DOT-E 12438

EXPIRATION DATE: April 30, 2000

1. GRANTEE: Hydrite Chemical Company
   Brookfield, WI

2. PURPOSE AND LIMITATION: This emergency exemption authorizes
   the one-time transportation in commerce of chlorine in a DOT
   Specification 106A500X tank car tank which developed a leak
   in one of the valves. The container is equipped with a
   Chlorine Institute Emergency "B-Kit" to prevent leakage
   during transportation. This exemption provides no relief
   from the Hazardous Materials Regulations (HMR) other than as
   specifically stated herein.


4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR §§ 173.24(b),
   179.300-12(b), 179.300-13(a) and 179.300-14.

5. BASIS: This emergency exemption is based on the application
   of Hydrite Chemical Company dated March 23, 2000, submitted
   in accordance with § 107.117 and a determination that it is
   necessary for the protection of life and the environment.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

<table>
<thead>
<tr>
<th>Proper Shipping Name/ Hazardous Materials Description</th>
<th>Hazard Class/ Division</th>
<th>Identification Number</th>
<th>Packing Group</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chlorine</td>
<td>2.3</td>
<td>UN1017</td>
<td>N/A</td>
</tr>
</tbody>
</table>

7. SAFETY CONTROL MEASURES:

   a. PACKAGING - Packaging prescribed is a DOT Specification
      106A500X tank car tank which developed leakage from a valve.
      The tank car is equipped with a Chlorine Institute emergency
      "B-Kit" to prevent leakage during transportation.

   b. The tank must be braced and blocked to prevent movement
      during transportation.
8. **SPECIAL PROVISIONS:** The tank will be transported by private carrier from Carrie, Illinois to Oshkosh, Wisconsin.

9. **MODES OF TRANSPORTATION AUTHORIZED:** Motor vehicle.

10. **MODAL REQUIREMENTS:** A current copy of this exemption must be carried aboard the motor vehicle used to transport the tank covered by this exemption.

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

   - All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.

   - Registration required by § 107.601 et seq., when applicable.

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

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

12. **REPORTING REQUIREMENTS:** The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AHHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AHHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued at Washington, D.C.:

[Signature]

Robert A. McGuire
Acting Associate Administrator for Hazardous Materials Safety

[Date]
Continuation DOT-E 12438

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

The original of this exemption is on file at the above office. Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

Copies of exemptions may be obtained from the AAHMS, U.S. Department of Transportation, 400 7th Street, S.W., Washington, DC 20590-0001, Attention: Records Center, 202-366-5046.

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