

Application No.	Docket No.	Applicant	Modification of exemption
12284-M	RSPA-99-5935	American Traffic Safety Services Assn. (ATSSA), Fredericksburg, VA (See Footnote ⁹).	12284
12449-M	RSPA-00-7213	Chlorine Service Company, Inc., Kingwood, TX (See Footnote ¹⁰)	12449
12595-M	RSPA-01-8643	Marsulex, Inc., Toledo, OH (See Footnote ¹¹)	12595
12643-M	RSPA-01-9066	TRW Space and Electronics Groups, Redondo Beach, CA (See Footnote ¹²).	12643
12676-M	RSPA-01-9376	Environmental Management, Inc., Guthrie, OK (See Footnote ¹³)	12676
12688-M	RSPA-01-9530	Brenntag West, Inc., Santa Fe Springs, CA (See Footnote ¹⁴)	12688

¹ To modify the exemption to authorize the transportation of an additional Division 1.3C material in temperature controlled equipment.
² To modify the exemption to provide for germanine mixtures, Division 2.3, to be transported in DOT-Specification 3A2400, 3AA2400 or 3AAX2400 cylinders.
³ To modify the exemption to authorize the use of additional design assemblies of the non-refillable, non-DOT specification steel cylinders for the transportation of certain Division 5.1 materials.
⁴ To modify the exemption to authorize the transportation of an additional Division 2.2 materials in non-DOT specification IMO Type 5 portable tanks.
⁵ To modify the exemption to authorize the transportation for disposal of unapproved waste explosive materials used in passive restraint systems by common carrier and relief from the outer packaging requirements.
⁶ To modify the exemption to authorize the transportation of an additional Division 2.2 material in non-DOT specification fully wrapped carbon fiber reinforced aluminum lined cylinders.
⁷ To modify the exemption to authorize the transportation of additional Class 3 material in tank cars authorized to remain standing with unloading connections attached when no product is being transferred.
⁸ To modify the exemption to authorize the transportation of additional Class 8 materials in certain DOT Specification and AAR Specification tank cars with a modified inspection procedure.
⁹ To modify the exemption to authorize an increase in the maximum capacity to 500 gallons of the non-DOT specification cargo tanks used for roadway striping.
¹⁰ To modify the exemption to authorize the use of a hydrostatic proof pressure test of the non-DOT specification pressure vessel for use in transporting Division 2.1 an 2.2 materials.
¹¹ To modify the exemption to authorize rerouting a Division 2.3 residue tank car for reloading at a different site while the car is in transit without change of placard and the addition of a Division 2.3 material.
¹² To reissue the exemption originally issued on an emergency basis for the transportation of a Division 2.2 material in a non-DOT specification refrigeration system described as a pulse tube cooler.
¹³ To reissue the exemption originally issued on an emergency basis for the use of a non-DOT specification full removable head steel salvage cylinder for overpacking and the transportation of damaged or leaking cylinders of pressurized and non-pressurized hazardous materials.
¹⁴ To modify the exemption originally issued on an emergency basis for the transportation in commerce of a Class 8 material in drums that do not meet the minimum thickness requirements.

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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration; Office of Hazardous Materials Safety; Notice of Applications for Exemptions

AGENCY: Research and Special Programs Administration, DOT.

ACTION: List of applicants for exemptions.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby

given that the Office of Hazardous Materials Safety has received the applications described herein. Each mode of transportation for which a particular exemption is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1-Motor vehicle, 2-Rail freight, 3-Cargo vessel, 4-Cargo aircraft only, 5-Passenger-carrying aircraft.

DATES: Comments must be received on or before August 23, 2001.

ADDRESS COMMENTS TO: Records Center, Research and Special Programs Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-

addressed stamped postcard showing the exemption application number.

FOR FURTHER INFORMATION: Copies of the applications (See Docket Number) are available for inspection at the New Docket Management Facility, PL-401, at the U.S. Department of Transportation, Nassif Building, 400 7th Street, SW., Washington, DC 20590 or at <http://dms.dot.gov>.

This notice of receipt of applications for new exemptions is published in accordance with part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117 (b); 49 CFR 1.53 (b)).

Issued in Washington, DC, on July 19, 2001.

J. Suzanne Hedgepeth,
 Director, Office of Hazardous Materials Exemptions and Approvals.

NEW EXEMPTIONS

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12661-N	RSPA-01-9217	United Parcel Service (UPS), Atlanta, GA.	49 CFR 171.2(a) & (b), 172, Subparts C, D & E, 173.1, 173.22, 173.24, 177.801, 177.817.	To authorize the transportation in commerce of certain hazardous materials that are not properly packaged, marked, labeled or classed in accordance with the 49 CFR. (mode 1).

NEW EXEMPTIONS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12741-N	RSPA-01-10116	Thunderbird Cylinder Inc., Phoenix, AZ.	49 CFR (e)(12), (e)(16), (e)(17), 173.302(c)(2), (3), (4), & (5), 173.34 (e)(1), (e)(3), (e)(4), (e)(5), (e)(6), (e)(8).	To authorize the transportation in commerce of certain DOT Specification 3A and 3AA cylinders which have been alternatively ultrasonically retested for use in transporting Division 2.1, 2.2 and 2.3 materials. (modes 1, 2, 3, 4, 5).
12744-N	RSPA-01-10126	Alcoa Inc. of Pittsburgh, Pittsburgh, PA.	49 CFR 171-180	To authorize the transportation in commerce of electric storage batteries containing electrolyte or corrosive battery fluid when transported in a motor vehicle containing no hazardous materials other than materials of trade (MOTs) as essentially unregulated. (mode 1).
12745-N	RSPA-01-10125	BioLab Inc., Decatur, GA	49 CFR 173.24(g)(4)	To authorize the transportation in commerce of Class 8 material in vented intermediate bulk containers (IBC). (modes 1, 2, 3).
12746-N	RSPA-01-10124	The Reichhold, Inc., Chickamauga, GA.	49 CFR 174.67(i) & (j)	To authorize rail cars containing Division 2.1 hazardous material to remain standing while connected without the physical presence of an unloader. (mode 2).
12747-N	RSPA-01-10103	Brenntag Southeast Inc., Durham, NC.	49 CFR 172.302(a) & (c)	To authorize the transportation in commerce of oxidizing solid, n.o.s. in flexible intermediate bulk containers (IBC) shipped in accordance with IMDG regulations without required markings or placardings transported inside box trailers with required placarding. (mode 2).
12748-N	RSPA-01-10123	Lockheed Martin Missiles & Space Co., Santa Cruz, CA.	49 CFR 178.601(a)	To authorize the transportation in commerce of alternative, non-POP tested containers for use in transporting small explosive articles for military and commercial spacecraft and missiles. (mode 1).
12749-N	RSPA-01-10122	Questar, North Canton, OH	49 CFR 173.12(b)(2)(i)	To authorize the manufacture, marking, sale and use of certain UN 11G fiberboard intermediate bulk containers (IBC) for use as the outer packaging for lab pack applications. (mode 1).
12750-N	RSPA-01-10121	Questar, North Canton, OH	49 CFR 173.12(b)(2)(i)	To authorize the manufacture, marking, sale and use of UN 13H4 Flexible Intermediate Bulk Containers (IBC) for use as outer packaging for lab pack application for us in transporting hazardous wastes. (mode 1).
12751-N	RSPA-01-10106	Defense Technology Corporation, Casper, WY.	49 CFR 173.302	To authorize the manufacture, marking, sale and use of refillable non-DOT specification cylinder similar to a DOT-Specification 39 cylinder for use in transporting compressed gas, Division 2.2. (modes 1, 3, 4).

NEW EXEMPTIONS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12753-N	RSPA-01-10118	Praxair, Inc., Danbury, CT	49 CFR 173.304(a)	To authorize the transportation in commerce of certain toxic gases in 3AX and 3AAX cylinders not presently authorized for use in transporting dichlorosilane, Division 2.3, (mode 1).
12755-N	RSPA-01-10114	Air Canada, Ottawa, ON	49 CFR 175.75	To authorize the transportation in commerce of hazardous materials by aircraft that exceed the quantity limitations in the HMR. (modes 4, 5).
12756-N	RSPA-01-10112	Department of Energy, Oak Ridge, TN.	49 CFR 173 & 178	To authorize the one-time transportation in commerce of certain explosive materials that exceed their shelf life, are no longer need or are obsolete in specially designed containers and trailers. (mode 1).
12758-N	RSPA-01-10110	Pacific Northwest Equipment Inc., Seattle, WA.	49 CFR 172.101, 173.32c(g), 173.2, 176.83, 178.207-12.	To authorize the transportation in commerce of IM-102 tanks that are equipped with alternative internal discharge valves for use in transporting blasting agents. (mode 3).
12760-N	RSPA-01-10108	Thiokol Propulsion, Brigham City, UT.	49 CFR 173.3(a)(b), 173.62, 178, Subpart L and M.	To authorize the transportation in commerce of certain rocket propellants between its plant and test areas in non-DOT specification containers. (mode 1).
12762-N	RSPA-01-10104	Pro-Virus Inc., Gaithersburg, MD	49 CFR 172.203, 172.301(c), 172.303(a), 172.401(a)(1)(2).	To authorize the transportation in commerce of non-bulk pre-packed combination packagings containing various classes of hazardous materials between facilities to be transported as essentially unregulated without proper shipping papers. (mode 1).
12768-N	RSPA-01-10133	BOC Gases, Murray Hill, NJ	49 CFR 173.31(a), 179.13	To authorize the transportation in commerce of tank cars, containing carbon dioxide, refrigerated liquid, Division 2.2 with a maximum gross weight on rails of 286,000 pounds. (mode 2).
12770-N	RSPA-01-10130	Empire Airlines, Inc., Coeur d'Alene, ID.	49 CFR 175.85(b)	To authorize an alternative loading method of hazardous materials on cargo aircraft. (mode 4).

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DEPARTMENT OF TRANSPORTATION**Surface Transportation Board****[STB Finance Docket No. 34071]****Raritan Central Railway, L.L.C.—Lease and Operation Exemption—Federal Business Centers, Inc. and Summit Associates, Inc.**

Raritan Central Railway, L.L.C. (Raritan), a noncarrier, newly created to

become a Class III railroad, has filed a notice of exemption under 49 CFR 1150.31 to lease and operate, pursuant to an agreement entered into with Federal Business Centers, Inc., and Summit Associates, Inc., approximately 14 miles of rail line properties, easements and right-of-way, located within the Raritan Center Business Park, in the Townships of Edison and Woodbridge, in Middlesex County, NJ. Raritan certifies that its projected annual revenues will not exceed those that would qualify it as a Class III rail

carrier and that its annual revenues are not projected to exceed \$5 million.¹

The transaction is expected to be consummated on or shortly after August 15, 2001.

This transaction is related to STB Finance Docket No. 34070, *Eyal Shapira—Continuance in Control*

¹Raritan states that it will interchange traffic with the Conrail Shared Assets Operations. Raritan further states that it is a substitute operator for Durham Transport, Inc., the current operator of the rail line. See *Durham Transport, Inc.—Acquisition and Operation Exemption—Center Realty, Federal Storage Warehouses, and Garden State Buildings, L.P.*, Finance Docket No. 31917 (ICC served Nov. 6, 1991).