

## Conclusion

The Agency has not received any adverse evidence on any of these drivers that indicates that safety is being compromised. Based upon its evaluation of the 16 renewal applications, FMCSA renews the Federal vision exemptions for Frank R. Berritto, Roosevelt Bryant, Jr., Daniel K. Davis, III, Timothy J. Droeger, Oskia D. Johnson, David C. Loeffler, Richard W. O'Neill, Larry A. Prieve, David M. Smith, Kenneth C. Steele, Mark J. Stevwing, Patrick D. Talley, Paul D. Totty, Loren R. Walker, Kris Wells, and Timothy J. Wilson.

In accordance with 49 U.S.C. 31136(e) and 31315, each renewal exemption will be valid for 2 years unless revoked earlier by FMCSA. The exemption will be revoked if: (1) The person fails to comply with the terms and conditions of the exemption; (2) the exemption has resulted in a lower level of safety than was maintained before it was granted; or (3) continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136 and 31315.

Issued on: October 9, 2008.

**Larry W. Minor,**

*Associate Administrator for Policy and Program Development.*

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**BILLING CODE 4910-EX-P**

## 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" demote a modification request. There applications have been separated from the new application for special permits to facilitate processing.

**DATES:** Comments must be received on or before November 3, 2008.

**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, SE., 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 October 9, 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
6614-M .....	.....	Auto-Chlor System, Memphis, TN.	49 CFR 173.202; 173.203.	To modify the special permit to authorize the transportation in commerce of an additional Class 8 material in non-DOT specification polyethylene bottles placed in a polyethylene crate.
8006-M .....	.....	JA-RU, Inc., Jacksonville, FL.	49 CFR 172.400(a); 172.504 Table 2; 172.101; 172.202(a)(3); 172.301(a).	To modify the special permit to authorize the transportation in commerce of certain toy caps by JaRu customers between their distribution centers and their retail stores without meeting the marking and packaging requirements.
8215-M .....	.....	Olin Corporation, Winchester Division (Former Grantee: Olin Corporation, Brass and Winchester, Inc.) East Alton, IL.	49 CFR Part 172, Subpart E; 172.320; 173.62(c); 173.212; 172.504(e).	To modify the special permit to add a specially designed truck to haul hazardous materials.
12102-M .....	.....	Veolia ES Technical Solutions, L.L.C., Flanners, NJ.	49 CFR 173.56(i); 173.56(b).	To modify the special permit to authorize the transportation in commerce of an additional Class 3 and Division 4.1 hazardous material.
12690-M .....	.....	Air Products & Chemicals, Inc., Allentown, PA.	49 CFR 173.304(a)(2), Note 2.	To modify the special permit to authorize ultrasonic testing of cylinders and to add a drawing.
14158-M .....	.....	UTC Power Corporation, South Windsor, CT.	49 CFR 176.83 ...	To modify the special permit to authorize more than one package of a Division 4.2 solid in the same assembly unit with more than one package of Class 8 liquids.

## MODIFICATION SPECIAL PERMITS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permit thereof
14287-M .....	.....	Troxler Electronic Laboratories, Inc., Research Triangle Park, NC.	49 CFR 173.431	To modify the special permit to authorize an additional source capsule model number.
14715-M .....	.....	The Linde Group, Murray Hill, NJ.	49 CFR 173.301(d)(2); 173.302(a)(3); 178.37-5.	To reissue the special permit originally issued on an emergency basis for the transportation in commerce of DOT Specification 3AAX cylinders made of 4130X steel for transportation of a compressed natural gas.
14732-M .....	.....	Johnson Controls Rental Solutions, Indianapolis, IN.	49 CFR 173.306(e)(1).	To reissue the special permit originally issued on the emergency basis for transportation in commerce of reconditioned (used) refrigerating machines containing a group A1 refrigerant by motor vehicle.

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## DEPARTMENT OF TRANSPORTATION

## Pipeline and Hazardous Materials Safety Administration

Office of Hazardous Materials Safety;  
Notice of Application for Special Permits

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

**ACTION:** List of Applications for Special Permits.

**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. Each mode of transportation for which a particular special permit 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 November 17, 2008.

*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 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 October 7, 2008.

**Delmer F. Billings,**

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

## NEW SPECIAL PERMITS

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
14774-N .....	.....	Mercury Marine, Fond du Lac, WI.	49 CFR 176.905(i) .....	To authorize the transportation in commerce of internal combustion engines that contain small amounts of hazardous materials residue by cargo vessel. (mode 3).
14776-N .....	.....	Dollar General, Scottsville, KY.	49 CFR 173.213, 172.301(a) and 172.400(a).	To authorize the one-way Corporation transportation in commerce of Class 9 hazardous waste in palletized non-DOT specification packaging with alternative marking and labeling. (mode 1).
14777-N .....	.....	General Dynamics, Marion, IL.	49 CFR 173.213 .....	To authorize the one-way transportation in commerce of Class 9 hazardous waste in alternative packaging for approximately 8 miles by motor vehicle. (mode 1).
14778-N .....	.....	Metalcraft/Sea-Fire Marine Inc., Baltimore, MD.	49 CFR 173.301(f) .....	To authorize the transportation in commerce of non-DOT specification cylinders containing a Division 2.2 compressed gas for export only. (modes 1, 3, 4, 5).
14779-N .....	.....	Corrosion Companies Inc., Washougal, WA.	49 CFR 107.503(b) and (c), 172.102(c)(3) Special Provisions B15 and B23, 173.241, 173.242, 173.243 and 173.345.	To authorize the manufacture, marking, sale and use of non-DOT Specification cargo tank motor vehicle conforming to DOT 407/412 with certain exceptions. (mode 1).
14780-N .....	.....	Flexcon Industries, Randolph, MA.	49 CFR 173.115(b)(1) .....	To authorize the manufacture, marking, sale and use of pre pressurized diaphragm expansion vessels for the transportation of compressed gas. (modes 1, 2, 3).