, AZ 85016
tcaldapp@pipelineoilandgas.com
6026208272

Re: Notice of Federal Interest in an Oil Pollution Discharge Tar Creek Oil Spill Wilkinson County Mississippi

Dear Mr Ford and Mr Calapp

This letter is a followup to verbal notification of federal interest issued on 6/4/2014. A discharge of oil has occurred as a result of a tank failure from a production facility near Crosby, Wilkinson County, Mississippi located at coordinates 31.27437N 91.10525W. The discharge has entered into waters of the United States as defined by 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 and assistance requested by the responsible official in connection with response activities. A responsible party who fails to comply with an On-Scene Coordinator's (OSC) verbal or written directive to remove the discharge or to an administrative order to protect the public health and

welfare may be subject to additional penalties. Under the CWA, a civil penalty can amount up to \$37,500 per day of violation or up to three times the costs incurred by the Oil Discharge Liability Trust Fund to conduct response actions.

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 attached twenty questions and submit the answers to the OSC within **fifteen days** of the date of this notification.

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

Respectfully,



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

Under Acknowledgement of Receipt

Steven Ford

Project overseer only X Steven Ford

Troy Calapp - coordinator for spill resolution on behalf of Pipeline Oil & Gas
and the working interest owners

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