

**DEPARTMENT OF TRANSPORTATION**

**Pipeline and Hazardous Materials Safety Administration**

**Office of Hazardous Materials Safety; Notice of Applications for Modification of Special Permit**

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

**ACTION:** List of Applications for Modification of Special Permit.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. This notice is abbreviated to

expedite docketing and public notice. Because the sections affected, modes of transportation, and the nature of application have been shown in earlier **Federal Register** publications, they are not repeated here. Request of modifications of special permits (e.g., to provide for additional hazardous materials, packaging design changes, additional mode of transportation, etc.) are described in footnotes to the application number. Application numbers with the suffix "M" denote a modification request. These applications have been separated from the new application for special permits to facilitate processing.

**DATES:** Comments must be received on or before January 2, 2009.

*Address Comments to:* Record Center, Pipeline and Hazardous Materials Safety 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 special permit number.

**FOR FURTHER INFORMATION CONTACT:** Copies of the applications are available for inspection in the Records Center, East Building, PHH-30, 1200 New Jersey Avenue Southeast, Washington DC or at <http://dms.dot.gov>.

This notice of receipt of applications for modification of special permit 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 December 11, 2008.

**Delmer F. Billings,**  
*Director, Office of Hazardous Materials, Special Permits and Approvals.*

**MODIFICATION SPECIAL PERMITS**

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permit thereof
11526-M .....	.....	Linde North America, Inc., Murray Hill, NJ.	49 CFR 172.302(c), (2), (3), (4), (5); 173.34(e)(1), (3), (4), (8); 173.34(15)(vi).	To modify the special permit to permit to authorize UE examination of certain cylinders manufactured under other specified special permits.
12399-M .....	.....	Linde North America, Inc., Murray Hill, NJ.	49 CFR 73.34(e)(1); 173.34(e)(3); 173.34(e)(4); 173.34(e)(8); 173.34(e)(14); 173.34(e)(15)(vi).	To modify the special permit to authorize removal of a test procedure for cylinders no longer in use by the applicant.
12930-M .....	.....	Roeder Cartage Company, Inc., Lima, OH.	49 CFR 180.407(c), (e) and (f).	To modify the special permit to add an additional cargo tank.
14283-M .....	.....	U.S. Department of Energy (DOE), Washington, DC.	49 CFR Part 172, Subparts E, F; 171.15; 171.16; 172.202; 172.203(c)(1)(i); 172.203(d)(1); 172.310; 172.316(a)(7); 172.331(b)(2); 172.332; 173.403(c); 173.425(c)(1)(iii); 173.425(c)(5); 173.443(a); 174.24; 174.25; 174.45; 174.59; 174.700; 174.715; 177.807; 177.843(a).	To modify the special permit to clarify the use of flat rail cars with capacity of four intermodal containers and maximum capacity of 160 tons.
14429-M .....	.....	Schering-Plough, Summit, NJ.	49 CFR 173.306(a)(3)(v) ..	To modify the special permit to authorize an alternative testing method for bag-on-valve spray packaging similar to an aerosol container.
14437-M .....	.....	Columbiana Boiler Company (CBCo) LLC, Columbiana, OH.	49 CFR 179.300 .....	To modify the special permit to remove the requirement to report all repairs made to pressure vessels.
14544-M .....	.....	DS Containers, Inc., Batavia, IL.	49 CFR 173.306(a)(3)(v) ..	To modify the special permit to authorize cargo aircraft as an approved mode of transportation.
14562-M .....	.....	The Lite Cylinder Company, Franklin, TN.	49 CFR 173.304a(a)(1) ....	To modify the special permit to authorize larger cylinders.
14661-M .....	.....	FIBA Technologies, Inc., Millbury, MA.	49 CFR 180.209(a); 180.209(b).	To modify the special permit to authorize smaller cylinders to be UE tested under this special permit.
14700-M .....	.....	Fleck Controls, LLC, Chardon, OH.	49 CFR 173.302(a) and 173.306(g).	To modify the special permit to authorize an increase to the tank's maximum operating pressure from 100 psig to 125 psig.

MODIFICATION SPECIAL PERMITS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permit thereof
14772-M .....	.....	Alpha-Omega Services, Inc., Bellflower, CA.	49 CFR 173.413 .....	To reissue the special permit originally issued on an emergency basis to authorize use of Type B packages for transportation in commerce of radioactive materials.

[FR Doc. E8-29827 Filed 12-17-08; 8:45 am]  
**BILLING CODE 4909-60-M**

**DEPARTMENT OF TRANSPORTATION**  
**Surface Transportation Board**

**Release of Waybill Data**

The Surface Transportation Board has received a request from Saul Ewing on behalf of Trinity Industries, Inc. (WB605-4-9/10/08) for permission to use certain data from the Board's Carload Waybill Samples. A copy of the requests may be obtained from the Office of Economics, Environmental Analysis, and Administration.

The waybill sample contains confidential railroad and shipper data; therefore, if any parties object to these requests, they should file their objections with the Director of the Board's Office of Economics,

Environmental Analysis, and Administration within 14 calendar days of the date of this notice. The rules for release of waybill data are codified at 49 CFR 1244.9.

*Contact:* Scott Decker, (202) 245-0330.

**Jeffrey Herzig,**  
*Clearance Clerk.*

[FR Doc. E8-30007 Filed 12-17-08; 8:45 am]  
**BILLING CODE 4915-01-P**

**DEPARTMENT OF TRANSPORTATION**  
**Surface Transportation Board**

**Release of Waybill Data**

The Surface Transportation Board has received a request from Mayer Brown LLP on behalf of The Burlington Northern and Santa Fe Railway Company (BNSF) (WB461-15-10/6/

2008) for permission to use certain data from the Board's Carload Waybill Samples. A copy of this request may be obtained from the Office of Economics, Environmental Analysis, and Administration.

The waybill sample contains confidential railroad and shipper data; therefore, if any parties object to these requests, they should file their objections with the Director of the Board's Office of Economics, Environmental Analysis, and Administration within 14 calendar days of the date of this notice. The rules for release of waybill data are codified at 49 CFR 1244.9.

*Contact:* Scott Decker, (202) 245-0330.

**Jeffrey Herzig,**  
*Clearance Clerk.*

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