

July 31, 2015



U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety Administration**

East Building, PHH – 30
1200 New Jersey Avenue, Southeast
Washington, D.C. 20590

DOT-SP 11666
(TWELFTH REVISION)

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: (See individual authorization letter)
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of green graphite products on open flat-bed truck trailers, rail flat cars, intermodal freight containers, and when unitized by banding to wooden runners or pallets. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in development of this special permit only considered the hazards and risks associated with transportation in commerce.
 - c. Unless otherwise stated herein, this special permit consists of the special permit authorization letter issued to the grantee together with this document.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.240(b) in that the packagings listed herein are not authorized under the HMR, except as specified herein.
5. BASIS: This special permit is based on the application of SGL Carbon, LLC, dated April 20, 2015, submitted in accordance with § 107.105 and the public proceeding thereon.

July 31, 20156. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Other regulated substances, solid, n.o.s.	9	NA3077	III
Environmentally hazardous substances, solid, n.o.s.	9	UN3077	III

7. SAFETY CONTROL MEASURES:a. PACKAGING -

(1) This special permit authorizes open flat-bed truck trailers and unitizing by plastic or steel banding to wooden runners or pallets as the packaging for green graphite electrodes and green graphite shapes, which are solid materials typically weighing over 4,000 pounds each. If plastic banding is used for unitizing, the banding identified in the application, dated April 20, 2015, must be used.

(2) This special permit authorizes rail flat cars, intermodal freight containers, and unitizing by steel banding to wooden runners or pallets as the packaging for green graphite electrodes and green graphite shapes, which are solid materials typically weighing over 4,000 pounds each.

b. OPERATIONAL CONTROLS -

(1) Except when unitized or palletized, green graphite electrodes must be placed lengthwise on the truck trailer or rail car, with space between the electrodes' ends to minimize friction. Electrodes may be placed two to six across the trailer or flat car bed.

(2) When green graphite electrodes unitized by plastic or steel banding to wooden runners or pallets are transported by flat bed truck or rail car, the unit must be strapped to the truck or rail car bed and provision

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made to secure against both longitudinal and lateral movement. *(Plastic banding is only permitted when unitizing on open flat-bed truck trailers.)*

(3) Green graphite shapes must be strapped to a wooden pallet and to the truck or flat car bed, and provision must be made to secure against both longitudinal and lateral movement.

(4) Green graphite electrodes and green graphite shapes may be stacked two or more levels high to achieve maximum allowable utilization of the designated vehicle, rail car weight, or intermodal freight container weight or vessel hold volume.

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer it for transportation provided no modification or change is made to the package or its contents and it is reoffered for transportation in conformance with this special permit and the HMR.

b. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.

c. MARKING:

(1) The open flat-bed truck trailer or intermodal freight container must be marked on both sides in letters 2 inches high on a contrasting background "DOT-SP 11666."

(2) When transported by rail, either the rail car or the strapped load must be marked on both sides in letters 2 inches high on a contrasting background "DOT-SP 11666."

(3) When unitized by banding to wooden runners or pallets and transported by vessel, each unit must be marked in letters not less than 2 inches high on a contrasting background "DOT-SP 11666."

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight, and cargo vessel.

July 31, 201510. MODAL REQUIREMENTS:

a. A current copy of this special permit must be carried aboard each motor vehicle used to transport packages covered by this special permit.

b. In lieu of carrying the special permit on the train, marking the shipping paper with the special permit number is an acceptable alternative. Railcars operated under this special permit remain subject to restrictions 3 and 4 in the train placement table in § 174.85(d).

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8 who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when the special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)- 'The Hazardous Materials Safety and Security Reauthorization Act of 2005' (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits

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and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 Immediate notice of certain hazardous materials incidents, and 171.16 Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington D.C.:



for Dr. Magdy El-Sibaie
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, Washington, D.C. 20590. Attention: PHH-31.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: VICTOR CASILLAS/SG