

*In Re: Equitrans Midstream Corporation*

*EPA Docket No. CAA-03-2023-0032*

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
Philadelphia, Pennsylvania 19103**

<b>In the Matter of:</b>	:	
	:	
<b>Equitrans Midstream Corporation (Pennsylvania and West Virginia)</b>	:	<b>U.S. EPA Docket No. CAA-03-2023-0032</b>
	:	
<b>Respondent.</b>	:	<b>Proceeding under Section 113(d) of the Clean Air Act, 42 U.S.C. § 7413(d)</b>
	:	
	:	

**CONSENT AGREEMENT**

**PRELIMINARY STATEMENT**

1. This Consent Agreement is entered into by the Director of the Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency, Region III (“Complainant”) and Equitrans Midstream Corporation (“Respondent”) (collectively the “Parties”), pursuant to Section 113(d) of the Clean Air Act, 42 U.S.C. § 7413(d), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation, Termination or Suspension of Permits (“Consolidated Rules of Practice”), 40 C.F.R. Part 22. Sections 22.1(a)(2), 22.13(b) and 22.18(b)(2) and (3) authorize the Administrator of the U.S. Environmental Protection Agency to assess penalties and undertake other actions required by this Consent Agreement. The Administrator has delegated this authority to the Regional Administrator who, in turn, has delegated the authority to enter into agreements concerning administrative penalties to the Complainant. This Consent Agreement and the attached Final Order (hereinafter jointly referred to as the “Consent Agreement and Final Order”) resolve Complainant’s civil penalty claims against Respondent under the Clean Air Act (“CAA” or the “Act”) for the violations alleged herein.
  
2. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant hereby simultaneously commences and resolves this administrative proceeding.

**JURISDICTION**

3. The U.S. Environmental Protection Agency (“EPA”) has jurisdiction over the above-captioned matter, as described in Paragraph 1, above.

4. The Consolidated Rules of Practice govern this administrative adjudicatory proceeding pursuant to 40 C.F.R. § 22.1(a)(2)

### **GENERAL PROVISIONS**

5. For purposes of this proceeding only, Respondent admits the jurisdictional allegations set forth in this Consent Agreement and Final Order.
6. Except as provided in Paragraph 5, above, Respondent neither admits nor denies the specific factual allegations set forth in this Consent Agreement.
7. Respondent agrees not to contest the jurisdiction of EPA with respect to the execution of this Consent Agreement, the issuance of the attached Final Order, or the enforcement of this Consent Agreement and Final Order.
8. For purposes of this proceeding only, Respondent hereby expressly waives its right to contest the allegations set forth in this Consent Agreement and Final Order and waives its right to appeal the accompanying Final Order.
9. Respondent consents to the assessment of the civil penalty stated herein, to the issuance of any specified compliance order herein, and to any conditions specified herein.
10. Respondent shall bear its own costs and attorney's fees in connection with this proceeding.
11. Pursuant to Section 113(d)(1) of the CAA, 42 U.S.C. § 7413(d)(1), the Administrator and the Attorney General, each through their respective delegates, have jointly determined that this administrative penalty action is appropriate.
12. Pursuant to Section 111(b) of the CAA, 42 U.S.C. § 7411(b), EPA established New Source Performance Standards ("NSPS") for new stationary sources. The regulations implementing Section 111 of the CAA are set forth at 40 C.F.R Part 60. After the effective date of such standards of performance, it shall be unlawful for any owner or operator of any new source to operate such source in violation of any standard of performance applicable to such source. 42 U.S.C. § 7411(e).
13. 40 C.F.R. Part 60 Subpart OOOOa ("Subpart OOOOa") applies to Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015.
14. Subpart OOOOa, at 40 C.F.R § 60.5360a, establishes emission standards and compliance schedules for the control of volatile organic compounds ("VOC") and sulfur dioxide ("SO<sub>2</sub>") emissions from affected facilities in the crude oil and natural gas production source category that commence construction, modification, or reconstruction after September 18, 2015. Subpart OOOOa, at 40 C.F.R. § 60.5430a, defines Crude Oil and

Natural Gas Production source category as “[c]rude oil production, which includes the well and extends to the point of custody transfer to the crude oil transmission pipeline or any other forms of transportation;” and “[n]atural gas production and processing, which includes the well and extends to, but does not include, the point of custody transfer to the natural gas transmission and storage segment.”

15. Subpart OOOOa, at 40 C.F.R. § 60.5365a(d)(1), states that a pneumatic controller affected facility not located at a natural gas processing plant is a single continuous bleed natural gas-driven pneumatic controller operating at a natural gas bleed rate greater than 6 standard cubic feet per hour (“scfh”) and is subject to the applicable provisions of Subpart OOOOa.
16. Subpart OOOOa, at 40 C.F.R. § 60.5390a(c)(1), states that each pneumatic controller affected facility at a location other than at a natural gas processing plant must have a bleed rate less than or equal to 6 scfh.
17. Subpart OOOOa, at 40 C.F.R. § 60.5390a(a), states that the requirements of § 60.5390a (b)(1) or (c)(1) are not required if the facility determines that the use of a pneumatic controller affected facility with a bleed rate greater than the applicable standard is required based on functional needs, including but not limited to response time, safety and positive actuation.
18. Subpart OOOOa, at 40 C.F.R § 60.5430a, provides that, as used in this subpart, all terms not defined herein shall have the meaning given them in the Act.
19. Subpart OOOOa of the Act, at 40 C.F.R. § 60.2, defines the term “affected facility” with reference to a stationary source, as any apparatus to which a standard is applicable.
20. Subpart OOOOa, at 40 C.F.R § 60.5430a, defines the term “Bleed Rate” as the rate in standard cubic feet per hour at which natural gas is continuously vented (bleeds) from a pneumatic controller.
21. Subpart OOOOa, at 40 C.F.R § 60.5430a, defines the term “Continuous bleed” as a continuous flow of pneumatic supply natural gas to a pneumatic controller.
22. Subpart OOOOa, at 40 C.F.R § 60.5430a, defines the term “Onshore” as all facilities except those that are located in the territorial seas or on the outer continental shelf.
23. Subpart OOOOa, at 40 C.F.R § 60.5430a, defines the term “Pneumatic Controller” as an automated instrument used for maintaining a process condition such as liquid level, pressure, delta-pressure and temperature.
24. Subpart OOOOa, at 40 C.F.R § 60.5430a, defines the term Crude Oil and Natural Gas Production Source Category as:

- (1) Crude oil production, which includes the well and extends to the point of custody transfer to the crude oil transmission pipeline or any other forms of transportation; and
- (2) Natural gas production and processing, which includes the well and extends to, but does not include, the point of custody transfer to the natural gas transmission and storage segment.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

- 25. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant alleges and adopts the Findings of Fact and Conclusions of Law set forth immediately below.
- 26. Respondent is a corporation doing business in Pennsylvania.
- 27. Respondent is and, at all times relevant to the violations alleged herein, was the owner and operator of five (5) onshore oil and gas compressor station facilities, three (3) located in Pennsylvania: Kryptonite, Mojo and Pettit; and two (2) located in Hastings and Cameron West Virginia: Eureka Midstream, Carbide Station, and Gathering Gamma (hereinafter collectively the “Facilities”). The Facilities are listed in Attachment “A” hereto and made a part hereof. Respondent acquired the Facilities on the dates shown on Attachment A and has been the owner and operator of the Facilities since those dates.
- 28. The Facilities listed in Attachment A were all constructed or modified after September 18, 2015, and are part of natural gas production and processing, which includes the well and extends to, but does not include, the point of custody transfer to the natural gas transmission and storage segment.
- 29. The Facilities listed in Attachment A are within the definitions of crude oil and natural gas production source categories under 40 C.F.R. § 60.5430a, because they are part of natural gas production and processing, which includes the well and extends to, but does not include, the point of custody transfer to the natural gas transmission and storage segment.
- 30. Equitrans owns and operates the natural gas compressor station Facilities listed in paragraph 27 above, and in the column titled “Facility Site Name” of Attachment A.
- 31. The Facilities are at locations other than at a natural gas processing plant.
- 32. Subpart OOOOa applies to the Facilities listed in paragraph 27 above and in Attachment A because they are all Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015.
- 33. The pneumatic controller provisions of Subpart OOOOa apply to the Facilities listed in paragraph 27 above and in Attachment A, because they operate pneumatic controllers at a facility other than a natural gas processing plant and are a single continuous bleed natural

gas-driven pneumatic controller facility operating at a natural gas Bleed Rate greater than 6 scfh.

34. On October 28, 2021, Respondent submitted the annual report required by notification, reporting and recordkeeping requirements found at 40 C.F.R. § 60.5420a(b). In this submittal, Respondent reported to EPA that the pneumatic controllers listed in the column titled “Pneumatic Controller ID” of Attachment A had not met the Bleed Rate requirements in Subpart OOOOa.
35. In follow-up correspondence on January 18, 2022, Respondent confirmed to EPA that, prior to conversion to air-driven or low-bleed, each pneumatic controller listed in Attachment A had a Bleed Rate greater than 6 scfh.
36. Respondent did not claim, under 40 C.F.R. § 60.5390a(a), an exemption to the natural gas bleed rate required by 40 C.F.R. § 60.5390a(b)(1) or (c)(1) due to functional needs for any pneumatic controller listed in Attachment A.

### **Count I**

#### **Failure to Operate Pneumatic Controllers in Compliance with Subpart OOOOa**

37. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
38. The Facilities listed in paragraph 27 above and Attachment A are affected facilities within the meaning of 40 C.F.R. § 60.2, in that they are each a stationary source subject to the NSPS at Subpart OOOOa.
40. Subpart OOOOa, at 40 C.F.R. § 60.5365a(d)(1), states that a pneumatic controller affected facility not located at a natural gas processing plant is a single continuous bleed natural gas-driven pneumatic controller operating at a natural gas bleed rate greater than 6 standard cubic feet per hour (scfh) and is subject to the applicable provisions of Subpart OOOOa.
41. Subpart OOOOa, at 40 C.F.R. § 60.5390a(c)(1) states that each pneumatic controller affected facility at a location other than at a natural gas processing plant must have a bleed rate less than or equal to 6 scfh.
42. For the time period between the dates of their “Controller Initial Installation Date” or “Date of Acquisition by Equitrans Midstream” and “Date of Modification to Air-Driven or Low-Bleed Controller” (as identified in Attachment A), Respondent operated the pneumatic controller affected Facilities each with bleed rates greater than 6 scfh, in violation of Subpart OOOOa, at 40 C.F.R. § 60.5390a(c)(1).
43. In failing to comply with Subpart OOOOa, at 40 C.F.R. § 60.5390a(c)(1), and Section 111 of CAA, Respondent is subject to the assessment of penalties under Section 113(d)(1) of the CAA, 42 U.S.C. § 7413(d)(1), and 40 C.F.R. Part 19 for a civil penalty

of up to \$55,808 per day of violation, up to a total of \$446,456 for violations that occurred after November 2, 2015.

**CIVIL PENALTY**

44. In settlement of EPA’s claims for civil penalties for the violations alleged in this Consent Agreement, Respondent consents to the assessment of a civil penalty in the amount of Fifty-Two Thousand, Four Hundred and Fifty Dollars and Twenty-Eight Cents (\$52,450.28), which Respondent shall be liable to pay in accordance with the terms set forth below.
45. The civil penalty is based upon EPA’s consideration of a number of factors, including the penalty criteria (“statutory factors”) set forth in the Clean Air Act, Section 113(e), 42 U.S.C. § 7413(e), including, the following: (in addition to such other factors as justice may require) the size of the business, the economic impact of the penalty on the business, the violator’s full compliance history and good faith efforts to comply, the duration of the violation as established by any credible evidence (including evidence other than the applicable test method), payment by the violator of penalties previously assessed for the same violation, the economic benefit of noncompliance, and the seriousness of the violation. These factors were applied to the particular facts and circumstances of this case with specific reference to EPA’s Clean Air Act Stationary Source Civil Penalty Policy, October 25, 1991, which reflects the statutory penalty criteria and factors set forth at the Clean Air Act, Section 113(e), 42 U.S.C. § 7413(e), the appropriate *Adjustment of Civil Monetary Penalties for Inflation*, pursuant to 40 C.F.R. Part 19, and the applicable EPA memoranda addressing EPA’s civil penalty policies to account for inflation.
46. Payment of the civil penalty amount, and any associated interest, administrative fees, and late payment penalties owed, shall be made by either cashier’s check, certified check or electronic wire transfer, in the following manner:
  - a. All payments by Respondent shall include reference to Respondent’s name and address, and the Docket Number of this action, *i.e.*, **CAA-03-2023-0032**;
  - b. All checks shall be made payable to the “United States Treasury”;
  - c. All payments made by check and sent by regular mail shall be addressed and mailed to:

U.S. Environmental Protection Agency  
Cincinnati Finance Center  
P.O. Box 979077  
St. Louis, MO 63197-9000
  - d. For additional information concerning other acceptable methods of payment of the civil penalty amount see:

<https://www.epa.gov/financial/makepayment>

- e. A copy of Respondent's check or other documentation of payment of the penalty using the method selected by Respondent for payment shall be sent simultaneously by email to:

Dennis M. Abraham  
Sr. Assistant Regional Counsel  
abraham.dennis@epa.gov

and

U.S. EPA Region III Regional Hearing Clerk  
R3\_Hearing\_Clerk@epa.gov

- 47. Pursuant to 31 U.S.C. § 3717 and 40 C.F.R. § 13.11, EPA is entitled to assess interest and late payment penalties on outstanding debts owed to the United States and a charge to cover the costs of processing and handling a delinquent claim, as more fully described below. Accordingly, Respondent's failure to make timely payment of the penalty as specified herein shall result in the assessment of late payment charges including interest, penalties and/or administrative costs of handling delinquent debts.
- 48. Payment of the civil penalty is due and payable immediately upon receipt by Respondent of a true and correct copy of the fully executed and filed Consent Agreement and Final Order. Receipt by Respondent or Respondent's legal counsel of such copy of the fully executed Consent Agreement and Final Order, with a date stamp indicating the date on which the Consent Agreement and Final Order was filed with the Regional Hearing Clerk, shall constitute receipt of written initial notice that a debt is owed EPA by Respondent in accordance with 40 C.F.R. § 13.9(a).
- 49. INTEREST: In accordance with 40 C.F.R § 13.11(a)(1), interest on the civil penalty assessed in this Consent Agreement and Final Order will begin to accrue on the date Respondent is notified of its debt to the United States as established upon the ratification and filing of the fully executed Consent Agreement and Final Order with the Regional Hearing Clerk. However, EPA will not seek to recover interest on any amount of the civil penalties that is paid within thirty (30) calendar days after the date on which such interest begins to accrue. Interest will be assessed at the rate of the United States Treasury tax and loan rate in accordance with 40 C.F.R § 13.11(a).
- 50. ADMINISTRATIVE COSTS: The costs of the EPA's administrative handling of overdue debts will be charged and assessed monthly throughout the period a debt is overdue. 40 C.F.R. § 13.11(b). If payment is not received within 30 calendar days of the effective date of this Consent Agreement, EPA will also assess a \$15.00 administrative handling charge for administrative costs on unpaid penalties for the first thirty (30) day period after the payment is due and an additional \$15.00 for each subsequent thirty (30) days the penalty remains unpaid.

51. LATE PAYMENT PENALTY: A late payment penalty of six percent per year will be assessed monthly on any portion of the civil penalty that remains delinquent more than ninety (90) calendar days. 40 C.F.R. § 13.11(c). Should assessment of the penalty charge on the debt be required, it shall accrue from the first day payment is delinquent. 31 C.F.R. § 901.9(d).
52. If Respondent fails to make a full and complete payment of the civil penalty in accordance with this Consent Agreement and Final Order, the entire unpaid balance of the penalty shall become immediately due and owing. Failure by Respondent to pay the CAA civil penalty assessed by the Final Order in full in accordance with this Consent Agreement and Final Order may subject Respondent to a civil action to collect the assessed penalty, plus interest, pursuant to Section 113 of the CAA, 42 U.S.C. § 7413. In any such collection action, the validity, amount and appropriateness of the penalty shall not be subject to review.
53. Respondent agrees not to deduct for federal tax purposes the civil penalty assessed in this Consent Agreement and Final Order.
54. The parties consent to service of the Final Order by e-mail at the following valid email addresses: [abraham.dennis@epa.gov](mailto:abraham.dennis@epa.gov) (for Complainant), and [\[pjohnson@hunton.com\]](mailto:pjohnson@hunton.com) (for Equitrans Midstream Corporation).

### **GENERAL SETTLEMENT CONDITIONS**

55. By signing this Consent Agreement, Respondent acknowledges that this Consent Agreement and Final Order will be available to the public and represents that, to the best of Respondent's knowledge and belief, this Consent Agreement and Final Order does not contain any confidential business information or personally identifiable information from Respondent.
56. Respondent certifies that any information or representation it has supplied or made to EPA concerning this matter was, at the time of submission true, accurate, and complete and that there has been no material change regarding the truthfulness, accuracy or completeness of such information or representation. EPA shall have the right to institute further actions to recover appropriate relief if EPA obtains evidence that any information provided and/or representations made by Respondent to the EPA regarding matters relevant to this Consent Agreement and Final Order, are false or, in any material respect, inaccurate. This right shall be in addition to all other rights and causes of action that EPA may have, civil or criminal, under law or equity in such event. Respondent and its officers, directors and agents are aware that the submission of false or misleading information to the United States government may subject a person to separate civil and/or criminal liability.



**CERTIFICATION OF COMPLIANCE**

57. Respondent certifies to EPA, upon personal investigation and to the best of its knowledge and belief, that it currently is in compliance with regard to the violations alleged in this Consent Agreement.

**OTHER APPLICABLE LAWS**

58. Nothing in this Consent Agreement and Final Order shall relieve Respondent of its obligation to comply with all applicable federal, state, and local laws and regulations, nor shall it restrict EPA's authority to seek compliance with any applicable laws or regulations, nor shall it be construed to be a ruling on the validity of any federal, state or local permit. This Consent Agreement and Final Order does not constitute a waiver, suspension or modification of the requirements of the Clean Air Act, or any regulations promulgated thereunder.

**RESERVATION OF RIGHTS**

59. This Consent Agreement and Final Order resolves only EPA's claims for civil penalties for the specific violation[s] alleged against Respondent in this Consent Agreement and Final Order. EPA reserves the right to commence action against any person, including Respondent, in response to any condition which EPA determines may present an imminent and substantial endangerment to the public health, public welfare, or the environment. This settlement is subject to all limitations on the scope of resolution and to the reservation of rights set forth in Section 22.18(c) of the Consolidated Rules of Practice, 40 C.F.R. § 22.18(c). EPA reserves any rights and remedies available to it under the Clean Air Act, the regulations promulgated thereunder and any other federal law or regulation to enforce the terms of this Consent Agreement and Final Order after its effective date. Respondent reserves whatever rights or defenses it may have to defend itself in any such action.

**EXECUTION /PARTIES BOUND**

60. This Consent Agreement and Final Order shall apply to and be binding upon the EPA, the Respondent and the officers, directors, employees, contractors, successors, agents and assigns of Respondent. By his or her signature below, the person who signs this Consent Agreement on behalf of Respondent is acknowledging that he or she is fully authorized by the Respondent to execute this Consent Agreement and to legally bind Respondent to the terms and conditions of this Consent Agreement and Final Order.

**EFFECTIVE DATE**

61. The effective date of this Consent Agreement and Final Order is the date on which the Final Order, signed by the Regional Administrator of EPA, Region III, or his/her designee, the Regional Judicial Officer, is filed along with the Consent Agreement with the Regional Hearing Clerk pursuant to the Consolidated Rules of Practice.

**ENTIRE AGREEMENT**

62. This Consent Agreement and Final Order constitutes the entire agreement and understanding between the Parties regarding settlement of all claims for civil penalties pertaining to the specific violations alleged herein and there are no representations, warranties, covenants, terms, or conditions agreed upon between the Parties other than those expressed in this Consent Agreement and Final Order.

For Respondent:

EQUITRANS MIDSTREAM CORPORATION

Date: 7-19-2023

By:   
\_\_\_\_\_  
Jack Mackin, VP Operations

For the Complainant:

After reviewing the Consent Agreement and other pertinent matters, I, the undersigned Director of the Enforcement & Compliance Assurance Division of the United States Environmental Protection Agency, Region III, agree to the terms and conditions of this Consent Agreement and recommend that the Regional Administrator, or his/her designee, the Regional Judicial Officer, issue the attached Final Order.

By: \_\_\_\_\_  
[*Digital Signature and Date*]  
Karen Melvin, Director  
Enforcement & Compliance Assurance Division  
U.S. EPA – Region III  
Complainant

Attorney for Complainant:

By: \_\_\_\_\_  
[*Digital Signature and Date*]  
(Dennis M. Abraham)  
Sr. Assistant Regional Counsel  
U.S. EPA – Region III

*In Re: Equitrans Midstream Corporation*

*EPA Docket No. CAA-03-2023-0032*

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
Philadelphia, Pennsylvania 19103**

**In the Matter of:** :  
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**Equitrans Midstream Corporation** : **U.S. EPA Docket No. CAA-03-2023-0032**  
**(Pennsylvania and West Virginia)** :  
 : **Proceeding under Section 113(d) of the Clean**  
**Respondent.** : **Air Act, 42 U.S.C. § 7413(d)**  
 :  
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**FINAL ORDER**

Complainant, the Director of the Enforcement, Compliance and Assurance Division, U.S. Environmental Protection Agency, Region III, and Respondent, Equitrans Midstream Corporation, have executed a document entitled “Consent Agreement,” which I hereby ratify as a Consent Agreement in accordance with the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (“Consolidated Rules of Practice”), 40 C.F.R. Part 22 Sections 22.13(b) and 22.18(b)(2) and (3). The terms of the foregoing Consent Agreement are accepted by the undersigned and incorporated into this Final Order as if fully set forth at length herein.

Based upon the representations of the parties in the attached Consent Agreement, the penalty agreed to therein is based upon consideration of, *inter alia*, EPA’s Clean Air Act Stationary Source Civil Penalty Policy, October 25, 1991, and the statutory factors set forth in the Clean Air Act, Section 113(e), 42 U.S.C. § 7413(e).

**NOW, THEREFORE, PURSUANT TO** Section 113(d)(1) of the Clean Air Act, 42 U.S.C. § 7413(d)(1), and Section 22.18(b)(3) of the Consolidated Rules of Practice, **IT IS HEREBY ORDERED** that Respondent pay a civil penalty in the amount of **Fifty-Two Thousand, Four Hundred and Fifty Dollars and Twenty-Eight Cents (\$52,450.28)**, in accordance with the payment provisions set forth in the Consent Agreement and in 40 C.F.R. § 22.31(c), and comply with the terms and conditions of the Consent Agreement.

This Final Order constitutes the final Agency action in this proceeding. This Final Order shall not in any case affect the right of the Agency or the United States to pursue appropriate injunctive or other equitable relief, or criminal sanctions for any violations of the law. This Final Order resolves only those causes of action alleged in the Consent Agreement and does not waive, extinguish or otherwise affect Respondent’s obligation to comply with all applicable provisions of the Clean Air Act and the regulations promulgated thereunder.

The effective date of the attached Consent Agreement and this Final Order is the date on which this Final Order is filed with the Regional Hearing Clerk.

Date: \_\_\_\_\_

By: \_\_\_\_\_

Joseph J. Lisa  
Regional Judicial and Presiding Officer  
U.S. EPA Region III

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
Philadelphia, Pennsylvania 19103-2029**

**In the Matter of:** :  
 :  
**Equitrans Midstream Corporation** : **U.S. EPA Docket No. CAA-03-2023-0032**  
**(Pennsylvania and West Virginia)** :  
 : **Proceeding under Section 113(d) of the Clean**  
**Respondent.** : **Air Act, 42 U.S.C. § 7413(d)**  
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**CERTIFICATE OF SERVICE**

I certify that the foregoing *Consent Agreement and Final Order* was filed with the EPA Region III Regional Hearing Clerk on the date that has been electronically stamped on the *Consent Agreement and Final Order*. I further certify that on the date set forth below, I caused to be served a true and correct copy of the foregoing to each of the following persons, in the manner specified below, at the following addresses:

Copies served via email to:

Robert Pichardo  
Senior Counsel  
RPichardo@equitransmidstream.com  
Equitrans Midstream Corporation  
2200 Energy Drive  
Canonsburg, PA 15317

Harry M. Johnson, III  
Hunton Andrews Kurth LLP  
pjohanson@hunton.com  
Riverfront Plaza, East Tower  
951 East Byrd Street  
Richmond, VA 23219

Dennis M. Abraham  
Senior Assistant Regional Counsel  
U.S. EPA, Region III  
abraham.dennis@epa.gov

Bruce Augustine  
Environmental Scientist  
U.S. EPA, Region III  
augustine.bruce@epa.gov

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[Digital Signature and Date]  
Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region III

**ATTACHMENT A**

<b>Station Name</b>	<b>Date of Initial Controller Installation</b>	<b>Date of Acquisition by Equitrans Midstream</b>	<b>High-bleed Count</b>	<b>Date of Modification to Air-Driven or Low-Bleed Controller</b>
<b>Kryptonite Station</b>	4/6/2016	11/13/2018	6	7/27/2021- 5 converted 11/22/2021- 1 converted
<b>Mojo Station</b>	11/1/2014	11/13/2018	1	2/16/2022
<b>Pettit Station</b>	5/6/2016	11/13/2018	5	4/15/2021
<b>IN Gamma Interconnect</b>	9/18/2018		2	10/28/2021
<b>Carbide Station</b>		4/10/2019	1	8/19/2021