

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

August 30, 2011

Enbridge Energy, Limited Partnership
c/o Mr. Rich Adams
Vice President, Operations
Superior City Centre
Second Floor
1409 Hammond Ave.
Superior, Wisconsin 54880

Re: Notice of Enbridge Failure to Comply with Oil Recovery Directive Deadline for Summer 2011 Pursuant to the Administrative Order (Order) issued by U.S. EPA on July 27, 2010, pursuant to §311(c) of the Clean Water Act (Docket No. CWA 1321-5-10-001) and Supplement to the Administrative Order (Supplement) issued by U.S. EPA on September 23, 2010)

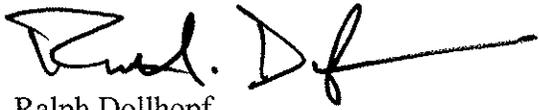
Dear Mr. Adams:

On August 29, 2011, Enbridge Energy, Limited Partnership, Enbridge Pipelines (Lakehead) L.L.C., Enbridge Pipelines (Wisconsin) and Enbridge Energy Partners, L.P. (herein collectively referred to as "Enbridge") notified U.S. EPA in a letter that it would not comply with the August 31, 2011 deadline included in my June 17, 2011 letter. In the June 17, 2011 letter, U.S. EPA directed Enbridge to complete recovery of all submerged oil, oil sheen, oil-containing soils and oil-containing sediments by August 31, 2011.

U.S. EPA will continue to evaluate Enbridge's response work progress and the reasons identified for failing to complete the work by August 31, 2011. Moreover, U.S. EPA expects that Enbridge will continue oil recovery operations and all other actions required by the Order and Supplement and to complete that work as soon as possible. U.S. EPA is evaluating other performance requirements to ensure completion and future measures of performance to determine when Enbridge has satisfied the requirements of the Order and the Supplement. U.S. EPA will provide Enbridge with further direction on oil recovery end-points and/or progress metrics in the coming weeks.

If you have any questions regarding this directive, please contact me immediately at (231) 301-0559.

Sincerely,

A handwritten signature in black ink, appearing to read "Ralph Dollhopf". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Ralph Dollhopf
Federal On-Scene Coordinator and Incident Commander
U.S. EPA, Region 5

cc: L. Kirby-Miles, U.S. EPA
S. Vega, U.S. EPA,
J. Kimble, U.S. EPA
M. Durno, U.S. EPA
T. Edwards, U.S. EPA
S. Wolfe, US. EPA
M. Ducharme, MDEQ
L. Dykema, MDCH

Records Center, U.S. EPA, Reg. V