



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 6 • 1445 Ross Avenue, Suite 1200 • Dallas, TX 75202-2733

April 23, 2012

CERTIFIED MAIL – RETURN RECEIPT REQUESTED: 7010 2780 0002 4357 0055

Mr. Mark Cheeseman
Environmental Safety and Health Manager
Citgo Refining and Chemicals LP
Citgo Corpus Christi East Refinery
1802 Nueces Bay Blvd.
Corpus Christi, TX 78469

Re: Clean Air Act Section 114 Information Request
Citgo Corpus Christi East Refinery

Dear Mr. Cheeseman:

Enclosed is an Information Request (Request) issued to Citgo Refining and Chemicals LP (Citgo) for its Citgo Corpus Christi East Refinery facility in Corpus Christi, Texas (Facility), under the authority of Section 114 of the Clean Air Act (CAA) in order to obtain information about whether Citgo is in compliance with the provisions of the CAA and the March 5, 2012, Hydrofluoric Acid release at the Facility.

Please provide the information requested within twenty (20) days of your receipt of this letter to Ms. Elvia E. Evering (6EN-HM) at the above address. If you have any questions, need to request an extension, or wish to schedule a meeting to discuss this Request, please contact Ms. Evering or my staff at (214) 665-7575.

Sincerely,

A handwritten signature in black ink, appearing to read "John Blevins".

John Blevins
Director
Compliance Assurance and
Enforcement Division

Enclosure

cc: Rosario Torres, Section Manager
Texas Commission on Environmental Quality, Region 14

Enclosure A

CITGO Corpus Christi East Refinery

Information Request:

The U.S. Environmental Protection Agency (EPA) Region 6 is issuing this Information Request (Request) to Citgo regarding its Facility pursuant to Section 114(a) of the CAA, 42 U.S.C. § 7414, for the purpose of determining compliance with the CAA, including Section 112(r), 42 U.S.C. § 7412(r), and the Chemical Accident Prevention Provisions at 40 C.F.R. Part 68. Pursuant to Section 114(a), you are hereby required to follow the instructions and provide responses to the questions in this Request. You are required to submit this information to EPA within twenty (20) days of receipt of this Request. If you anticipate that you will be unable to fully respond to this Request within twenty (20) days, you must submit a sworn affidavit or declaration by a responsible corporate official within five (5) days of receipt of this Request specifying what information will be provided within the time specified, describing what efforts have been/are being made to obtain other responsive information, and providing a detailed schedule of when such other responsive information can be provided. Upon receipt and based on such affidavit or declaration, EPA may extend the time in which responsive information must be provided to it, but is not obligated to do so. Furthermore, EPA specifically retains the right to obtain additional information beyond what is listed in this Request.

All information submitted in response to this Request must be certified as true, accurate, and complete by an individual with sufficient knowledge and authority to make such representations on behalf of Citgo. An affidavit making such representations is provided as Enclosure B. A knowing submittal of false information in response to this Request may be actionable under 18 U.S.C. § 1001 and 42 U.S.C. § 7413(c). Failure to fully comply with this Request may subject Citgo to an enforcement action under Section 113 of the CAA, 42 U.S.C. § 7413. We may use any information submitted in response to this Request in an administrative, civil, or criminal action.

In accordance with Section 114(c) of the CAA, 42 U.S.C. § 7414(c), all records, reports, and/or information requested in this Request must be submitted whether or not you regard part or all of it as a trade secret or confidential business information. You may, if you desire, assert a business confidentiality claim for all or part of the information submitted. Any information subsequently determined to constitute a trade secret will be protected under 18 U.S.C. § 1905. Unless you make a claim at the time that you submit the information, it may be made available to the public by EPA without further notice to you. The information qualifying as business confidential material will be disclosed by EPA only to the extent and by the procedures set forth in 40 C.F.R. Part 2, Subpart B.

If you wish EPA to treat any information or response as confidential, you must advise EPA and comply with the following procedures. Place on or attach to the information at the time it is submitted to EPA a cover sheet, stamped or typed legend, or other suitable form of notice employing such language as trade secret, proprietary, or company confidential. You must clearly identify allegedly confidential portions of otherwise non-confidential documents and you may want to submit these separately to facilitate identification and handling by EPA. If you seek confidential treatment only until a certain date or until occurrence of a certain event, state this in your notice. Include an explanation of your claim that disclosure of the information would likely result in substantial harmful effects on your business' competitive position, referring to the applicable substantive criteria in 40 C.F.R. § 2.308. Specify the harmful effects, why they should be viewed as substantial and the causal relationship between disclosure and substantial harmful effects. You must make a separate assertion of confidentiality for each response and each record that you consider confidential. Submit a written index for each record for which you assert a claim of confidentiality that includes the following information:

1. Describe the response or document and nature of the information. For a document, include the name of the author(s), the date the document was issued, the summary title, and the names of the recipient(s);
2. Specify the portion of the response or document for which you assert a claim of confidentiality by reference to page numbers, paragraphs, and lines, or specify entire document.
3. Briefly identify the basis of your claim.

If you believe that facts and documents necessary to substantiate confidentiality are themselves confidential, please identify them as such so that EPA may maintain their confidentiality pursuant to 40 C.F.R. Part 2, Subpart B.

All information responsive to this Request should be sent to the following:

Elvia E. Evering
Multimedia Enforcement Section (6EN-HM)
Hazardous Waste Enforcement Branch
Compliance Assurance and Enforcement Division
U.S. EPA - Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

A. Instructions

1. If Citgo has previously supplied documentation that is responsive to some questions, please certify the previous submission as true, accurate, and complete. This information does not have to be resubmitted.

2. If information or documentation not known or not available to you as of the date of submission of a response to this Request should later become known or available to you, you must supplement your response to EPA. Moreover, should you find, at any time after the submission of your response, that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide EPA with a corrected response. There are significant penalties for submitting false information, including the possibility of fine or imprisonment.
3. For each document produced in response to this Request, indicate on the document, or in some other reasonable manner, the number of the question to which it responds. Please submit all information for each question in a logically sequenced, bound format.
4. Please provide a separate response to each question and subpart of a question set forth in this Request and precede each answer with the number of the question to which it corresponds.
5. In your response to each question, identify each person answering the question, including each person answering any subparts of the question, as well as each person consulted in the preparation of your response.
6. For each question, identify each document consulted, examined, or referred to in the preparation of the response or that contains information responsive to the question, and provide a true and correct copy of each such document if not provided in response to another specific question. Indicate on each document produced in response to this Request the number of question to which it corresponds.

B. Definitions

1. Unless specifically defined in this Request or in the CAA or its implementing regulations, all terms used in this Request will have their ordinary meaning.
2. The terms "document" or "documents" shall mean any object that records, stores, or presents information, both electronic and tangible, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including by the way of illustration and not by way of imitation, any invoice, manifest, bill of lading, receipt, endorsement, check bank draft, canceled check, deposit slip, withdrawal slip, order, correspondence, record book, minutes, memorandum of telephone and other conversations, including meeting, agreements and the like, diary, calendar, desk pad, scrapbook, notebook, bulletin, circular, form, pamphlet, statement, journal, postcard letter telegram, telex report, notice, message, analysis, comparison, graph, chart, interoffice or intra office communication, photo stat or other copy of any documents, microfilm or other film record, any photograph, sound recording on any type device, any punch card, disc or disc pack; any tape or other type of memory generally associated with computers and data processing (together with the programming instructions and other written material necessary to use such punch card, disc, or disc pack, tape or other type of memory); and (a) every copy of each document which is not an exact duplicate of a document which is produced, (b) every copy which has any writing, figure or notation, annotation or the like on it, (c) drafts, (d) attachments to or enclosures with any document, and (e) every document referred to in any other document. It includes any document in the possession or control of the company or the possession or control of any person hired by the company. A copy of a document rather than the original may be provided
3. The terms "CITGO Corpus Christi East Refinery" and "Citgo Refining and Chemicals LP," include any officer, director, agent, or employee of the Citgo Refining and Chemicals LP and/or the Facility, including any merged, consolidated, or acquired predecessor or parent, subsidiary, division, or affiliate thereof, and any related partnerships or limited partnerships.
4. The term "person" or "persons" shall have the meaning set forth in Section 302(e) of the CAA, 42 U.S.C. § 7602(e), and includes an individual, corporation, partnership, association, State, municipality, political subdivision of a State, and any agency, department, or instrumentality of the United States and any officer, agent or employee thereof.

5. The term "process" means any activity involving a regulated substance including any use, storage, manufacturing, handling, or on-site movement of such substances, or combination of these activities. For the purposes of this definition, any group of vessels that are interconnected, or separate vessels that are located such that a regulated substance could be involved in a potential release, shall be considered a single process.
6. The term "mechanical integrity" means the process of ensuring that process equipment is fabricated from the proper materials of construction and is properly installed, maintained, and replaced to prevent failures and accidental releases.
7. The terms "you" or "yours" as used in each of the question set forth herein refers to, and shall mean, the company or corporation with which each addressee of the attached Request is affiliated, including the company or corporation, its subsidiaries, division, affiliates, predecessors, successors, assigns, and its former and present officers, directors, agents, employees, representatives, attorneys, consultants, accountants and all other persons acting on its behalf.
8. The term "Facility" refers to the Citgo Corpus Christi Refining East Plant located at 1802 Nueces Bay Blvd., Corpus Christi, TX 78469.
9. Words in the masculine shall be construed as the feminine, and vice versa, and words in the singular shall be construed in the plural, and vice versa, where appropriate in the context of a particular question or questions.

C. Questions

Citgo shall submit the following information about the Facility within twenty (20) days of receipt of this letter.

1. From September 2011 through, and including, May 2012, provide copies of incident investigation reports for Hydrofluoric acid (HF) releases that occurred at the Hydrofluoric Alkylation Unit ("Unit"). For each incident provide:
 - (a) The date HF was released;
 - (b) The duration of the HF release;
 - (c) The amount of HF that was released;
 - (d) The cause of the HF release;
 - (e) The resolution of the problem that caused the HF release; and
 - (f) Injuries, if any, that occurred.

2. Provide a copy of the process hazard analysis for process equipments involved in HF released at the Unit from September 2011 through, and including, May 2012. If HF is stored at other locations at the Facility and releases have occurred from September 2011 through, and including, May 2012, provide a copy of the process hazard analysis.
3. Provide maintenance records for the process equipment involved in HF releases that have occurred from September 2011 through, and including, May 2012 at the Unit and the Facility.
4. Provide routine maintenance inspections conducted at process equipment involved in HF acid released from September 2011 through, and including, May 2012 at the Unit and at the Facility, and provide the API Standard that is used to maintain the integrity of the process equipment.
5. Provide photos of, and any and all documents (electronic or otherwise) pertaining to, evidence of discoloration of process equipment that contains HF at the Facility, which is indicative of leaks that have occurred from the equipment.
6. Provide any and all other information, documents, analyses, conclusions, statements, reports, recommendations, and the like, pertaining to the March 5, 2012, release not specifically requested above.

Enclosure B

**CITGO REFINING AND CHEMICALS LP
CITGO CORPUS CHRISTI EAST REFINERY
Corpus Christi, Texas**

Statement of Certification

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on any inquiry of those individuals immediately responsible for obtaining this information, I certify that the statements and information are, to the best of my knowledge and belief, true, accurate, and complete. I am aware, that there are significant penalties for knowingly submitting false statements and information, including the possibility of fines and/or imprisonment.

(Signature)

(Title)

(Date)