



REPLY TO  
ATTENTION OF

**DEPARTMENT OF THE ARMY**  
HUNTINGTON DISTRICT, CORPS OF ENGINEERS  
502 EIGHTH STREET  
HUNTINGTON, WEST VIRGINIA 25701-2070

May 22, 2018

Regulatory Division  
North Branch  
LRH 2015-592-GBR

**NOTICE OF NATIONWIDE PERMIT 12 VERIFICATION SUSPENSION**

Mr. Shawn Posey  
Mountain Valley Pipeline, LLC  
555 Southeppointe Boulevard, Suite 200  
Canonsburg, Pennsylvania 15317

Dear Mr. Posey:

I refer to your Nationwide Permit (NWP) 12 verifications dated December 22, 2017 authorizing you to discharge dredged and fill material into waters of the United States at 591 separate and distant locations associated with the Mountain Valley Pipeline Project. The authorized activities are located within the Huntington District's regulatory boundary in Monroe, Summers, Greenbrier, Nicholas, Webster, Braxton, Lewis, Harrison, and Wetzel Counties, West Virginia.

The United States (U.S.) Army Corps of Engineers' regulations allow for the District Engineer, in his or her discretion, to suspend authorizations under a NWP. We are doing so here and evaluating the extent of your compliance with the West Virginia Department of Environmental Protection's Special Condition C of its Water Quality Certification for NWP 12. *See* 33 C.F.R. 330.5(d).

The Department of the Army has determined to suspend indefinitely the NWP 12 verifications authorizing the discharge of dredged and/or fill material into the Gauley River, the Greenbrier River, the Elk River and the Meadow River until we can determine compliance with Special Condition C. *See* U.S. Army Corps of Engineers Regulatory Program, Public Notice: Reissuance and Issuance of Nationwide Permits with West Virginia Department of Environmental Protection 401 Water Quality Certification dated May 12, 2017 (page 20). Accordingly, all activities authorized under NWP 12 at those crossings must cease. Please be advised that following this suspension, a decision will be made to either reinstate, modify, or revoke the authorizations.

Within 10 days of receipt of this notice of suspension, you may, request a meeting with the district engineer to present information in this matter. If you have any questions or would like to schedule a meeting, please contact Ms. Teresa Spagna by phone at 304-399-5210 or by email at [teresa.d.spagna@usace.army.mil](mailto:teresa.d.spagna@usace.army.mil).

Sincerely,

A handwritten signature in black ink, appearing to read 'W J Miller', written in a cursive style.

William J. Miller  
Lieutenant Colonel, Corps of Engineers  
Commanding