

MEMORANDUM FOR THE ADMINISTRATIVE RECORD

FROM: Deborah A. Curtis, Chief Counsel for Industry and Security

DATE: November, 21, 2019

SUBJECT: Ex Parte discussion with Kinder Morgan concerning requests for exclusion from tariffs under section 232 of the Trade Expansion Act of 1962

On November 21, 2019, the following Department officials: Earl Comstock, Director of Policy; Cordell Hull, Acting Under Secretary for Industry and Security, Deborah Curtis, Chief Counsel for Industry and Security; Brad Botwin, Director of the Office of Technology Evaluation, Bureau of Industry and Security; and Casey Miller, Business Data Analyst, Bureau of Industry and Security participated in a telephone call with following representatives of Kinder Morgan, Steven Kean, Chief Executive Officer and Bill Wolf, Vice President and Deputy General Counsel. This call was arranged at the request of Kinder Morgan.

Kinder Morgan representatives were informed that a written record of this call would be made public as part of the Department's administrative record. During the course of the telephonic conversation, Kinder Morgan requested reconsideration of its previously denied requests for exclusions from tariffs and provided confidential business information in support of its request. Department officials did not provide any information in response to this request and advised that it would look into the issue.