

Walsh, Brian

From: Walsh, Brian
Sent: Wednesday, January 20, 2010 3:06 PM
To: 'John Hayes'
Cc: Walsh, Brian
Subject: RE: Response to your Request

John,

The department has reviewed the revised supplemental information document and requests the following two changes be made prior to departmental approval. Once we have received the revised document we will move forward with our approval.

1) In the first paragraph under **#4. Initial Response Actions** delete the last two sentences beginning with "In the event that...." as shown below.

4. Initial Response Actions

Initial response actions are those taken by Keystone on call personnel immediately upon becoming aware of a discharge or emergency incident. Timely implementation of these actions is critical because they can greatly affect the overall response action. Keystone has committed to a **4 Hour response time to secure the site. This means that a Keystone on call employee will be on site in no more than 4 hours to secure the site and ensure employee and public safety. ~~In the event that an external responder arrives near the site prior to the Keystone first responder, we ask them NOT to initiate or take any response actions. Simply secure the site and await the arrival of the highly trained Keystone response personnel.~~**

If you would like to discuss the reason for this request please let me know.

2) In Section **#7 Spill Response Resources** make the following addition to #1) under External Resources

- 1) The National Response Corporation that has established a far reaching network of spill responders across the continent including several in South Dakota (once finalized, TransCanada will provide the SD DENR with a list of the South Dakota based response contractors). It should be noted that NRC is Keystones identified OSRO and has a significant amount of company owned equipment available to Keystone within 12 hours.

Thanks,

=====
Brian J. Walsh
Hydrology Specialist
SD DENR
523 E. Capitol Ave.
Pierre SD 57501
605.773.6477
(fax) 605.773.6035
Brian.Walsh@state.sd.us

12/10/2010

-----Original Message-----

From: John Hayes [mailto:john_hayes@transcanada.com]

Sent: Thursday, January 14, 2010 12:29 PM

To: Walsh, Brian

Cc: Rob Sillner; Brett@MAGT.COM; Robert Latimer; Jim Krause; Jeff Rauh

Subject: Response to your Request

Brian, please see comments below.

The department has reviewed the additional information you submitted concerning South Dakota specific emergency response issues and has the following questions / requests. If possible, please incorporate your responses into a finalized version of the document you sent via the 12/21/09 email below. Thanks again for your efforts to prepare this South Dakota specific response document.

Page 2. #4 Initial Response Actions

1) Please include additional information about what "4 Hour response time to **secure** the site" means. The department would like a more specific definition of what "secure" means. For example, does a TransCanada employee or contractor need to be present for the site to be secure? Does secure mean the leak will be stopped and contained? Will cleanup efforts be underway? Basically Keystone has committed to have the site secured (roads blocked, notification completed etc within the four hour time frame. I expect we will not take that long in most cases but we have positioned our on-call staff to meet this response time. As we move forward with our Integrated Public Awareness program and educate first responders and public officials, our messaging is clear that we ask them to secure the site and maintain the first priority of public safety. "Secure" means we are protecting the public and employees and in most instances the line will have been stopped by our Oil Control Centre. Some containment may be started by our highly trained staff and contractors, but only if it is safe to do so.

2) The narrative states, "the first person on site shall...". Does the list provided apply to the first TransCanada employee or contractor on site or any first responder (i.e. local police or fire)? It could be any of the three, but in most cases we are confident it will be a TCPL employee. The comments above are applicable to this question as well.

3) Please include a more specific description of the anticipated role of the local first responder. The reason for this request is, based on past department experience, it is likely the local first responder will take action (i.e. deploy boom, constructing berms to control product flow, etc..) prior to the arrival of the first TransCanada employee or representative. Because of this, the department would like to know what TransCanada expects from the local first responders. We only ask First response personnel to secure the site and NOT take any response actions. This is part of our messaging to these groups as noted above. In our information passed on by Rob Latimer it highlights the importance of these responders and the role they can play in a Unified Command for an incident. Again, our priority is employee and public safety and we promote that aggressively through dialogue with all agencies.

Page 4. Internal Notification Flow Chart

- 1) Please prepare and include as South Dakota specific external notification flowchart. To help in this process the attached .pdf file contains the South Dakota release notification requirements I have included the attached/revised document for your review. I simply reformatted and included your pdf. File into the External Reporting section.

Let me know if you have any final comments.

John W Hayes
Operations Manager
Keystone Pipeline Project
403-920-6467-office
403-461-9245-cell
403-920-2325-fax
email-john_hayes@transcanada.com

This electronic message and any attached documents are intended only for the named addressee(s). This communication from TransCanada may contain information that is privileged, confidential or otherwise protected from disclosure and it must not be disclosed, copied, forwarded or distributed without authorization. If you have received this message in error, please notify the sender immediately and delete the original message. Thank you.