

January 11, 2008



U.S. Department
of Transportation

East Building, PHH-30
1200 New Jersey Avenue S.E.
Washington, D.C. 20590

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 14563
(FIRST REVISION)

EXPIRATION DATE: July 31, 2008

1. GRANTEE: The Procter & Gamble Distributing LLC
Cincinnati, OH
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of non-DOT specification metal receptacles containing Division 2.1 material which are incorrectly marked as Consumer commodity, ORM-D by motor vehicle for disposal only. 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. The safety analyses did not consider the hazards and risks associated with consumer use, use as a component of a transport vehicle or other device, or other uses not associated with transportation in commerce.
 - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 171.8, in that the package does not meet the definition for consumer commodity and 173.306(a)(3) in that it is not authorized packaging for a pure compressed gas.

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5. BASIS: This special permit is based on the application of The Procter & Gamble Distributing LLC dated November 20, 2007, submitted in accordance with § 107.105 and the public proceeding thereon and additional information dated November 9, 2007.
6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper shipping name	Hazard Class/ Division	Identi- fication Number	Packing Group
Waste, Consumer commodity	ORM-D	N/A	N/A

7. SAFETY CONTROL MEASURES:

- a. PACKAGING - Prescribed packagings are non-DOT specification metal containers with a capacity not exceeding 15 fluid ounces, meeting the requirements § 173.306(a)(3). The metal containers must be overpacked in a strong outside packaging. The completed package may not exceed 30 kg (66 pounds) gross weight.
- b. TESTING - Each metal container must have successfully passed a test performed in a hot water bath in accordance with the requirements of § 173.305(a)(5).
- c. OPERATIONAL CONTROLS -
- (1) Inner metal containers may not be liquid full at temperatures up to 131°F.
- (2) The pressure in each inner metal container may not exceed 140 psig at 130°F.
- d. Transportation is authorized one-time, one-way for disposal only.
- e. Transportation is authorized only from the Procter & Gamble customers identified in Appendix A.

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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 modifications or changes are 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 - The marking requirements of § 172.301(c) are waived.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor Vehicle.

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

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.

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No person may use or apply this special permit, including display of its number, when this 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 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 Theodore L. Willke
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

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: LaValle

Appendix A

AmSan-Hough Supply, Cleveland, OH

K Yamada, Honolulu, HI

Kellermeyer Company, Bowling Green, OH

LagasseSweet Incorporated, Deerfield, OH

Laymen Global, Monmouth Junction, NJ

Matera Paper, San Antonio, TX

Maui Chemical & Paper, Wailuku, HI

Pyramid 2, Fort Myers, FL