



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF

MAY 22 2018

VIA EMAIL AND UPS

[REDACTED]
Associate General Counsel
Enbridge
26 East Superior Street, Suite 309
Duluth, Minnesota 55802

Re: Enbridge Line 5 Screw Anchor Installation Work Plan (Version date May 17, 2018)

Dear [REDACTED]:


On May 17, 2018, the U.S. Environmental Protection Agency ("EPA") received a third version of Enbridge's Line 5 Screw Anchor Installation Work Plan ("Work Plan"). Enbridge submitted the Work Plan in preparation for screw anchor installation activities planned for 2018, as required pursuant to Paragraph 68 ("*Span Management Program*") of the Consent Decree for U.S. v. Enbridge Energy, Limited Partnership et al., (Civil Action No: 1:16-cv-914) ("Consent Decree"). This Work Plan also meets the requirements of the draft proposed Third Modification to the Consent Decree dated May 7, 2018, although EPA notes the Third Modification is not yet final or incorporated into the Consent Decree, and may change based upon public comment. The Independent Third Party, retained by Enbridge pursuant to the Consent Decree, has reviewed the Work Plan and provided comments to EPA and Enbridge.

EPA approves this Work Plan with the following conditions:

1. Within 60 days of Enbridge's completion of the activities required by the Work Plan, Enbridge shall submit to EPA a Final Report, summarizing its activities and identifying and justifying any deviations from the procedures in the Work Plan; and
2. Enbridge shall implement the Work Plan in accordance with all federal, state and local regulations and laws, including any permitting regulations.

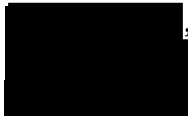
Approval of the Work Plan also does not indicate that EPA accepts Enbridge's confidentiality claims attached to the Work Plan. As described in Paragraph 155 of the Consent Decree, EPA will evaluate any claims of confidentiality pursuant to 40 C.F.R. Part 2.

Sincerely,



for Jason H. El-Zein, Chief
Emergency Response Branch 1

cc:



, Enbridge
, Enbridge
, Enbridge

William Hassler, Steptoe

Robert Reichel, Michigan Office of Attorney General

Thomas Van Horn, USCG

Cate Tierney, EPA

Steven Willey, DOJ