

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ENERGY PROJECTS

In Reply Refer To:

OEP/DG2E/Gas Branch 4
Atlantic Coast Pipeline, LLC
Atlantic Coast Pipeline
Dominion Energy Transmission, Inc.
Supply Header Project
Docket Nos. CP15-554-000,
CP15-554-001, and CP15-555-000

September 17, 2018

Mr. Matthew R. Bley
Director, Gas Transmission Certificates
Dominion Energy Transmission, Inc.
707 East Main Street
Richmond, VA 23219

Re: Lifting of Stop Work Order

Dear Mr. Bley:

On August 10, 2018, Commission staff directed Atlantic Coast Pipeline, LLC (Atlantic) and Dominion Energy Transmission, Inc. (DETI) to cease construction of the Atlantic Coast Pipeline (ACP) and Supply Header Project (SHP) as a consequence of the United States Court of Appeals for the Fourth Circuit's order vacating certain federal authorizations required for the projects. Specifically, the court vacated a right-of-way-permit by the Department of the Interior's National Park Service (NPS) authorizing the construction of the ACP across the Blue Ridge Parkway, and the court provided rationale for its May 15, 2018 order vacating the Incidental Take Statement issued by the U.S. Fish and Wildlife Service (FWS).

On September 11, 2018, the FWS issued a revised Biological Opinion (BO), which included a modified Incidental Take Statement, for the ACP and SHP.¹ Additionally, on September 14, 2018, the NPS issued a new right-of-way permit for crossing the Blue Ridge Parkway.²

¹ See FERC accession no. 20180917-3001.

² See FERC accession no. 20180917-5034.

Construction activities along project areas which had previously received a notice to proceed may now continue. Atlantic and DETI are required to comply with the Reasonable and Prudent Alternatives, Terms and Conditions, Monitoring and Reporting Requirements, and Conservation Recommendations set forth in the BO. Further, prior to resuming previously authorized construction activities across federal lands or waters of the United States, Atlantic and DETI shall provide written concurrence from the Forest Service and U.S. Army Corps of Engineers that the revised BO is consistent with those agencies' respective authorizations for the ACP and SHP.

Sincerely,

Terry L. Turpin
Director, Office of Energy Projects

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