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October 9, 2018

Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street NE
Washington, DC 20426

Re: Mountain Valley Pipeline, LLC
Mountain Valley Pipeline Project
Docket No. CP16-10-000
Notice of Agency Action

Dear Ms. Bose:

On October 5, 2018, the Norfolk District of the United States Army Corps of Engineers sent a notice to Mountain Valley Pipeline, LLC suspending its January 23, 2018 authorization to conduct work under the Nationwide Permit 12 for the Mountain Valley Pipeline Project. A copy of the notice is attached.

Mountain Valley Pipeline, LLC has suspended construction of new pipeline crossings in the waters of the United States in the Norfolk District. There are no pipeline crossings in the waters of the United States in the Norfolk District that are currently under construction. If you have any questions, please do not hesitate to contact me at (412) 553-5786 or meggerding@eqt.com. Thank you.

Respectfully submitted,

MOUNTAIN VALLEY PIPELINE, LLC
by and through its operator,
EQM Gathering Opco, LLC

By: 

Matthew Eggerding
Senior Counsel, Midstream

Attachment

cc: All Parties
Rich McGuire, OEP
James Martin, OEP
Paul Friedman, OEP



DEPARTMENT OF THE ARMY
US ARMY CORPS OF ENGINEERS
NORFOLK DISTRICT
FORT NORFOLK
803 FRONT STREET
NORFOLK VA 23510-1011

October 5, 2018

Regulatory Branch
NAO-2017-0898 / VMRC#'s 2016-0305 and 2017-1609

NOTICE OF NATIONWIDE PERMIT 12 VERIFICATION SUSPENSION

Mountain Valley Pipeline, LLC
Attn: Mr. Robert Cooper
555 Southpointe Blvd., Suite 200
Canonsburg, Pennsylvania 15317

Dear Mr. Cooper:

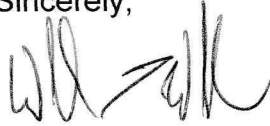
Please reference the January 23, 2018 Department of the Army permit verification letter, project number NAO-2015-08998 (VMRC #'s 2016-0305 and 2017-1609) issued to you authorizing under Nationwide Permit (NWP) #12, impacts to waters of the US (streams and wetlands) at 383 separate stream crossings and 142 separate wetland crossings within the Commonwealth of Virginia. These impacts facilitate the installation of a 302 mile 42 inch natural gas pipeline known as the Mountain Valley Pipeline (MVP). On October 2, 2018, the United States Court of Appeals for the Fourth Circuit vacated the Corps' verification of MVP's compliance with the NWP 12 in West Virginia (order enclosed). Because of that order, it is uncertain whether NWP 12 will ultimately be available to authorize work for MVP in West Virginia. Therefore, the Norfolk District finds it appropriate to suspend your authorization and await clarity on this issue.

Exercising our authority under 33 CFR §330.5, we hereby suspend the January 23, 2018, authorization to conduct work under NWP 12. Effective immediately you must stop all activities being done in reliance upon the authorization under the NWP. You may take measures necessary to stabilize any work in progress. This suspension will remain in effect until the authorization is reinstated, modified or revoked.

Within 10 days of receipt of this notice of suspension, you may request a meeting with the Norfolk District to present information on this matter. After completion of such meeting or within a reasonable period of time after this notice, if no meeting is

requested, the Corps may take action to reinstate, modify or revoke the authorization. If you have any questions and/or concerns about this permit verification suspension, please contact me via telephone at (757) 201-7657 or via email at William.t.walker@usace.army.mil.

Sincerely,

A handwritten signature in black ink, appearing to read 'W.T. Walker', with a stylized flourish at the end.

William T. Walker
Chief, Regulatory Branch

Enclosure(s)

Cc:

Mike Rolband, Wetland Studies and Solutions, Inc.
Randy Owen, Virginia Marine Resources Commission
Steven Hardwick, Department of Environmental Quality
Brian Clauto, Mountain Valley Pipeline, LLC