



Cajar, J.
26-0034

Request for Guidance re: Certification of UN Standards and Approval Agencies

10 messages

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To: "specialpermits@dot.gov" <specialpermits@dot.gov>

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Dear Sir or Madam:

I recently connected with the Info Center team regarding guidance for asset purchases. May I please request guidance on whether there are any steps a third-party certification agency must take to transfer test results, reports and certifications to a Buyer.

Background: Company A has acquired the assets of Company B, a manufacturer of packaging in full compliance with UN Standards. The transaction is only an asset purchase and following close of the deal, Company A will have the containers, packaging designs, testing certifications for a PHMSA-approved third-party certification agencies valid from 2025-2026, and other assets. Company A intends to begin manufacturing the packages based on these tested and approved designs. There will be no changes to the designs, facility, etc.

Questions:

1. From communications with the Info Center team, we understand that the Buyer may have the third-party certification agency certify compliance with UN Standards in the interim as things are being transitioned over. Are there any steps that the third-party certification agency must take to ensure the testing results and other materials are updated to reflect Company A (the Buyer) instead of the seller?

Thank you for your consideration of this request. To the extent possible, I kindly request your guidance by end of this week. Please let me know if there are any questions. I can be reached at the phone number identified below in my signature box or by cell phone at (910) 224-1418.

Best regards,

Ashley