

Nothing in this agreed modification alters or extends the deadline specified in Paragraph 68.d of the Consent Decree to (1) maintain adequate cover on portions of the Dual Pipelines located in less than 65 feet of water, or (2) install Screw Anchors on spans longer than 75 feet. Furthermore, nothing in this agreed modification alters or extends deadlines applicable to any repairs that may be required under Paragraph 68 of the Consent Decree following subsequent underwater inspections of the Dual Pipelines required pursuant to Paragraph 68.f of the Consent Decree.

Pursuant to Paragraph 201 of the Consent Decree, agreed-upon changes to deadlines do not constitute material changes to the Consent Decree and are effective upon notice to the Court. No action by the Court is required to effectuate the deadline extension described herein. Each of the undersigned parties enters into and agrees to be bound by this First Modification of Consent Decree.

FOR PLAINTIFF UNITED STATES OF AMERICA:



BRUCE S. GELBER
Deputy Assistant Attorney General
Environment and Natural Resources Division

s/ Steven J. Willey

STEVEN J. WILLEY (Ohio 0025361)
Environmental Enforcement Section
Environment and Natural Resources Division
Department of Justice
P.O. Box 7611
Washington, D.C. 20530
(202) 514-2807
steven.willey@usdoj.gov

Each of the undersigned parties enters into and agrees to be bound by this First Modification of Consent Decree.

FOR THE UNITED STATES OF AMERICA (CONTINUED)

ANDREW BYERLY BIRGE
Acting United States Attorney
Western District of Michigan

s/ Ryan D. Cobb _____
RYAN D. COBB
Assistant United States Attorney
330 Ionia Avenue, N.W.
Suite 501
Grand Rapids, Michigan 49503
(616) 456-2404
ryan.cobb@usdoj.gov

Each of the undersigned parties enters into and agrees to be bound by this First Modification of Consent Decree.


FOR THE UNITED STATES OF AMERICA (CONTINUED)



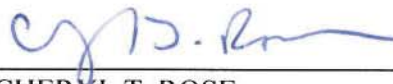
ROBERT A. KAPLAN
Acting Regional Administrator
U.S. EPA, Region 5
Chicago, Illinois

Each of the undersigned parties enters into and agrees to be bound by this First Modification of Consent Decree.

FOR THE UNITED STATES OF AMERICA (CONTINUED)



MARK POLLINS
Director
Water Enforcement Division
Office of Civil Enforcement
Office of Enforcement and Compliance Assurance
U.S. Environmental Protection Agency



CHERYL T. ROSE
Senior Attorney
Water Enforcement Division
Office of Civil Enforcement
Office of Enforcement and Compliance Assurance
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Each of the undersigned parties enters into and agrees to be bound by this First Modification of Consent Decree.

FOR DEFENDANTS:

ENBRIDGE ENERGY, LIMITED PARTNERSHIP,
ENBRIDGE PIPELINES (LAKEHEAD) L.L.C.,
ENBRIDGE ENERGY PARTNERS, L.P.,
ENBRIDGE ENERGY MANAGEMENT, L.L.C.,
ENBRIDGE ENERGY COMPANY, INC., and
ENBRIDGE EMPLOYEE SERVICES, INC.,



Stephen J. Neyland, Vice President

FOR DEFENDANTS:

ENBRIDGE OPERATIONAL SERVICES, INC.,
ENBRIDGE PIPELINES INC., and
ENBRIDGE EMPLOYEE SERVICES CANADA INC.

D. Guy Jarvis, President

Each of the undersigned parties enters into and agrees to be bound by this First Modification of Consent Decree.

FOR DEFENDANTS:

ENBRIDGE ENERGY, LIMITED PARTNERSHIP,
ENBRIDGE PIPELINES (LAKEHEAD) L.L.C.,
ENBRIDGE ENERGY PARTNERS, L.P.,
ENBRIDGE ENERGY MANAGEMENT, L.L.C.,
ENBRIDGE ENERGY COMPANY, INC., and
ENBRIDGE EMPLOYEE SERVICES, INC.,

Stephen J. Neyland, Vice President

FOR DEFENDANTS:

ENBRIDGE OPERATIONAL SERVICES, INC.,
ENBRIDGE PIPELINES INC., and
ENBRIDGE EMPLOYEE SERVICES CANADA INC.



D. Guy Jarvis, President

CERTIFICATE OF SERVICE

The undersigned certifies that, on this day, the foregoing Notice of First Modification of Consent Decree was filed electronically with the Clerk of the Court using the Court's Electronic Case Filing System, which sent notification of such filing to all counsel of record through the ECF notification system.

s/ Steven J. Willey

Dated: June 1, 2017