



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

June 27, 2011

Enbridge Energy, Limited Partnership
c/o Mr. Rich Adams
Vice President, Operations
Superior City Centre
Second Floor
1409 Hammond Ave.
Superior, Wisconsin 54880

Re: U.S. EPA Notice of EPA Determination of Enbridge Non-Compliance with the Administrative Order (Order) issued by U.S. EPA on July 27, 2010, pursuant to §311(c) of the Clean Water Act (Docket No. CWA 1321-5-10-001) and Supplement to the Administrative Order issued by U.S. EPA on September 23, 2010 (Supplement)

Dear Mr. Adams:

U.S.EPA has determined that on June 16 and 17th, 2011, Enbridge Energy, Limited Partnership, Enbridge Pipelines (Lakehead) L.L.C., Enbridge Pipelines (Wisconsin), and Enbridge Energy Partners, L.P. (herein collectively referred to as "Enbridge") failed to comply with the requirements of Paragraph 18, bullet one of the Administrative Order ("Order") issued by the U.S. EPA on July 27, 2010 and Paragraph 18 (k) of the Supplement to the Administrative Order ("Supplement"). Specifically, U.S. EPA oversight personnel observed and documented the discharge of sediment and oil sheen generated by submerged oil recovery operations in Talmadge Creek to the Kalamazoo River. The amount of containment boom and sediment curtain at the confluence and the frequency of monitoring were insufficient to contain oil, sheen, and sediment at the time of the discharge. U.S. EPA immediately notified Enbridge and as of June 20th at 1500, U.S. EPA no longer observed the discharge. Enbridge should immediately act to ensure that no similar discharges resulting in noncompliance with the Order or the Supplement occur.

If you have any questions regarding this letter, please contact me immediately at (231) 301-0559.

Sincerely,

A handwritten signature in black ink, appearing to read "Ralph Dollhopf".

Ralph Dollhopf
Federal On-Scene Coordinator and Incident Commander
U.S. EPA, Region 5

cc: L. Kirby-Miles, U.S. EPA, ORC
J. Cahn, U.S. EPA, ORC
J. Kimble, U.S. EPA, Dep. IC, FOSC

M. Durno, U.S. EPA, Dep. IC, Section Chief
T. Edwards, U.S. EPA
S. Wolfe, U.S.EPA

M. Ducharme, MDEQ
M. Alexander, MDEQ
Records Center, U.S. EPA, Reg. V