

MODIFICATION SPECIAL PERMITS—Continued

| Application No. | Docket No. | Applicant | Regulation(s) affected | Modification of special permit | Nature of special permit thereof |
|-----------------|---------------|---|--|--------------------------------|--|
| 8915-M | | Quimobasicos SA de CV, Monterrey, NL. | 49 CFR 173.302a(a)(3); 173.301(d); 173.302a(a)(5). | 8915 | To modify the exemption to authorize the transportation of certain manifolded DOT Specification cylinders containing R-22 and R-23 gas mixtures for disposal via incineration. |
| 10427-M | | Astrotech Space Operations, Inc., Titusville, FL. | 49 CFR 173.61(a); 173.301(f); 173.302a; 173.336; 177.848(d). | 10427 | To modify the exemption to authorize a quantity increase from 700 pounds to 1200 pounds of a Division 2.2 material transported on the same motor vehicle with various hazardous materials. |
| 11967-M | RSPA-97-2991 | Savage Services Corporation, Pottstown, PA. | 49 CFR 174.67(i), (j) | 11967 | To modify the exemption to authorize the unloading of an additional Class 8 and 9 material in DOT Specification tank cars. |
| 12783-M | RSPA-01-10309 | CryoSurgery, Inc., Nashville, TN. | 49 CFR 173.304a(a)(1); 173.306(a). | 12783 | To modify the exemption to authorize an increased fill capacity to 85% for the transportation of ORM-D materials in non-DOT specification nonrefillable containers. |
| 13032-M | RSPA-02-12442 | Conax Florida Corporation, St. Petersburg, FL. | 49 CFR 173.302a(a)(1). | 13032 | To modify the exemption to authorize shipment of non-DOT specification pressure vessels in temperature controlled environments and without 1.4G pyrotechnic devices. |
| 213544-M | RSPA-04-17548 | Blue Rhino Corporation, Winston-Salem, NC. | 49 CFR 173.29; 172.301(c); 172.401. | 13544 | To modify the exemption to provide relief from the marking requirements for the transportation of a Division 2.1 material in DOT Specification 4BA240 cylinders. |

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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, 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 (30 days after publication).

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, Nassif Building, 400 7th Street, SW., Washington, DC or at <http://dms.dot.gov>.

Issued in Washington, DC, on October 13, 2005.

R. Ryan Posten,
Chief, Special Permits Program, Office of Hazardous Materials Safety Special Permits & Approvals.

NEW EXEMPTION

| Application No. | Docket No. | Applicant | Regulation(s) affected | Nature of exemption thereof |
|-----------------|-------------|--|------------------------------|--|
| 14247-N | PHMSA-22603 | Great Lakes Chemicals Corporation, West Lafayette, IN. | 49 CFR 178.605 | To authorize the transportation in commerce of certain hazardous materials in DOT Specification 51 portable tanks that are overdue for periodic inspection. (mode 1) |
| 14249-N | PHMSA-22604 | Remington Arms Company, Inc., Lonoke, AR. | 49 CFR 173.62 | To authorize the transportation in commerce of cartridges, small arms in a 20-cubic yard bulk box. (mode 1) |
| 14251-N | PHMSA-22605 | Matheson Tri-Gas, Parsippany, NJ. | 49 CFR 172.400a, 172.301(c). | To authorize the transportation in commerce of overpacked cylinders containing Class 2 materials with a CGA C-7 neckring labels. (modes 1, 2, 3, 4, 5) |

NEW EXEMPTION—Continued

| Application No. | Docket No. | Applicant | Regulation(s) affected | Nature of exemption thereof |
|-----------------|-------------|---|--|---|
| 14252-N | PHMSA-22606 | Hobo Incorporated, Lakeville, MN. | 49 CFR 173.28 | To authorize the transportation in commerce of certain UN certified plastic drums containing soap products which are reused without leak-proof testing. (mode 1) |
| 14253-N | PHMSA-22607 | Matheson Tri-Gas, East Rutherford, NJ. | 49 CFR 173.302a | To authorize the one-time shipment of a DOT 3AA cylinder containing hydrogen sulfide further packed in a non-DOT specification salvage cylinder. (mode 1) |
| 14254-N | PHMSA-22608 | Pharmaceutical Research and Manufacturers of America, Washington, DC. | 49 CFR 173.307 (a)(5) .. | To authorize the transportation in commerce of aerosols with a capacity of 50 ml or less containing Division 2.2 material and no other hazardous materials to be transported without certain hazard communication requirements. (modes 1, 2, 3, 4, 5) |
| 14255-N | PHMSA-22609 | BP Amoco Chemical Company, Pasadena, TX. | 49 CFR 173.240 | To authorize the one-way transportation in commerce of certain non-DOT specification pressure vessels containing a Class 3 flammable liquid residue. (mode 1) |
| 14245-N | PHMSA-22610 | David E. Bradshaw, Decatur, IL. | 49 CFR 171.8 Design Certifying Engineer. | To authorize an alternative qualification requirement for meeting the Design Certifying Engineer criteria 49 CFR 171.8. (mode 1) |
| 14257-N | | Origin Energy American Samoa, Inc., Pago Pago, AS. | 49 CFR 173.304a | To authorize the transportation in commerce of certain non-DOT specification cylinders containing butane. (mode 1) |
| 14262-N | | GATX Rail, Chicago, IL | 49 CFR 713.31 | To authorize the transportation in commerce of certain rail cars containing carbon dioxide with a tank head thickness slightly below the minimum required. (mode 2) |
| 14263-N | | U.S. Department of Energy (DOE), Washington, DC. | 49 CFR 178.356 | To authorize the manufacture, marking and sale of DOT Specification 20PF-1, 20PF-2 and 20PF-3 overpacks manufactured in variance with the specification in 49 CFR 178.356, and for their transport when containing uranium hexafluoride, fissile in Type A packagings. (modes 1, 2, 3, 4) |
| 14264-N | PHMSA-22711 | U.S. Department of Energy (DOE), Washington, DC. | 49 CFR 173.417, 173.420. | To authorize the transportation in commerce of 48-inch fissile assay uranium hexafluoride heel cylinders in an overpack. (modes 1, 2, 3, 4) |

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Docket No. AB-167 (Sub-No. 1186X)]

Consolidated Rail Corporation— Abandonment Exemption—in Cumberland County, NJ

Consolidated Rail Corporation (Conrail) has filed a notice of exemption under 49 CFR part 1152 subpart F—*Exempt Abandonments* to abandon a 1-mile portion of a line of railroad known as the Clayville Industrial Track, extending from milepost 0.0± to milepost 1.0± in Vineland, Cumberland County, NJ. The line traverses United States Postal Service Zip Code 08360.

Conrail has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic to be rerouted; (3) no formal complaint filed by a user of rail service

on the line (or by a state or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Surface Transportation Board or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication) and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed.

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this

exemption will be effective on November 19, 2005, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,¹ formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),² and trail use/rail banking requests under 49 CFR 1152.29 must be filed by October 31, 2005. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by November 9, 2005, with the Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423-0001.

¹ The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Section of Environmental Analysis (SEA) in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Board may take appropriate action before the exemption's effective date.

² Each OFA must be accompanied by the filing fee, which currently is set at \$1,200. See 49 CFR 1002.2(f)(25).