

Caleb Troxclair

From: Caleb Troxclair
Sent: Wednesday, August 12, 2015 3:29 PM
To: 'Justin Stegall'
Subject: RE: FCC Letter draft

Just spoke with him about it, and he's ok sending it. Will get it back to y'all asap.

Caleb

From: Justin Stegall [mailto:~~Justin.Stegall@enbridge.com~~]
Sent: Wednesday, August 12, 2015 11:42 AM
To: Caleb Troxclair
Subject: RE: FCC Letter draft

Any thoughts on this from Commissioner Porter? Anything you need from us?

From: Justin Stegall
Sent: Monday, August 10, 2015 4:31 PM
To: caleb.troxclair@rrc.state.tx.us
Subject: FCC Letter draft

Attached is the draft letter our DC lawyers put together. I believe you guys need to add your "about RCT" language in the first paragraph as I know you would say it differently.

Let me know your thoughts on this.

Appreciate it.

Justin Stegall
Government Affairs

ENBRIDGE
TEL: 832-214-9337 | CELL: 713-305-5606 | FAX: 713-821-2230
1100 Louisiana, Suite 3300, Houston, TX 77002

enbridge.com

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Caleb Troxclair

From: Caleb Troxclair
Sent: Wednesday, August 12, 2015 4:51 PM
To: 'Justin Stegall'
Subject: RE: FCC Letter draft

Do you have all the addresses of the people you want CC'd on this letter? Also, do we submit this electronically, by mail, or just give to you?

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Caleb Troxclair

From: Charolet Ulbricht
Sent: Thursday, August 13, 2015 11:25 AM
To: Caleb Troxclair
Subject: RE: Letter

Done....is it ready to mail?

From: Caleb Troxclair
Sent: Thursday, August 13, 2015 11:21 AM
To: Charolet Ulbricht
Subject: Letter

Can you please print this on letterhead? Thanks!

Caleb Troxclair

From: Caleb Troxclair
Sent: Friday, August 14, 2015 10:06 AM
To: 'Justin Stegall'
Subject: RE: FCC Letter draft
Attachments: Porter FCC Letter.pdf

It's attached!

Caleb

From: Justin Stegall [mailto:~~Justin.Stegall@bridges.com~~]
Sent: Thursday, August 13, 2015 2:42 PM
To: Caleb Troxclair
Subject: RE: FCC Letter draft

I was asked if you guys could put your letterhead on it and sign it and return to me electronically, our DC guys can add it to the docket for you.

Does this work?

Thanks man. Justin

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Caleb Troxclair

From: Justin Stegall [mailto:Justin.Stegall@frcg.com]
Sent: Tuesday, August 18, 2015 3:53 PM
To: Caleb Troxclair
Subject: RE: FCC Letter draft

As promised, the letter has been filed and is available here: <http://apps.fcc.gov/ecfs/document/view?id=60001122130>

Thanks again for the help!

From: Caleb Troxclair [mailto:Caleb.Troxclair@rrc.state.tx.us]
Sent: Friday, August 14, 2015 10:06 AM
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From: Justin Stegall
Sent: Monday, August 10, 2015 4:31 PM

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From: Justin Stegall <~~Justin.Stegall@federalwire.com~~>
Sent: Wednesday, August 19, 2015 9:14 AM
To: Caleb Troxclair
Subject: article

There was an article written in today's TR Daily which is highly read by FCC staff. Your letter, along with the publicity it has garnered has helped the industry position greatly. Give me a call when you can as I would like to add a little more info.

TRDaily
August 18, 2015

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TEXAS OFFICIAL STRESSES SPECTRUM NEEDS OF OIL AND GAS COMPANIES

The chairman of the Railroad Commission of Texas has written FCC Chairman Tom Wheeler to ask the agency to reconsider its conclusion that the use of spectrum by oil and gas companies for SCADA (supervisory control and data acquisition) systems "primarily serve the business needs" of the companies rather than protect public safety.

Yesterday's letter from David Porter referred to an order that the FCC released in September 2014 in which it addressed requests to approve the assignment of AMTS (automated maritime telecommunications system) licenses that are part of a pending hearing before an administrative law judge concerning the character qualifications of licensee Maritime Communications/Land Mobile LLC (MCLM) (TRDaily, Sept. 11, 2014).

In the order, the FCC removed from the proceeding an application to assign a license to the Southern California Regional Rail Authority (SCRRA) for positive train control (PTC).

The FCC noted that critical infrastructure industry (CII) companies have argued "that they are similarly situated to SCRRA such that it would be 'an unlawful abuse of discretion for the Commission to allow the railroad to extract itself from the hearing proceeding while not affording the same opportunity to electric utilities and oil and gas companies facing similar federal requirements and spectrum shortages.' We recognize that the CII Companies are critical infrastructure industry entities under the Commission's Rules.

"We acknowledge as well that important public benefits stem from the operation of, for example, SCADA systems by oil and gas companies and smart grid systems by electric cooperatives and other utilities," the order added. "Although the CII Companies' proposals to use the spectrum licenses for SCADA, smart grid and similar applications would be beneficial to the public, unlike PTC, those other services are not dedicated to communications to prevent human injury and property damage, but are also used for day-to-day facilities management and other purposes that primarily serve the business needs of the licensee."

"We urge the Commission to recognize the critical role of SCADA systems in promoting public safety goals in the pipeline industry," Mr. Porter said in his letter in WT docket 13-85 and EB docket 11-71. "SCADA systems use wireless frequencies to detect leaks, monitor and control flow, and perform other vital functions across the nation's pipeline networks. Approximately two-thirds of the energy supply in the United States is transported through pipelines supported by SCADA systems.

"Our colleagues at the Pipeline [and] Hazardous Materials Safety Administration acknowledged the public safety benefits of SCADA when it implemented rules requiring each pipeline to operate and maintain a communication system necessary for safe operation of their systems," Mr. Porter added. "These requirements make clear the primary purpose of SCADA systems is to prevent human injury and property damage – not to serve the underlying business needs of oil and gas companies." - Paul Kirby, paul.kirby@hmsa.com

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