

Application No.	Exemption No.	Applicant	Regulation(s) affected	Nature of exemption thereof
EE 12596-N	DOT-E 12596	Hci Worth Chemical Co., Chattanooga, TN.	49 CFR 173.24(b)	Request for emergency exemption to transport a leaking ton cylinder that has been fitted with an emergency B kit to prevent leakage (mode 1).
EE 12597-N	DOT-E 12597	Firestone Tire and Rubber Company, Savannah, GA.	49 CFR 178.245-4(e)	Request for an emergency exemption to transport anhydrous ammonia in certain DOT spec. 51 portable tanks (modes 1, 3).
EE 12598-N	DOT-E 12598	Lawrence Berkeley National Laboratory Berkely, CA.	49 CFR 173.150(b)	Request for an emergency exemption to permit packaging that are not authorized for a class 3, pkg. III material (mode 1).
EE 12601-N	DOT-E 12601	Great Lakes Chemical Corp., Indianapolis, IN.	49 CFR 172.301(c), 173.24(e), 173.226(c).	Request for emergency exemption to authorize the one-time transportation in commerce of a 6.1 material in plastic bottles that have not passed certain performance tests required by the HMR (mode 1).
EE 12602-N	DOT-E 12602	Allied Universal Corp., Maimi, FL.	49 CFR 173.24(b)	Request for an emergency exemption to transport a leaking ton container fitted with an emergency B kit (mode 1).
EE 12603-N	DOT-E 12603	JCI Jones Chemical Milford, VA.	49 CFR 173.24(b)	Request for an emergency exemption to transport a leaking ton container fitted with an emergency B kit to prevent leakage during transportation (mode 1).
EE 12604-N	DOT-E 12604	Allied Universal Miami, FL	49 CFR 173.23(b)	Request for an emergency exemption for a tank car fitted with a B kit (mode 1).

DENIALS

8556-M	Request by Gardner Cryogenics Lehigh Valley, PA to modify the exemption to provide for design changes of the non-DOT specification portable tank manufactured in accordance with ASME Code criteria; add a new 4830 gallon liquid helium tank design denied November 17, 2000.
9232-X	Request by U.S. Department of Defense Alexandria, VA to authorize the shipment of explosives and other hazardous materials forbidden or in quantities greater than those prescribed by commercial air carriers activated under the Civil Reserve Air Fleet during a contingency airlift or national emergency denied November 22, 2000.
9323-X	Request by U.S. Department of Defense Falls Church, VA to authorize the shipment only by the U.S. Department of Defense of gasoline and JP-4 and JP-5 fuel, Class 3 liquids, in non-DOT specification collapsible, fabric reinforced rubber drums of 500-gallon capacity denied November 22, 2000.
10880-X	Request by St. Lawrence Explosives Corp. Adams Center, NY to authorize the use of reusable, flexible Intermediate Bulk Container (IBC) type 12H3 or 13H4 conforming to Subpart N and O of Part 178 with replaced liners having a capacity not over 1000kg (2206 pounds) and top and bottom outlets, for shipment of ammonium nitrate-fuel oil mixture ANFO denied October 20, 2000.
10880-X	Request by St. Lawrence Explosives Corporation Adams Center, NY to authorize the use of reusable, flexible Intermediate Bulk Container (IBC) type 12H3 or 13H4 conforming to Subpart N and O of Part 178 with replaced liners having a capacity not over 1000kg (2206 pounds) and top and bottom outlets, for shipment of ammonium nitrate-fuel oil mixture ANFO denied October 20, 2000.
12343-N	Request by City Machine & Welding, Inc. of Amarillo, Amarillo, TX to authorize acoustic emission retesting of DOT-3AAX and 3T cylinders for use in transporting various hazardous materials classed in Division 2.1, 2.2 and 2.3 denied November 29, 2000.
12525-N	Request by ICO Worldwide, Inc. Houston, TX to authorize the transportation in commerce of a specially designed device (mobile pipe inspection unit pulled by a tractor) containing radioactive material, Type A, transported with obscured markings denied November 22, 2000.

[FR Doc. 01-32016 Filed 12-27-01; 8:45 am]
 BILLING CODE 4909-60-M

DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

Office of Hazardous Materials Safety; Notice of Delays in Processing of Exemption Applications

AGENCY: Research and Special Programs Administration, DOT.

ACTION: List of applications delayed more than 180 days.

SUMMARY: In accordance with the requirements of 49 U.S.C. 5117(c), RSPA is publishing the following list of exemption applications that have been in process for 180 days or more. The reason(s) for delay and the expected completion date for action on each application is provided in association with each identified application.

FOR FURTHER INFORMATION CONTACT: J. Suzanne Hedgepeth, Director, Office of Hazardous Materials, Exemptions and Approvals, Research and Special

Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590-0001, (202) 366-4535.

Key to "Reasons for Delay"

1. Awaiting additional information from applicant
2. Extension public comment under review
3. Application is technically complex and is of significant impact or precedent-setting and requires extensive analysis
4. Staff review delayed by other priority issues or volume of exemption applications

Meaning of Application Number
Suffixes

N—New application

M—Modification request

PM—Party to application with
modification request

Issued in Washington, DC, on December
21, 2001.

J. Suzanne Hedgepeth,

*Director, Office of Hazardous Materials
Exemptions and Approvals.*

NEW EXEMPTION APPLICATIONS

Application No.	Applicant	Reason for delay	Estimated date of completion
11862-N	The BOC Group, Murray Hill, NJ	4	01/31/2002
11927-N	Alaska Marine Lines, Inc., Seattle, WA	4	01/31/2002
12353-N	Monson Companies, South Portland, ME	4	01/31/2002
12381-N	Ideal Chemical & Supply Co., Memphis, TN	4	01/31/2002
12406-N	Occidental Chemical Corporation, Dallas, TX	4	01/31/2002
12412-N	Great Western Chemical Company, Portland, OR	4	01/31/2002
12434-N	Salmon Air, Salmon, ID	4	01/31/2002
12440-N	Luxfer, Inc., Riverside, CA	4	01/31/2002
12456-N	Baker Hughes, Houston, TX	4	01/31/2002
12571-N	Air Products & Chemicals, Inc., Allentown, PA	4	01/31/2002
12586-N	Wilsonart International Inc., Temple, TX	4	01/31/2002
12588-N	El Dorado Chemical Co., Creve Ceour, MO	4	01/31/2002
12629-N	Western Sales & Testing of Amarillo, Inc., Amarillo, TX	4	01/31/2002
12630-N	Chemetall GmbH Gesellschaft, Langelsheim, DE	4	01/31/2002
12634-N	Norman International, Los Angeles, CA	4	01/31/2002
12648-N	Stress Engineering Services, Inc., Houston, TX	4	01/31/2002
12650-N	Coleman Powermate, Inc., Kearney, NE	4	01/31/2002
12661-N	United Parcel Service (UPS), Atlanta, GA	4	01/31/2002
12674-N	G&S Aviation, Donnelly, ID	4	01/31/2002
12690-N	Air Liquide America Corporation, Houston, TX	4	02/28/2002
12696-N	Phibro-Tech, Inc., Fort Lee, NJ	4	02/28/2002
12701-N	Fuel Cell Components & Integrators, Inc., Hauppauge, NY	4	02/28/2002
12702-N	Los Crespos Cylinders, Anasco, PR	4	01/31/2002
12706-N	Raufoss Composites AS, Raufoss, NO	4	02/28/2002
12716-N	Air Liquide America Corporation, Houston, TX	4	01/31/2002
12718-N	Weldship Corporation, Bethlehem, PA	4	01/31/2002
12724-N	E.I. DuPont de Nemours & Co., Inc., Wilmington, DE	4	02/28/2002
12741-N	Thunderbird Cylinder Inc., Phoenix, AZ	4	02/28/2002
12751-N	Defense Technology Corporation, Casper, WY	4	02/28/2002
12753-N	Praxair, Inc., Danbury, CT	4	02/28/2002
12755-N	Air Canada, Ottawa, ON	4	02/28/2002

MODIFICATIONS TO EXEMPTIONS

Application No.	Applicant	Reason for delay	Estimated date of completion
4453-M	Dyno Nobel, Inc., Salt Lake City, UT	4	01/31/2002
4884-M	Matheson Tri-Gas, East Rutherford, NJ	4	01/31/2002
6805-M	Air Liquide America Corporation, Houston, TX	4	01/31/2002
7060-M	Federal Express, Memphis, TN	4	01/31/2002
7277-M	Structural Composites Industries, Pomona, CA	4	01/31/2002
7954-M	Voltaix, Inc., North Branch, NJ	4	01/31/2002
8308-M	Tradewind Enterprises, Inc., Hillsboro, OR	4	01/31/2002
8308-M	American Courier Express Corporation, Miramar, FL	4	01/31/2002
8554-M	Orica USA, Inc., Englewood, CO	4	01/31/2002
8554-M	Dyno Nobel, Inc., Salt Lake City, UT	4	01/31/2002
8723-M	Dyno Nobel, Inc., Salt Lake City, UT	4	01/31/2002
9401-M	Societe Nationale de Wagon-Reservoirs, 79009 Paris, FR	4	02/28/2002
9421-M	Taylor-Wharton (Harsco Corporation), Harrisburg, PA	4	01/31/2002
10019-M	Structural Composites Industries, Pomona, CA	4	02/28/2002
10832-M	Autoliv ASP, Inc., Ogden, UT	4	02/28/2002
11244-M	Aerospace Design & Development, Inc., Longmont, CO	4	01/31/2002
11379-M	TRW Automotive Occupant Safety Systems, Washington, MI	4	02/28/2002
11537-M	JCI Jones Chemicals, Inc., Milford, VA	4	01/31/2002
11769-M	Great Western Chemical Company, Portland, OR	4	01/31/2002
11769-M	Great Western Chemical Company, Portland, OR	4	02/28/2002
11769-M	Hydrite Chemical Company, Brookfield, WI	4	01/31/2002
11911-M	Transfer Flow, Inc., Chico, CA	4	01/31/2002
12065-M	Petrolab Company, Latham, NY	4	02/28/2002
12084-M	Honeywell International, Inc., Morristown, NJ	4	01/31/2002
12449-M	Chlorine Service Company, Inc., Kingwood, TX	4	02/28/2002

MODIFICATIONS TO EXEMPTIONS—Continued

Application No.	Applicant	Reason for delay	Estimated date of completion
12676-M	Environmental Management, Inc., Guthrie, OK	4	02/28/2002

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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

International Standards on the Transport of Dangerous Goods; Public Meetings

AGENCY: Research and Special Programs Administration (RSPA), Department of Transportation.

ACTION: Notice of public meeting.

SUMMARY: This notice is to advise interested persons that RSPA will conduct a public meeting to discuss the outcome of the twentieth session of the United Nation's Sub-Committee of Experts on the Transport of Dangerous Goods (UNSCOE) held December 5-11, 2001 in Geneva, Switzerland.

DATES: January 16, 2002, 9:30 a.m.-12 p.m., Room 3328.

ADDRESSES: The meeting will be held at DOT Headquarters, Nassif Building, Room 3328, 400 Seventh Street SW., Washington, DC 20590.

FOR FURTHER INFORMATION CONTACT: Bob Richard, International Standards Coordinator, Office of Hazardous Materials Safety, Department of Transportation, Washington, DC 20590; (202) 366-0656.

SUPPLEMENTARY INFORMATION: The primary purpose of the meeting will be to discuss outcomes of proposals presented to the twentieth session of UNSCOE. Topics to be covered during the public meeting will include (1) Criteria for Environmentally Hazardous Substances, (2) Intermodal requirements for the transport of solids in bulk containers, (3) Harmonized requirements for compressed gas cylinders, (4) Portable tank requirements, (5) Classification of individual substances, (6) Requirements for packagings used to transport hazardous materials, (7) Requirements for infectious substances, and (8) Hazard communication requirements.

The public is invited to attend without prior information.

Documents

Copies of documents for the UNSCOE meeting may be obtained by downloading hem from the United Nations Transport Division web site at http://www.unece.org/trans/main/dgdb/dgsubc/c3doc_2001.html. Information concerning UN dangerous goods meetings including agendas can be downloaded at <http://www.unece.org/trans/main/dgdb/dgsubc/c3.html>. These sites may also be accessed through the international section of RSPA's Hazardous Materials Safety website at <http://hazmat.dot.gov/intstandards.htm>. RSPA's site provides information regarding the UNSCOE and the Globally Harmonized System of Classification and Labeling for Chemicals, a summary of decisions taken at the 21st session of the UN Committee of Experts, meeting dates and summary of the primary topics which are to be addressed in the 2001-2002 biennium.

Issued in Washington, DC, on December 21, 2001.

Robert A. McGuire,

Associate Administrator for Hazardous Materials Safety.

[FR Doc. 01-32011 Filed 12-27-01; 8:45 am]

BILLING CODE 4910-60-M

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 34129]

RailAmerica, Inc.—Control Exemption—StatesRail Acquisition Corp. and StatesRail, Inc.

RailAmerica, Inc. (RailAmerica), a noncarrier, has filed a verified notice of exemption to continue in control of StatesRail Acquisition Corp. (Acquisition), and to obtain control of StatesRail, Inc. (StatesRail), a holding company that controls Arizona Eastern Railway Company, Eastern Alabama Railway, Kyle Railroad Company, San Joaquin Valley Railroad Company, and SWKR Operating Co., all Class III railroads, upon the acquisition of all of the stock of StatesRail by Acquisition.

The transaction is scheduled to be consummated on or after January 1, 2002.

On November 15, 2001, RailAmerica also filed a motion for protective order

under CFR 1104.14, and the motion was granted.¹

RailAmerica states that, as of its filing of the notice of exemption, it controls one Class II and 23 Class III rail common carriers operating in 23 states.² However, in *ParkSierra, infra*, RailAmerica is acquiring control of a second Class II carrier.

RailAmerica also states that: (i) These railroads do not connect with each other; (ii) the acquisition of control is not part of a series of anticipated transactions that would connect the railroads with each other or any railroad in their corporate family; and (iii) the transaction does not involve a Class I carrier.³ Therefore, the transaction is exempt from the prior approval requirements of 49 U.S.C. 11323. See 49 CFR 1180.2(d)(2).

Under 49 U.S.C. 10502(g), the Board may not use its exemption authority to relieve a rail carrier of its statutory obligation to protect the interests of its employees. Because RailAmerica will control more than one Class II rail carrier, the transaction will be made subject to the labor protection conditions described in *New York Dock Ry.—Control—Brooklyn Eastern Dist.*, 360 I.C.C. 60 (1979).

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d)

¹ See *RailAmerica, Inc.—Control Exemption—StatesRail Acquisition Corp. and StatesRail, Inc.*, STB Finance Docket No. 34129 (STB served Dec. 5, 2001).

² On December 7, 2001, RailAmerica also filed: (1) A notice of exemption in STB Finance Docket No. 34128, *RailAmerica, Inc.—Control Exemption—New StatesRail Holdings, Inc. and Alabama & Gulf Coast Railway L.L.C.*, to acquire from StatesRail, L.L.C., all of the outstanding stock of New StatesRail Holdings, Inc. (New StatesRail), and through New StatesRail to acquire control of its wholly owned subsidiary, the Alabama & Gulf Coast Railway, L.L.C.; and (2) a petition for exemption in STB Finance Docket No. 34130, *RailAmerica, Inc.—Control Exemption—Kiamichi Holdings, Inc. and Kiamichi Railroad L.L.C.*, to acquire control of Kiamichi Holdings, Inc., and its subsidiary Kiamichi Railroad L.L.C.

³ RailAmerica has invoked the Board's class exemption procedures to acquire control of Class II rail carrier ParkSierra Corp. (ParkSierra) in *RailAmerica, Inc.—Control Exemption—ParkSierra Acquisition Corp. and ParkSierra Corp.*, STB Finance Docket No. 34100 (STB served Dec. 20, 2001) (*ParkSierra*). RailAmerica indicates that ParkSierra's rail properties do not connect with those of Alabama & Gulf Coast or those of RailAmerica's other rail subsidiaries.