U.S. Department
of Transportation

**Research and
Special Programs
Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

FEB 8 1991

DOT-E 10518
(FIRST REVISION)

1. Caribbean Refrescos, Inc., Cidra, PR is hereby granted an emergency exemption from certain provisions of this Department's Hazardous Materials Regulations to offer packages prescribed herein of a corrosive or flammable liquid for transportation in commerce subject to the limitations and special requirements specified herein. This exemption authorizes a one-time shipment of approximately 800 DOT Specification 34 containers of 5 gallon capacity inadvertently marked to indicate 4 gallon capacity and provides no relief from any regulation other than as specifically stated.

2. BASIS. This exemption is based on Caribbean Refrescos, Inc.'s application dated November 8, 1990, December 8, 1990 and February 5, 1991, submitted in accordance with 49 CFR 107.113 and a determination that it is necessary to preclude serious economic loss.

3. HAZARDOUS MATERIALS (Descriptor and class). Corrosive liquid, n.o.s.; Phosphoric acid; classed as corrosive materials and Extract, liquid flavoring, classed as flammable liquid.

4. PROPER SHIPPING NAME (49 CFR 172.101). Corrosive liquid, n.o.s.; Phosphoric acid; or Extract, liquid flavoring, as appropriate.

5. REGULATION(S) AFFECTED. 49 CFR Part 107, Appendix B(1); 178.19-6(a)(1).

6. MODES OF TRANSPORTATION AUTHORIZED. Motor vehicle and cargo vessel.

7. SAFETY CONTROL MEASURES. Packagings prescribed are approximately 800 DOT Specification 34 five gallon capacity containers, inadvertently marked to indicate four gallon capacity.

8. SPECIAL PROVISIONS.

a. The containers shipped under the terms of this exemption must be destroyed after being emptied.

b. The provision of Part 107 Appendix B(1) are waived, however, the provision of Appendix B(2) are applicable.

c. A copy of this exemption must be carried aboard each cargo vessel and motor vehicle used to transport the containers authorized by this exemption.

9. REPORTING REQUIREMENTS: Any incident involving loss of packaging contents or packaging failure must be reported to the Associate Administrator for Hazardous Materials Safety as soon as practicable.

10. EXPIRATION DATE. April 30, 1991, or upon depletion of stock, whichever occurs earlier.

Issued at Washington, D.C.

FEB 8 1991
(DATE)

Alan I. Roberts
Associate Administrator
for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, U.S. Department of Transportation, Washington, D.C. 20590. Attention: Exemptions Branch.

Dist: USCG, FHWA.