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Georgia Public Service Commission

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DOCKET # 37043
DOCUMENT # 217791

Docket No. 37043

City of Dawson Gas & Water Dept.
P. O. Box 190
Dawson, GA 39842

REF: Follow Up Inspection # DL23-001

☐ Certified Mail ☐ Regular Mail ☒ Email

Attention: Mr. Tracy Hester

On January 9, 2023, a representative of the Georgia Public Service Commission Pipeline Safety/Facilities Protection Office conducted an on-site inspection of your gas system and found that previously identified probable violation(s) of the Pipeline Safety Regulations have either been cleared or are continuing, as identified below.

- ☒ Previously existing probable violation(s) has/have been cleared.
- ☒ Previously existing probable violation(s) still exist.
- ☐ Additional Enforcement
  - ☒ Notice of Proposed Violation
  - ☐ Notice of Proposed Violation with Proposed Civil Penalty
  - ☐ Warning Letter
  - ☐ Letter of Concern
  - ☐ Observed Issue
- ☐ Consent Agreement Pending

The enclosed inspection report numbered DL23-001 is provided for your information and file.

Please review and respond to this report in accordance with the attached Instructions for Responding to Enforcement Actions, Enforcement Letters, and Notifications Issued by the Georgia Public Service Commission. Please refer to Docket No. 37043 in your response.

Please let me know if there are any questions concerning this report at (404) 985-4271 or mthebert@psc.ga.gov. Thank you for your continuing contribution toward increased pipeline safety.

Sincerely,

Michelle Thebert

Michelle L. Thebert
Director, Office of Pipeline Safety/Facilities Protection

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REPORT OF NATURAL GAS SAFETY

INSPECTION NO: DL23-001

OPERATOR: City of Dawson Gas & Water Dept.

INVESTIGATOR: David Lewis

INSPECTION DATE: January 9, 2023 REPORT MAILED DATE: February 27, 2024

Any questions concerning this report may be directed to the above address or by telephoning (404) 463-6526.

1. PURPOSE OF INSPECTION

To conduct a follow-up inspection of the Operators previously existing probable violations.

2. CONTINUING VIOLATIONS

Violation	Description	Inspection#	Date
192.615(b)(3)	Review employee activities to determine whether the procedures were effectively followed in each...	AT19-013	3/4/2019
192.383(b)	Installation required. An EFV installation must comply with the performance standards in...	AT19-013	3/4/2019
192.616	Public education.	JH20-043	12/15/2020

3. CLEARED VIOLATIONS

Cleared on 1/9/2023

Violation	Description	Inspection#	Date
192.465	External corrosion control: Monitoring	SS14-007	3/24/2014
192.1007	What are the required elements of an integrity management plan?	AT16-035	7/19/2016
192.1011	What records must an operator keep?	AT16-035	7/19/2016
515-9-3-.08	Written Formal Notice of Violation	JH18-041	11/5/2018
192.617	Investigation of failures.	AT19-013	3/4/2019
192.615(b)(2)	Train the appropriate operating personnel to assure that they are knowledgeable of the emergency...	AT19-013	3/4/2019
192.463(a)	Each cathodic protection system required by this subpart must provide a level of cathodic...	AT19-013	3/4/2019
192.465(d)	Each operator shall take prompt remedial action to correct any deficiencies indicated by the...	AT19-013	3/4/2019
192.479(a)	Each operator must clean and coat each pipeline or portion of pipeline that is exposed to the...	AT19-013	3/4/2019
192.619(b)	No person may operate a segment to which paragraph (a)(4) of this section is applicable, unless...	AT19-013	3/4/2019
192.467(a)	Each buried or submerged pipeline must be electrically isolated from other underground metallic...	AT19-013	3/4/2019
192.467(c)	Except for unprotected copper inserted in a ferrous pipe, each pipeline must be electrically...	AT19-013	3/4/2019
192.461(a)	Each external protective coating, whether conductive or insulating, applied for the purpose of...	AT19-013	3/4/2019
192.471(a)	Each test lead wire must be connected to the pipeline so as to remain mechanically secure and...	AT19-013	3/4/2019
192.481(c)	If atmospheric corrosion is found during an inspection, the operator must provide protection...	AT19-013	3/4/2019
192.517(b)	Each operator must maintain a record of each test required by §§ 192.509, 192.511, and 192.513...	AT19-013	3/4/2019
192.1011	What records must an operator keep?	DL19-048	11/5/2019

4. NEW VIOLATIONS

Violation	Description	Inspection#	Date
192.703(c)	Hazardous leaks must be repaired promptly.	DL23-001	1/9/2023
Consent Agreement Pending	Operator is negotiating Consent Agreement with the FPU Director	DL23-001	1/9/2023

5. OTHER RECOMMENDATIONS/COMMENTS

SEE ATTACHED INSPECTION REPORT

CITY OF DAWSON / FOLLOW UP INSPECTION
INSPECTION NUMBER DL23-001/ DOCKET NUMBER 37043

On January 9-10, 2023 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. Staff worked on reports for this follow-up on January 19-20 and again on February 28-29, 2023.

During this inspection the Operator was represented by:
John Batz – Public Works Director
Tracy Hester- City Manager
Joe Carter – Gas Technician
Eddie Harp – Harp and Associates
Peter Schultzs- Harp and Associates

Commission Staff was represented by:
David Lewis – Lead Inspector
Joe Jones – Pipeline Safety Inspector

At the time of this inspection the City of Dawson was under 20 previously existing probable violations. Staff reviewed these probable violations with the Operator and determined that:

Inspection #	Item#	Code	Ref	Proposed Penalty
AT19-013	4	§192.615(c)	Liaison	$5,000.00
AT19-013	6	§192.225(b)	Welding Procedures	$5,000.00
AT19-013	7	§192.227(a)	Welder Qualifications	$5,000.00
AT19-013	8	§192.383(b)	Excess Flow Valves	$5,000.00
AT19-013	9	§192.463(a)	External Corrosion Control / CP	$5,000.00
AT19-013	11	§192.471(a)	External Corrosion Control / Test Leads	$5,000.00
AT19-013	12	§192.467(c)	External Corrosion Control / Casings	$5,000.00
AT19-013	13	§192.465(a)	External Corrosion Control / Monitoring	$5,000.00
AT19-013	14	§192.467(a)	External Corrosion Control / Shorts	$5,000.00
AT19-013	17	§192.465(d)	External Corrosion Control / Remedial Actions	$5,000.00
AT19-013	19	§192.703(c)	Hazardous Leaks	$5,000.00
AT19-013	20	§192.517(b)	Records	$5,000.00
AT19-013	21	§192.619(b)	MAOP	$5,000.00
JH20-043	1	§192.616	Public Awareness Program	$10,000.00
DL19-048		§192.1011	DIMP Records	$5.000.00
JH18-041		515-9-3-.08	Failure to respond to Insp # SS14-007	$5,000.00
JH18-041		515-9-3-.08	Failure to respond to Insp # AT16-034	$10,000.00
JH18-041		515-9-3-.08	Failure to respond to Insp # AT16-035	$20,000.00
TOTAL PROPOSED CIVIL PENALTIES				$115,000

At the time of this inspection the City of Dawson was under 19 previously existing probable violations. Staff reviewed these probable violations with the Operator and determined that:

NOTICE OF PROBABLE VIOLATION

As a result of this inspection Staff found that the City of Dawson was in probable violation of the minimum federal safety standards; specifically:

1) 49CFR, §192.703 – General

(c) Hazardous leaks must be repaired promptly

COMMENTS: In the City of Dawson's Operations and Procedures Manual in Subpart M Maintenance it states: "192.703 - GENERAL

The City of Dawson's gas department employees will not operate any segment of its pipeline, unless it is maintained in accordance with this section. Any segment of pipeline that becomes unsafe must be replaced, repaired, or removed from service. Procedure followed by the City of Dawson's Gas Superintendent, or his designee, to measure and characterizes mechanical damage to installed pipe and components are: Procedures # 0211. Also see related Procedures #'s 0151, 0201, 0601, 0611, 0621, 0631, 0801-0811 and 1071 which is located in Appendix E Section (s) 2, 3, 6, 8 & 10 of this manual. Hazardous leaks must be repaired promptly according to their classification."

Appendix D of the Operator's O&M is the leak grading criteria. A Grade 1 leak is a "leak that represents an existing or probable hazard to persons or property and requires immediate repair or continuous action until the conditions are no longer hazardous.

During this inspection (DL22-002) Staff examined the City of Dawson work order for 394 Church St, originated on July 5, 2018 and showed the Operator found a Grade 1 leak; however, this leak was not repaired until July 6, 2018. The operator stated in the work order: A grade 1 leak was detected on July 05, 2018 by leak survey personal at the intersection of Nelson St. and Church St.....Since the leak was vented and weather was trying to get bad, the operator decided to wait until the next morning to make the necessary repairs. Noted on work order: July 6, 2018- Operator dug up 2" natural gas main and found small pin hole.....Operator repaired. Staff decided to visit the area in question and found that the leak was in the business district in the old town residential area and also checked the weather for that particular day and found that the Operator arrived at 9:30 AM and departed at 11:30 AM, the weather reported for this time frame as "mostly cloudy" with 0.0 precipitation. Also showed 0.0 precipitation for the remainder of the day.

PROBABLE VIOLATION: The City of Dawson failed to ensure that a hazardous leak was repaired promptly as required by §192.703(c) and their O&M Procedures.

At the time of this inspection the City of Dawson was under 19 previously existing probable violations. Staff reviewed these probable violations with the Operator and determined that:

PROBABLE VIOLATIONS CLEARED

1) In regard to the Notice of Probable Violation of 49CFR §192.617 which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to perform investigation of their failures and accidents as required under their procedures and Part 192.617."

   OPERATOR RESPONSE: In a response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson is unaware of any accidents or failures on its gas system that would require reporting or taking samples to have analyzing by a laboratory. The City of Dawson feels that this was a mistake by its previous consultants when filling out its annual 7100 reports. The City feels that the consultant at that time (City Services) failed to follow the required guidelines set forth by PHMSA in determining a gas leaks cause. This situation has now been corrected and hopefully will not be a problem going forth."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated:

> "During this inspection (DL19-047) Staff examined the Operators PHMSA 7100 reports filed for the years of 2014 through 2018. The reports on file with PHMSA indicate that there were two (2) corrosion failures; two (2) excavation damages; and 15 pipe weld or joint failures in 2014. The Operator could not produce any evidence of the failure investigations for these reported leaks.
>
> Staff notes that the City of Dawson remains responsible for the actions of their contractors and consultants. The fact that they have changed consultants is not a sufficient justification for this violation to be cleared."

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.617 – Investigation of Failures – Investigation of Failures / AT19-013 / 3-4-2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.617 – Investigation of Failures – Investigation of Failures / AT19-013 / 3-4-2019"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators PHMSA 7100 reports from 2017- 2021 (five years). The only reportable failures in this timeframe were two failures in 2018, although the operator has filed a supplemental to remove one of the leaks that was

non-reportable. Staff examined the work order that documented the leak investigation as well as the repair of the leak and the recheck. Staff did have a concern regarding the operator finding a grade one leak on July 5, 2018 and not repairing the leak until the morning of July 6, 2018. The operator's work order stated that they vented the leak and returned the following morning to repair. Staff wrote a Notice of Probable Violation on this (see above).

Staff determined that this probable violation can be cleared at this time.

2) In regard to the Probable Violation of 49CFR, §192.615(b)(2) which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator has failed to follow their emergency procedures and provide training to their appropriate personnel responsible for ensuring the emergency procedures are followed as required under Part 192.615(b)(2)."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson failed to train their personnel on the emergency procedures manual until 2016 when Harp and Associates took over as consultant to the Cities Gas Department. The City employees were trained on the Emergency Procedures Manual each year for 2016 to present, however, the City failed to maintain the paperwork given to them after each Emergency Manual training class. The city will correct this problem going forward by maintaining all paper work used to document the Training and each attendee in the Gas Office at City Hall."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff examined records that showed emergency training took place in December 2018. Staff elected not to clear this violation until the Operator shows a 2019 training class, which is due in December 2019."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.615(b)(2) – Emergency Plans – Training of Employees / AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under

nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.615(b)(2) – Emergency Plans – Training of Employees / AT19-013 / 3/4/2019 Completed"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators Emergency Procedures manual training records for personnel for the years 2018, 2019, 2020, 2021, and 2022.

Staff determined that this probable violation can be cleared at this time.

3) In regard to the Probable Violation of 49CFR, §192.463(a), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to provide a level of cathodic protection as required by 49CFR 192.463(a) and their OPM."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson realizes that the cathodic protection on its steel natural gas system does not meet the requirements of 192,463(a) however this has been an ongoing violation that the City and its consultant has been working on since 2016 and continue to work on at the time of this inspection. As stated in previous responses we are working diligently to get this situation corrected. The cp appears to be in a lot better shape now than it was in 2016-2017 when Harp started working on it and if allowed the time by the PSC will get completely cleared up."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to

address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.463(a) – External Corrosion Control – Cathodic Protection / AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.463(a) – External Corrosion Control – Cathodic Protection / AT19-013 / 3/4/2019 Continuing with Progress"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators 2021 and 2022 annual cathodic protection surveys and found that the system has all been brought to an acceptable level. Staff also reviewed three work orders, one for clearing shorts at two sites in 2022 and two work orders that replaced rectifiers in 2021 and 2022.

Staff determined that this probable violation can be cleared at this time.

4) In regard to the Notice of Probable Violation of 49CFR, §192.479(a), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to clean and coat pipeline as required by 49CFR 192.479(a) and their OPM."

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson failed to comply with 192.479 for the riser still standing at the old meat packing plant in the Industrial Park which is no longer in use and needs to be removed. Also, the city has a 2" coated and wrapped steel gas main that crosses the creek behind the Regulator Station on Lee St. and a creek crossing on the Golf Course at the Country Club. Tile (sic) City is planning on lowering the two lines exposed in the 2 ditches and also killing the exposed line in the Industrial Park. We are not yet sure of the date for completing this work but will let PSC know when we start and complete."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.479(a) – Atmospheric Corrosion Control – General / AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.479(a) – Atmospheric Corrosion Control – General / AT19-013 / 3/4/2019 Continuing with Progress"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators work order from City of Albany Gas, who replaced/lowered the 2-inch pipe at creek crossing on the golf course at the country club. The operator does not have any records/work order for the replace/lowered 2-inch behind the regulator station on Lee St., but Staff did a field visit to this location and photographed the creek crossing the verify pipe is no longer exposed. The operator also does not have any records/work orders for the clean and wrap of a riser at "old meat packing plant in the industrial park", so Staff made a field visit to verify riser had been coated and wrapped.

Staff determined that this probable violation can be cleared at this time.

5) In regard to the Notice of Probable Violation of 49CFR, §192.471(a), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to secure test wires to gas main as required in 49CFR 192.471(a) and their OPM."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson failed to ensure that all their test points were connected to the gas mains as required. The City with help of Harp and Associates will be performing corrective action to the above mentioned test points that are no longer attached to the gas mains as required."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.471(a) – External Corrosion Control – Test Leads – AT19-013 / 3-4-2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.471(a) – External Corrosion Control – Test Leads – AT19-013 / 3-4-2019 Continuing with Progress"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators cathodic protection surveys from the years 2021 and 2022 and found the readings at acceptable levels. Staff also examined the work order dated November 11, 2021, that reconnected the test wires at the two locations.

Staff determined that this probable violation can be cleared at this time.

6) In regard to the Probable Violation of 49CFR, §192.467(c), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to electrically isolate casing from gas main as required in 49CFR 192.467(c), and their OPM."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson has 2 locations where the casing pipe is shorted to the carrier pipe and is taking away from the cathodic protection of the gas system and needs to be corrected. The City of Dawson is making plans to take corrective action to try and clear the shorts at these 2 locations in the near future. Every step will be taken to clear the shorts however if this can't be accomplished the 2 sites will be added to the operators pipeline patrolling form and monitored on a quarterly basis for leaks."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation. Staff also notes that the Operators proposal to perform patrolling on a quarterly basis to monitor for leaks is not a sufficient action to address this probable violation. Under the PHMSA enforcement guidance, both types of shorts (direct or electrolytic) should be removed since they could reduce the effectiveness of CP to not only the carrier pipe in the casing but to the line pipe on either side of the casing."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated:"192.467(c) – External Corrosion Control – Electrical Isolation – AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: ":"192.467(c) – External Corrosion Control – Electrical Isolation – AT19-013 / 3/4/2019 Continuing with Progress"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the previous inspector's cathodic protection field notes to identify the locations and located the location on the operator's cathodic protection surveys for the years 2016-2018. After further investigation, Staff and operator agreed that noted location on field form is not Randolph St and Pecan St. (RR crossing) is actually (Hamilton St and Augusta St. North). Staff also checked the 2021 and 2022 cathodic protections surveys and conducted a field visit to verify that the short no longer exists. Staff verified that the shorted casing noted on field form as Country Club main casing, has been removed when the pipe was lowered across the creek per probable violation number six (49CFR, §192.479(a)). Staff, again made a field visit to verify.

Staff determined that this probable violation can be cleared at this time.

7) In regard to the Probable Violation of 49CFR, §192.467(a), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to isolate cathodically protected pipeline from other buried metallic structures as required in 49CFR 192.467(a), and their OPM."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson has shorts in its natural gas system that has shown being shorted since 2016 and need to be cleared. The City of Dawson is in the process of having a 100 % corrosion Survey performed in the near future and once completed should help locate the shorts

and can be corrected at that point. No dates have been set yet but will let PSC staff know as soon as we know."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.467(a) – External Corrosion Control – Electrical Isolation / AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.467(a) – External Corrosion Control – Electrical Isolation / AT19-013 / 3/4/2019 Continuing with Progress"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the operator's cathodic protection surveys for the years 2016-2018. Staff also checked the 2021 and 2022 cathodic protections surveys and conducted a field visit to verify that the shorts no longer exist. Staff verified that the shorted casing noted on field form as Country Club main casing, has been removed when the pipe was lowered across the creek per probable violation number six 49CFR, §192.467(c), and probable violation number 8 (49CFR, §192.479(a)). Staff again made a field visit to verify.

Staff determined that this probable violation can be cleared at this time.

8) In regard to the Probable Violation of 49CFR, §192.481(c), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to provide protection as required in 49CFR §192.481(c), and their OPM.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson has an old meter set in the Industrial Park that has above ground piping that is showing some surface rust but nothing that warrants being called atmospheric corrosion. No metal loss was seen. That being said the City will still be taking this entire exposed pipe out of service and capping the gas line underground"

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.481(c) Remedial Measures General (sic) – AT19-013 / 3-4-2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.481(c) Remedial Measures General (sic) – AT19-013 / 3-4-2019"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that

inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff identified the operator does not have any records/work orders for the clean and wrap of a riser at "old meat packing plant in the industrial park", so Staff made a field visit to verify riser had been coated and wrapped. As noted in number 5, 7, 8 above.

Staff determined that this probable violation can be cleared at this time.

9) In regard to the Notice of Probable Violation of 49CFR, §192.465(d), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to take prompt remedial action as required in 49CFR, §192.465(d) and their OPM."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson Failed to take prompt remedial action to correct some of the deficiencies that were indicated in the annual Cathodic Protection Surveys. The City has corrected some of the deficiencies noted in the surveys but not all. Again with only 1 man doing all the work it's hard for everything to get done as needed. The hiring of a gas superintendent and 2 additional people hopefully will help this situation."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "1925.465(d) - External Corrosion Control – Monitoring / AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number

JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: ""1925.465(d) - External Corrosion Control – Monitoring / AT19-013 / 3/4/2019 Continuing with Progress"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028

FIFTH FOLLOWUP INSPECTION: During this inspection (DL23-001) Staff examined the Operators 2021 and 2022 annual cathodic protection surveys and found that the system has all been brought to an acceptable level.

Staff determined that this probable violation can be cleared at this time.

10) In regard to the Notice of Probable Violation of 49CFR, §192.461(a), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to apply protective coating as required by 49 CFR 192.461(a), and their OPM."

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson has a 2" line crossing a creek behind by the Regulator Station on Lee St. that had a small gas leak and operator repaired with a repair clamp. The operator personnel failed to wrap the clamp and the pipe to the point it would not allow moisture inside the wrap. The City plans on repairing this when they lower the pipe under the creek and this section of pipe is replaced with new pipe."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new

consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.461(a) – Enternal (sic) Corrosion Control – Protective Coating – AT19-013 / 3-4-2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: ""192.461(a) – Enternal (sic) Corrosion Control – Protective Coating – AT19-013 / 3-4-2019 Continuing with Progress"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators work order from City of Albany Gas, who replaced/lowered the 2-inch pipe at creek crossing on the golf course at the country club. The operator does not have any records/work order for the replace/lowered 2-inch behind the regulator station on Lee St., but Staff did a field visit to this location and photographed the creek crossing the verify pipe is no longer exposed. The operator also does not have any records/work orders for the clean and wrap of a riser at "old meat packing plant in the industrial park", so Staff made a field visit to verify riser had been coated and wrapped.

Staff determined that this probable violation can be cleared at this time.

11) In regard to the Notice of Probable Violation of 49CFR, §192.517(b), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "The Operator failed to ensure they retained pressure test records for the appropriate amount of time."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "City of Dawson gas personnel performed a pressure test but again failed to document what he done. Harp and Associates personnel are working with gas personnel to make sure they document everything they do in their gas system."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.517(b) – Records – Continuing with Progress / AT19-013 / 3-4-2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.517(b) – Records – Continuing with Progress / AT19-013 / 3-4-2019"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators records/Pipeline Test Report for the Pizza Hut mentioned as well as the two other locations mentioned above at 337 and 338 Beach Street.

Staff determined that this probable violation can be cleared at this time.

12) In regard to the Notice of Probable Violation of 49CFR, §192.619(b) which was cited in Inspection Number AT19-013; in that inspection Staff stated: "The City of Dawson Gas System failed to provide over-pressure protection to their system from exceeding the maximum allowable operating pressure."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson has failed to install or have installed a over-pressure device between them and Southern Natural Gas Company that would prevent the over pressuring of their gas system should Southern Naturals regulators fail. The City is looking into getting this valve installed in the near future."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.619(b) – Maximum Allowable Operating Pressure – Steel of Plastic Pipelines – AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.619(b) – Maximum Allowable Operating Pressure – Steel of Plastic Pipelines – AT19-013 / 3/4/2019 Completed"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that

inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators work order for the installation of overpressure device between the City of Dawson and Southern Natural Gas Company.

Staff determined that this probable violation can be cleared at this time.

13) In regard to the Notice of Probable Violation for 49CFR §192.465; which was cited in Inspection Number SS14-007; in that inspection Staff stated that "The Operator's records demonstrated that multiple cathodic protection monitoring readings were below criteria from 2009-2013. Records also demonstrated that multiple test stations were either missing or damaged from 2009-2013 and have not been corrected. Furthermore, a review of the Operator's records demonstrate that the Herod Road rectifier has been down since September 2011."

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number SS14-007.

INFORMAL CONFERENCE: On July 10, 2014 Staff conducted an informal conference with the Operator. (Ref: Inspection Number LB14-030). There was no response required for this conference; and Staff found no response from the Operator.

FIRST FOLLOWUP INSPECTION: On October 29, 2015 Staff conducted a Drug and Alcohol inspection on the City of Dawson. (Ref: Inspection Number SS15-035) In that inspection Staff stated that: "At the time of this inspection the City of Dawson was under three previously existing probable violations. Due to the recent passing of the cities Gas Superintendent Staff did not address these probable violations during this inspection. Staff also notes that this individual was also the cities Designated Employee Representative."

OPERATOR RESPONSE: In their response letter to Inspection Number SS15-035, dated February 25, 2016, the City of Dawson stated that: "Work has started by an outside source (Harp & Associates) to find and correct these problems. This may take some time to achieve so the City of Dawson is requesting the Public Service Commission Pipeline Safety Staff. We are not really sure of a time frame at this time but we will do everything we can to get this situation corrected as soon as possible."

SECOND FOLLOWUP INSPECTION: On July 18, 2016, Staff conducted a Follow-up Inspection on the City of Dawson. (Ref: Inspection Number AT16-034) In that inspection Staff stated that: "During this inspection Operator stated they are still working at this time on bringing their cathodic protection system up to their acceptable criteria level of -850mV."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number AT16-034.

THIRD FOLLOWUP INSPECTION: On December 12, 2017, Staff reported to the City of Dawson Gas Department to conduct Operators Qualifications Protocol 9 inspections for compliance with the minimum federal standards in 49CFR §192, Subpart N. (Ref. Inspection Number JH17-024) In that inspection Staff stated: "At the time of this inspection, the Operator was under ten (10) previously existing probable violations. Because this inspection was specifically to perform personnel evaluations Staff did not review these violations during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JH17-024.

FOURTH FOLLOWUP INSPECTION: On November 5, 2018, Staff conducted a Follow-up Inspection on the City of Dawson. (Ref: Inspection Number JH18-041) In that inspection Staff stated that: "During this inspection (JH18-041) the Operator stated they are still working to bring their cathodic protection system up to their acceptable criteria level of -850mV."

OPERATOR RESPONSE: In their response letter to Inspection Number JH18-041, dated June 28, 2019, the City of Dawson stated that: "As stated in response letter dated February 25, 2016, work is continuing on the cathodic protection system for the City of Dawson at this time. We stated in our earlier response that this would take some time to complete and as it has turned out it is taking longer than we would like but with all the problems detected it is still going to take more time to complete. We feel that the overall cathodic protection system is in a lot better shape that it was when first found and we continue to work to clear all problems. We again ask the PSC to please allow us the time needed to make all the necessary corrections."

FIFTH FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047) In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SIXTH FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.465 - External Corrosion Control - Monitoring/ SS14-007 3-24-2014 Continuing with Progress Made."

SEVENTH FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.465 - External Corrosion Control - Monitoring/ SS14-007 3-24-2014 Continuing with Progress Made."

EIGHTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028

NINTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators cathodic protection surveys from 2016-2022 and found that the surveys in 2021 and 2022 are showing acceptable criteria levels. Staff also reviewed three work orders, one for clearing shorts at two sites in 2022 and two work orders that replaced rectifiers in 2021 and 2022. Staff also performed field evaluation to confirm that the CP levels were within criteria.

Staff determined that this probable violation can be cleared at this time.

14) In regard to the Probable Violation of §192.1007(a) which was cited in inspection AT16-035; in that inspection Staff stated that: "The Operator failed to provide training to their personnel for the knowledge portion of their DIMP plan."

OPERATOR RESPONSE: Staff found no response letter from the Operator for Inspection Number AT16-035.

FIRST FOLLOWUP INSPECTION: On December 12, 2017, Staff reported to the City of Dawson Gas Department to conduct Operators Qualifications Protocol 9 inspections for compliance with the minimum federal standards in 49CFR §192, Subpart N. (Ref. Inspection Number JH17-024) In that inspection Staff stated: "At the time of this inspection, the Operator was under ten (10) previously existing probable violations. Because this inspection was specifically to perform personnel evaluations Staff did not review these violations during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JH17-024.

SECOND FOLLOWUP INSPECTION: On November 5, 2018, Staff conducted a Follow-up Inspection on the City of Dawson. (Ref: Inspection Number JH18-041) In that inspection Staff stated that: "During this inspection (JH18-041) Staff found that the Operator has not addressed this probable violation."

OPERATOR RESPONSE: In their response letter to Inspection Number JH18-041, dated June 28, 2019, the City of Dawson stated that: "The City of Dawson only has 1 employee in the natural gas department and that employee is being trained to know what to look for in its system, what information lie is to write down and what records to maintain on the gas system. This employee has been instructed in the past of these requirements, however, when an operator has only 1 man doing 3 different departments (Water, Sewer, and Gas) it makes it hard for 1 man to remember everything he is supposed

to do. (Not an Excuse) The City of Dawson is preparing to hire a Gas Superintendent and 2 men to work the gas department only and this should help correct this situation."

THIRD FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047) In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

FOURTH FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: §192.1007 - What Are the Required Elements of an Integrity Management Plan. AT16-035/7-19-2016 - Continuing with Progress Made."

FIFTH FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.1007 - What Are the Required Elements of an Integrity Management Plan. AT16-035/7-19-2016 - Continuing with Progress Made."

SIXTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined a recent work order and found that the employees are now gathering the needed/required information that is referenced in the DIMP plan. Staff interviewed the newest employee of the City of Dawson Gas Department, and he was well advised and able to explain the required information needed and why.

Staff determined that this probable violation can be cleared at this time.

15) In regard to the Probable Violation of Commission Rule 515-9-3-.08 which was cited in inspection JH18-041; in that inspection Staff stated that: "The City of Dawson failed to provide a written response to Inspection Report numbers SS14-007, AT16-034 and AT16-035 as required under Commission Rule 515-9-3-.08.

Staff proposed a civil penalty of $35,000.00 for this series of violations.

OPERATOR RESPONSE: In their response letter to Inspection Number JH18-041, dated June 28, 2019, the City of Dawson requested an informal conference with the Director to discuss the proposed civil penalty, and stated that:

> "The City of Dawson realizes that this violation was written back some time ago and has been a continuing violation on several follow-up inspections and questions as to why this late in the game they are now being used to fine the operator for something that happened as far back as 2014 & 2016.
>
> The City of Dawson acknowledges the Proposed Civil Penalties stated in this inspection and respectfully submits to the Public Service Commission that they would like to request and Informal Hearing to discuss the monetary fines and it would put the city in a real hardship to try and pay the Proposed Civil Penalties and also perform the work that is necessary to bring its natural gas system into compliance with all regulations.
>
> Referring to PSC statement that the operator failed to respond to a number of inspections for which the Proposed Civil Penalties were issued, the person whose job it was to take care of this and write all response letters failed to follow-up on this and he is no longer employed with the City of Dawson so there is no way we can go back and respond to past inspections, however, we will promise that all inspections going forward will be responded to within the required time frame."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff repotted to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047) In that inspection Staff stated:

> "During this inspection, (DL19-047) Staff found that the Operator has not yet received their informal conference with the Director.
>
> Subsequent to this inspection, the FPU Supervisor reviewed the City of Dawson's inspection and response history to the Commission. While there were only three (3) inspection reports cited in this violation, there were a total of five (5) reports which the City of Dawson failed to respond to.
>
> The FPU Supervisor also noted that every inspection report referenced in this report included a document titled "PROCESS FOR RESPONDING TO ENFORCEMENT LETTERS ISSUED BY THE GEORGIA PUBLIC SERVICE COMMISSION." In Section 2 of these instructions, Operators are advised that they must respond to any new alleged probable violations, and if there are any continuing or existing violations they are address the current status of those violations in their response letter.
>
> The FPU Supervisor found that after 12 October 2016, when Inspection Number AT16-034 was mailed to the Operator, that they failed to respond to Inspection Report Numbers AT16-034; AT16-

035; JH17-024; and JH18-042. The City of Dawson failed to provide any communication with the Commission until June 28, 2019; in which they questioned the probable violation for failing to respond."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "515-9-3-.08 – Written Formal Notice of Violations – JH18-041 / 11/5/2018 – Continuing"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "515-9-3-.08 – Written Formal Notice of Violations – JH18-041 / 11/5/2018 – Continuing"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOWUP INSPECTION: During this inspection Staff found that the Operator failed to provide a response to Inspection Number JJ23-028. Because the Operator is negotiating a Consent Agreement with the Director for the Proposed Civil Penalty for this violation Staff determined that this item could be cleared at this time.

Staff determined that this probable violation can be cleared at this time.

16) In regard to the Probable Violation of §192.1011 which was cited in inspection AT16-035; in that inspection Staff stated: "The Operator failed to keep records for at least 10 years.

OPERATOR RESPONSE: Staff found no response letter from the Operator for Inspection Number AT16-035.

FIRST FOLLOWUP INSPECTION: On December 12, 2017, Staff reported to the City of Dawson Gas Department to conduct Operators Qualifications Protocol 9 inspections for compliance with the minimum federal standards in 49CFR §192, Subpart N. (Ref. Inspection Number JH17-024) In that inspection Staff stated: "At the time of this inspection, the Operator was under ten (10) previously existing probable violations. Because this inspection was specifically to perform personnel evaluations Staff did not review these violations during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JH17-024.

SECOND FOLLOWUP INSPECTION: On November 5, 2018, Staff conducted a Follow-up Inspection on the City of Dawson. (Ref: Inspection Number JH18-041) In that inspection Staff stated that: "During this inspection (JH18-041) Staff found that the Operator has not addressed this probable violation."

OPERATOR RESPONSE: In their response letter to Inspection Number JH18-041, dated June 28, 2019, the City of Dawson stated that: "The City of Dawson failed to maintain records of work performed, material installed and past copies of its Distribution Integrity Management Plans. Operator personnel are being trained to know what information to maintain for any and all pipe, components that are being installed going forward. Operator will document all required information and maintain in gas office for follow-up inspections."

THIRD FOLLOW-UP INSPECTION: On November 4, 2019 Staff repotted to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047) In that inspection Staff stated: "During this inspection (DL19-047) Staff examined records that date back to 2016. The Operator hired a new consultant, Harp and Associates and have been keeping records since that time. Staff determined that since a follow up inspection is required again, that they would wait until that time to clear this."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

FOURTH FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.1011 - What Records Must an Operator Maintain. - ATI 6-035/7-19-2016 - Continuing with Progress Made."

FIFTH FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under

nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.1011 - What Records Must an Operator Maintain. - ATI 6-035/7-19-2016 - Continuing with Progress Made."

SIXTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

SEVENTH FOLLOWUP INSPECTION: During this inspection Staff found that records are now being kept, but due to the time frame that records have only recently been kept it will be several years until the Operator can achieve compliance. Because this item was addressed with another Notice of Probable Violation and a Proposed Civil Penalty in Inspection Number DL19-048 Staff determined that this violation could be cleared.

Staff determined that this probable violation can be cleared at this time.

17) In regard to the Probable Violation of §192.1011 which was cited in inspection DL19-048; in that inspection Staff stated: The City of Dawson failed to maintain records demonstrating compliance with the requirements of 49CFR, SubPart P, including copies of superseded integrity management plans developed under this subpart, for at least 10 years.

Staff proposed a civil penalty of $5,000.00 for this violation.

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-048

FIRST FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.1011 – What Records Must an Operator Keep – DL19-048 / 11-5-2019 – Continuing with Progress being made"

SECOND FOLLOWUP INSPECTION: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for

compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.1011 – What Records Must an Operator Keep – DL19-048 / 11-5-2019 – Continuing with Progress being made Completed"

THIRD FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FOURTH FOLLOWUP INSPECTION: 192.1007

Staff determined that this probable violation can be cleared at this time.

PROBABLE VIOLATION CONTINUING

1) In regard to the Notice of Probable Violation of 49CFR, §192.383(b), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to install excess flow valve (EFV) on customer service pipelines as required under 192.383(b)."

   Staff proposed a civil penalty of $5,000.00 for this violation.

   OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "After April04, 2017 each operator must install an EFV on any new or replaced service line serving the following types of services before the line is activated. The City of Dawson personnel failed to install and EFV in 1 service line to a residential customer and 1 commercial customer (Pizza Hut) as required. The city personnel have stated that they will go back to each service and install an EFV if required to do so."

   FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047) Staff found that the Operator has not yet addressed this violation."

   OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

   SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-

043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.383(b) – Excess Flow Valve Installation – Customer Notification – AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: "192.383(b) – Excess Flow Valve Installation – Customer Notification – AT19-013 / 3/4/2019 Completed"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators work order for the installation of one EFV for 337 and 338 Beach Street on July 5, 2022. Staff had noted in AT19-013 that the one residential service line did not have an EFV installed, but Staff and the operator did not know where this was. The Operator was unable to provide documentation for the installation of an EFV at commercial customer (Pizza Hut). The Operator commented that they did not think there was an EFV made for the 2 inch commercial line but Staff was able to find one online.

Staff determined that this probable violation cannot be cleared at this time.

2) In regard to the Notice of Probable Violation of 49CFR, §192.615(b)(3), which was cited in Inspection Number AT19-013; in that inspection Staff stated: "Operator failed to perform emergency response reviews as required under Part 192.615(b)(3) and their emergency manual procedures."

OPERATOR RESPONSE: In their response letter to Inspection Number AT19-013, dated June 28, 2019, the City of Dawson stated: "The City of Dawson only has 1 employee in the natural gas department and that employee responds to any emergency situation in the City of Dawson. However, to operator's knowledge there has not been an emergency situation in the City of Dawson that required

anyone but the current personnel to respond to and he has no one to review his actions. Again the City if trying to hire a Superintendent which should solve these problems."

FIRST FOLLOW-UP INSPECTION: On November 4, 2019 Staff reported to the City of Dawson to conduct a follow-up inspection of the Operators previously existing probable violations. (Ref. Inspection Number DL19-047). In this inspection Staff stated: "During this inspection (DL19-047), Staff found that the Operator's new Gas Superintendent has been on the job since September 2019 and has not encountered an emergency situation. Since a follow up inspection is necessary in the future, Staff elected not to clear this violation at this time."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number DL19-047.

SECOND FOLLOWUP INSPECTION: On December 16, 17, 2020 Staff reported to the City of Dawson to conduct a public awareness inspection of the Operators plan, and records for compliance with the minimum federal safety standards in 49CFR Part 192.616. (Ref. Inspection Number JH20-043) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations, Due to the time which would be required to address these issues, and in consideration of the fact that the Operator has new gas personnel and a new consultant, and a new City Manager, Staff elected not to perform a follow-up at this time, Staff advised the Operator that these items will be addressed in a future inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated: "192.615(b)(3) – Emergency Plans – Review Operators Activities / AT19-013 / 3/4/2019"

THIRD FOLLOWUP: On December 16 and 17, 2020, Pipeline Safety Staff reported to the City of Dawson to conduct an inspection of the Operator's Drug and Alcohol misuse plan for compliance with the minimum federal safety standards required by 49CFR Parts 40 and 199. (Ref. Inspection Number JJ20-053) In that inspection Staff stated: "At the time of this inspection the City of Dawson was under nineteen (19) previously existing probable violations. These violations will not be addressed at this time. These violations will be addressed under a future follow up inspection."

OPERATOR RESPONSE: In their response letter to Inspection Number JJ20-053, dated February 28, 2021, the City of Dawson stated: : "192.615(b)(3) – Emergency Plans – Review Operators Activities / AT19-013 / 3/4/2019 Completed"

FOURTH FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028

FIFTH FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff examined the Operators Emergency Manual review sheet for the years of 2015 – 2022. Although when Staff examined the only "emergency response" in last few years, the work order did not have a signature from the supervisor showing that the work had been reviewed.

Staff determined that this probable violation cannot be cleared at this time.

3) In regard to the Probable Violation of 49CFR §192.616 which was cited in inspection JH20-043; in that inspection Staff stated: "Based on the deficiencies identified under Questions 8, 9, 10, 11, 15, 16, 20, 21, and 22 of the PHMSA Public Awareness Program Effectiveness Inspection Checklist, the City of Dawson has failed to conduct a Public Awareness Program as required by 49CFR §192.616. Staff also notes that the Operator received a Notice of Amendment, Notice of Probable Violation, and a Proposed Civil Penalty in their previous Public Awareness Program inspection. (Ref. Inspection Number LB13-028)"

Staff proposed a civil penalty of $10,000.00 for this series of violations.

OPERATOR RESPONSE: In their response letter to Inspection Number JH20-043, dated February 28, 2021, the City of Dawson stated that:

> "Inspection indicated that The City of Dawson failed to implement a written Public Awareness Plan to all covered stakeholders. The operator failed to mail out all notifications to all stakeholders but this was due to the fact the (old guard) refused to do what was required of them to do and we couldn't convince them to do anything until the operator hired a new gas superintendent(Now Public Works Director). The new Director and new City Clerk is now doing what they are required to do and this requirement should be in compliance within a short time. We realize the time frame for compliance with all records has passed but if the PSC will be lien with us we will get this and all other infraction corrected and in compliance.
>
> The City of Dawson acknowledges the Proposed Civil Penalties stated in this inspection and respectfully submits to the Public Service Commission that they would like to request an Informal Hearing to discuss the monetary fines as it would put the city in a real hardship to try and pay the Proposed Civil Penalties and also perform the work that is necessary to bring its natural gas system into compliance with all regulations."

FIRST FOLLOWUP INSPECTION: On June 8, 2022, Staff reported to the City of Dawson Gas Department to perform an inspection of the Operator's Methane Emission Reduction Plan for compliance with the Congressional mandate of Section 114 of the Protecting Our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2020. (Ref. Inspection Number JJ22-028) In that inspection Staff stated: "At the time of this inspection the City of Dawson had twenty (20) previously existing probable violations. Staff did not review these items during this inspection."

OPERATOR RESPONSE: Staff found that the Operator failed to provide a response to Inspection Number JJ22-028.

SECOND FOLLOW-UP INSPECTION: During this inspection (DL23-001) Staff reviewed each of the identified deficiencies and made the following determinations:

PROGRAM DEFICIENCIES

(a) Question #8 - Educational Provisions; Did delivered messages specifically include provisions to educate the public, emergency officials, local public officials, and excavators on: (1) Use of a

one-call notification system prior to excavation and other damage prevention activities; (2) Possible hazards associated with unintended releases from a gas pipeline facility; (3) Physical indications of a possible release; (4) Steps to be taken for public safety in the event of a gas pipeline release; and (5) Procedures to report such an event?

COMMENTS: Operator could not demonstrate that this has been done

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(b) Question #9 - Messages on Pipeline Facility Locations; Were messages developed and delivered to advise affected municipalities, school districts, businesses, and residents of pipeline facility locations?

COMMENTS: During this inspection the Operator was unable to provide records demonstrating this requirement had been performed.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(c) Question #10 - Baseline Message Delivery Frequency; Did the delivery of materials and messages meet or exceed the baseline delivery frequencies specified in API RP 1162, Table 2-1 through Table 2.3?

COMMENTS: During this inspection the Operator was unable to provide records demonstrating this requirement had been performed.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(d) Question #11 - Liaison with Public Officials; Do records indicate liaisons established and maintained with appropriate fire, police and other public officials and utility owners in accordance with procedures?

COMMENTS: Operator did not provide liaison documentation for compliance with 192.615(c).

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(e) Question #15 – Evaluate Program Implementation; Has an audit or review of the operator's program implementation been performed annually since the program was developed?

COMMENTS: During this inspection the Operator was unable to provide records demonstrating this requirement had been performed.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(f) Question #16. Acceptable Methods for Program Implementation Audits; Was one or more of the three acceptable methods (i.e., internal assessment, 3rd-party contractor review, or regulatory inspections) used to complete the annual audit or review of program implementation?

COMMENTS: During this inspection the Operator was unable to provide records demonstrating this requirement had been performed.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(g) Question #20. Measure Understandability of Message Content; In evaluating program effectiveness, was the percentage of each stakeholder audience that understood and retained the key information from the messages determined?

COMMENTS: During this inspection the Operator was unable to provide records demonstratir this requirement had been performed.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(h) Question #21. Measure Desired Stakeholder Behavior; In evaluating program effectiveness, was evaluation made of whether appropriate preventive, response, and mitigative behaviors were understood and likely to be exhibited.

COMMENTS: During this inspection the Operator was unable to provide records demonstrating this requirement had been performed.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

(i) Question #22 - Measure Bottom-Line Results; Were bottom-line results of the program measured by tracking third-party incidents and consequences including: (1) near misses, (2) excavation damages resulting in pipeline failures, (3) excavation damages that do not result in pipeline failures?

COMMENTS: During this inspection the Operator was unable to provide documentation in their last evaluation performed in 2018 that they had measured for bottom-line results as required under this part.

FOLLOW-UP INSPECTION: During this inspection (DL23-001) the Operator could not demonstrate that they have taken any actions to address this deficiency.

During this inspection Staff conducted three (3) Protocol nine inspections:

John Batz and Joseph Carter performed covered tasks. Staff examined the individual records for Mr. Batz and Mr. Carter before observing the performance in the field. Staff verified that qualification records for these individuals were current. All tasks were successfully performed according to the operator's procedures.

John Batz – Public Works Director, performed Task #0301 – Manually Opening and Closing valves, qualified 08/29/2022 thru 8/28/2025; Joseph Carter, Gas Technician, performed task # 0141, Visual Inspection for

Atmospheric Corrosion, qualification good thru 11/5/2023; Joseph Carter, Gas Technician, performed Task #0151 – Visual Inspection for Buried Pipe Components, qualified 09/17/2020 thru 09/16/2023.. Staff verified Mr. Batz, and Mr. Carter, all performed these covered tasks according to the procedures and were able to identify generic and task specific abnormal conditions and define the applicable actions.

Please review and respond to this report in accordance with the attached Instructions for Responding to Enforcement Letters Issued by the Georgia Public Service Commission.

OPERATOR RESPONSE FORM

Operator Name: City of Dawson

Informal Conference Requested: Yes ☐ No ☐

Docket Number: 37043

Responses required within **30 days of electronic mail.** Provide the following information for this report:

Response to Inspection Number:_____

Type of Enforcement Action(s) cited in report:			Informal Conference Requested	
☐ Notice of Probable Violation (NOPV)	☐ New	☐Continuing	☐ Yes	☐ No
☐ Notice of Amendment (NOA)	☐ New	☐Continuing	☐ Yes	☐ No
☐ Warning Letter	☐ New	☐Continuing	☐ Yes	☐ No
☐ Letter of Concern	☐ New	☐Continuing	☐ Yes	☐ No
☐ Observed Issue	☐ New	☐Continuing	☐ Yes	☐ No
☐ Proposed Civil Penalty	$ _____ PCP $ Amount (Total for report)			

Indicate below (A-E) based on the type of Enforcement Actions in this report: (Check all that apply)
Complete a separate copy of Page 2, Operator Response to Enforcement Action, for each cited item.

A. Response for **Notice of Probable Violation** (with and without proposed civil penalty):
   1. ☐ Written statement indicating that corrective measures have achieved Compliance or
   2. ☐ Written plan of action outlining the corrective measures that will be taken to achieve compliance and when compliance is anticipated.

B. Response for **NOA**:
   1. ☐ Contested: Attach written explanation, information, or other material in answer to the allegations in the Notice of Amendment stating your reasons for objecting to the NOA, in whole or in part; or
   2. ☐ Not Contested: Explanation, information, or other material believed to warrant modification of the NOA in whole or in part; or
   3. ☐ Written request for clarification. (Attached)

C. Response for **Continuing** and/or **Existing** violations:
   Current status, updates, expected completion dates, proposed modifications, etc., of the continuing and/or existing violations, even if this information was previously provided. Referencing a previously filed response letter, as status, updates, etc. alone is not sufficient for this response. Failure to provide this information may result in formal interrogatories from the Director through data requests.

D. Response for ☐ **Letter of Concern** / ☐ **Warning Letter**
   I acknowledge receipt of the Letter of Concern/Warning Letter:_____
   SIGNATURE / TITLE

   Additional Comments: (Optional)_____

E. Response for **Observed Issue** and **No Violation**: (Optional Response)
   Staff requests that the Operator acknowledge receipt of the Observed Issue/No Violation in writing, or by submitting an email to the FPU Director

Operator Response to Enforcement Action

Enforcement Action for:_____ ☐ New Violation ☐ Continuing Violation
Enter Code / Commission Rule (Complete a separate attachment for each enforcement action)

Enforcement Action(s) cited in report:	Conference Requested:	
☐ Notice of Probable Violation (NOPV)	☐ Yes ☐ No	$_____ Proposed Penalty for this violation
☐ Notice of Amendment (NOA)	☐ Yes ☐ No	
☐ Warning Letter	☐ Yes ☐ No	
☐ Letter of Concern	☐ Yes ☐ No	
☐ Observed Issue	☐ Yes ☐ No	
☐ Proposed Civil Penalty	☐ Yes ☐ No	

OPERATORS RESPONSE: _____

Response Provided by: _____ Date:_____
Name / Title

Internal use only:

Lead Inspector: _____ Date Response Reviewed:_____

Actions Acceptable: ☐ Yes ☐No Re-inspection Needed:☐ Yes ☐ No Clear Violation:☐ Yes ☐ No

Supervisor Review by:_____ Date Reviewed:_____

Additional Enforcement Recommended: ☐ Yes ☐ No

Director Review

Approved: ☐ Yes ☐No Schedule Special Follow-up Inspection: ☐ Yes ☐ No

Cleared Violation: ☐ Yes ☐ No

Comments:_____

Filings:
For all written responses or any other official correspondence, the Operator shall file the response at the following address:

Ms. Sallie Tanner, Executive Secretary
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334

The Operator must file **five (5)** copies of any response and/or official correspondence, as well as a CD with an electronic version of the response in Microsoft Word and/or a PDF, if applicable.

Informal Conference:
Any Operator who chooses to request an informal conference shall request such a conference through emailing the Director (michellet@psc.state.ga.us), calling the Director (404-463-2765), or selecting the "Request Conference" choice.

Civil Penalty Payments:
Certified check for the full amount of the recommended civil penalty or consent agreement amount made payable to the Georgia Public Service Commission. The Operator's name, applicable Docket No., and Inspection Report No. must be included on the certified check. Mail payment to:

Ms. Michelle Thebert, Director, Facilities Protection Unit
Georgia Public Service Commission
244 Washington Street
Atlanta, Georgia 30334

Hearing Requests:
The Operator has the right to request a hearing before the full Commission to contest the alleged probable violations, recommended civil penalties, and all other proposed actions of enforcement. A request for a hearing must be submitted in writing and in accordance with Commission Rule 515-2-1-.04. The Operator must include a statement of the issues that you intend to raise at the hearing. The issues may relate to the allegations, new information, proposed compliance order, proposed civil penalty, or any other recommendation for enforcement action. Please refer to Commission Rule 515-9-3-.11 and O.C.G.A. § 46-2-91 for assessment considerations upon which civil penalties are based. An operator's failure to specify an issue may result in a waiver of the right to raise that issue at hearing. The request must also indicate whether or not the Operator will be represented by counsel at the hearing.

Open Records and Trade Secret Filings:
The Operator is advised that any material provided to the Commission, and all materials prepared by the Commission, including the Notice of Probable Violations and any Orders issued in this case, may be considered public information and subject to disclosure under the Georgia Open Records Act (O.C.G.A. § 50-18-70 et seq.). If you believe that any portion of your response material is security sensitive, privileged, confidential or may cause your company competitive disadvantages and would qualify for protection under the Commission's "Trade Secret Rule" (Commission Rule 515-3-1-.11), you must, along with the complete original document clearly marked "TRADE SECRET" on each page, provide a second copy of the document with the portions you believe qualify for trade secret treatment redacted, and an explanation of why you believe the redacted information qualifies for such trade secret treatment. Should the Commission receive a request for disclosure of any "TRADE SECRET" material, you will be notified, if after review, the materials and your provided justification are deemed not to meet any exemptions provided in the Georgia Open Records Act. You may appeal the Commission's decision to release material at that time. Your appeal will stay the release of those materials until a final decision is made.

BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION
STATE OF GEORGIA

IN THE MATTER OF:	)	
	)	
Cleared and Continuing Probable	)	**DOCKET NO. 37043**
Violation(s) Report	)	
City of Dawson Gas & Water Department	)	
Inspection DL23-001 on January 9, 2023	)	

CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that I have caused to be served a copy of the foregoing, and a copy of same was served upon all parties and persons listed below via electronic mail as indicated by an asterisk I further certify that the *City of Dawson Gas & Water Department* was served a hard copy of the above-stated document by U.S. Mail, certified/return receipt requested.

*Sallie Tanner, Executive Secretary
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, GA 30334

*Tracy Hester, City Manager
City of Dawson Gas & Water Department
P.O. Box 190
Dawson, GA 39842
tracyhester@cityofdawson.org

*Michelle Thebert, Facilities Protection Unit Director
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, GA 30334

Respectfully Submitted this 5th day of March 2024:

Cathy Nesbitt, Administrative Assistant
Georgia Public Service Commission
Facilities Protection Unit
244 Washington Street, SW
Atlanta, GA 30334