



U.S. Department  
of Transportation

**Pipeline and Hazardous  
Materials Safety  
Administration**

SEP 14 2018

1200 New Jersey Avenue, SE  
Washington, DC 20590

Mr. Billy H. Freeman  
Deputy Director for Field Operations  
Division of Radiological Health  
Tennessee Department of Environment & Conservation  
3711 Middlebrook Pike  
Knoxville, TN 37921

Reference No. 18-0016

Dear Mr. Freeman:

This letter is in response to your February 2, 2018, email and enclosed letter requesting clarification of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) applicable to the requirements for Class 7 (radioactive) materials prescribed in § 173.447. Specifically, you ask if § 173.447 of the HMR is applicable to FedEx's storage of damaged radioactive shipments while waiting for a licensed (Nuclear Regulatory Commission (NRC) or Agreement State) entity to come to FedEx to repackage and ship the damaged package.

Section 173.447 prescribes rules for the temporary storage during transportation of packages and overpacks bearing FISSILE labels, and requires that packages containing radioactive materials that are transported by vessel comply with the storage requirements prescribed in 49 CFR Part 176, subpart M. Section 173.447 does not apply to Agreement State-licensed facilities, the NRC, or U.S. Government-owned or contracted facilities.

Section 173.447 of the HMR does not apply to FedEx's storage of the shipments you described because the packages and overpacks in the damaged shipments were not labeled as fissile material, and the shipments were not transported by vessel. FedEx's storage of these radioactive materials for repackaging and shipment by a licensed entity meets the definition of "storage incidental to movement" under the HMR (*see* 49 CFR § 171.8). Your letter states that FedEx does not have a radioactive materials license from the state of Tennessee.

You also state FedEx staff told your company that new Federal Aviation Administration (FAA) limitations imposed on radioactive materials do not permit these materials to be repacked and sent to their destinations when they are found in damaged packages. For information on the

FAA's oversight of these materials, you may wish to contact Mr. Stan Satchell, Section J Manager, Office of Hazardous Materials Safety, FAA, Memphis, TN, 901-322-8160, or by email at [Stan.Satchell@faa.gov](mailto:Stan.Satchell@faa.gov).

I hope this information is helpful. Please contact us if we can be of further assistance.

Sincerely,

A handwritten signature in cursive script, reading "T. Glenn Foster". The signature is written in black ink and is positioned above the printed name and title.

T. Glenn Foster  
Chief, Regulatory Review and Reinvention Branch  
Standards and Rulemaking Division

**Dodd, Alice (PHMSA)**

Edmonson  
§ 173.447  
Applicability  
18-0016

**From:** Stevens, Michael (PHMSA)  
**Sent:** Monday, February 05, 2018 8:27 AM  
**To:** Billy Freeman  
**Cc:** Dodd, Alice (PHMSA); Foster, Glenn (PHMSA)  
**Subject:** RE: Regulatory Interpretation

Good Morning Mr. Freeman,

I will have your request for clarification logged into our system and assigned to a specialist for a response.

Regards,

Michael

**From:** Billy Freeman [mailto:Billy.Freeman@tn.gov]  
**Sent:** Friday, February 02, 2018 2:31 PM  
**To:** Stevens, Michael (PHMSA) <michael.stevens@dot.gov>  
**Cc:** Simmons, James (FMCSA) <james.simmons@dot.gov>; Mann, Stephanie (FMCSA) <stephanie.mann@dot.gov>  
**Subject:** Regulatory Interpretation

Mr. Stevens,

I am writing to request the advice of USDOT. The first attachment (pdf) is my formal request. The second is from Stephanie Mann, Division Administrator, FMCSA Tennessee, who recommended I contact you. And the last two provide examples of material that is being stored at Fed awaiting shipment.

Don't hesitate to call if you would like to discuss.

I look forward to hearing from you.

Thanks in advance,

Billy



**Billy H. Freeman** | Deputy Director for Field Operations  
Division of Radiological Health  
3711 Middlebrook Pike, Knoxville, TN 37921  
p. 865-594-5518  
[billy.freeman@tn.gov](mailto:billy.freeman@tn.gov)

<http://www.tn.gov/environment/section/rh-radiological-health>

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STATE OF TENNESSEE  
DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
KNOXVILLE ENVIRONMENTAL FIELD OFFICE

3711 MIDDLEBROOK PIKE  
KNOXVILLE, TENNESSEE 37921-6538  
PHONE (865) 594-6035 STATEWIDE 1-888-891-8332 FAX (865) 594-6105

Standards and Rulemaking Division  
Office of Hazardous Materials Safety  
Pipeline and Hazardous Materials Safety Administration  
U.S. Department of Transportation  
1200 New Jersey Avenue, SE (E24-409)  
Washington, DC 20590

Attention: Michael Stevens, Transportation Regulations Specialist

Dear Mr. Stevens,

I was referred to you by Stephanie Mann, Division Administrator, FMCSA Tennessee.

During our phone conversation regarding Fed Ex's possession/handling/storage of radioactive material, Ms. Mann mentioned that someone within DOT that she had spoken with has suggested that '173.447 Storage incident to transportation - general requirements' was not applicable to Fed Ex's storage of radioactive shipments at their Memphis hub. Ms. Mann also said that she was not exactly sure about this understanding/position and that others within the DOT should weigh in on this decision regarding applicability of 173.447. In the past, when packages containing radioactive material were damaged at the Memphis hub, Fed-Ex would over-pack the damaged package and send it on. Fed-Ex recently told us that the FAA has new limitations in place that will not allow for this in some circumstances and that they now have to store the damaged package and await a licensed radioactive waste handler to repackage and ship.

I would like to request a formal interpretation regarding whether or not this regulation, 173.447, can be applied to Fed Ex's storage of radioactive shipments due to damage while awaiting a licensed (NRC or Agreement State) entity to come repackage and ship the damaged package. My goal is to determine whether or not Fed-Ex/Memphis needs a radioactive material license to possess and store damaged radioactive material shipments awaiting handling by a licensed entity.

Sincerely,

A handwritten signature in blue ink, appearing to read "Billy Freeman".

Billy Freeman  
Deputy Director, Division of Radiological Health

## **Dodd, Alice (PHMSA)**

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**From:** Mann, Stephanie (FMCSA)  
**Sent:** Friday, December 22, 2017 9:34 AM  
**To:** Billy Freeman  
**Subject:** RE: Attached Image:NO REPLY - BG5079PM01011

**\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\***

Good morning,

I have talked to FMCSA HM manager who obtained additional information from FedEx on this and was looping in PHMSA as well. Can we discuss the 1st week of January?

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**From:** Billy Freeman <Billy.Freeman@tn.gov>  
**Sent:** Friday, December 22, 2017 9:28:32 AM  
**To:** John.Miller@nrc.gov; Mann, Stephanie (FMCSA)  
**Subject:** FW: Attached Image:NO REPLY - BG5079PM01011

Just making sure this is still on the radar.

Happy Holidays.

Billy

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**From:** Billy Freeman  
**Sent:** Friday, December 01, 2017 4:36 PM  
**To:** 'John.Miller@nrc.gov'  
**Subject:** FW: Attached Image:NO REPLY - BG5079PM01011

John,

I left you a voice mail yesterday regarding a question I have about Fed Ex. I have asked the question of USDOT, but would appreciate the NRC's perspective. Below/attached sums up my question.

I would be happy to discuss and look forward to hearing from you.

And, I look forward to meeting you.

Have a good weekend.

Billy

**Billy H. Freeman** | Deputy Director for Field Operations  
Division of Radiological Health  
3711 Middlebrook Pike, Knoxville, TN 37921  
p. 865-594-5518

[billy.freeman@tn.gov](mailto:billy.freeman@tn.gov)

<http://www.tn.gov/environment/section/rh-radiological-health>

Tell us how we're doing! Please take 5-10 minutes to complete [TDEC's Customer Service Survey](#)

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**From:** Billy Freeman  
**Sent:** Friday, December 01, 2017 2:27 PM  
**To:** 'stephanie.mann@dot.gov'  
**Subject:** FW: Attached Image:NO REPLY - BG5079PM01011

Stephanie,

It was good talk with you today, I will try to summarize my concern:

On or about, 10/5/17, Fed Ex received a package that became damaged at their Memphis hub. The shipper was in South America and the recipient was in Louisiana. Normally when this happens, if there is no damage to the inner package, Fed-Ex repackages/over packs the damaged shipment and sends it on to the consigned destination, without the benefit of a radioactive material license. However, in this case, Fed-Ex informed us that, due to changes in FAA ruling, they could no longer repackage and send on, rather, they were now required to hold the package until the shipper could physically sign new shipping papers, or they could hire an entity with a valid radioactive materials license to dispose of the source. Fed Ex does not possess a radioactive materials license with the state of Tennessee. However, in the past Fed-Ex has not considered they needed a license for temporary storage because such storage was considered incident to transportation as described in § 173.447 Storage incident to transportation—general requirements. I am not sure exactly what changes have been made to the FAA rules but, I was wondering if, under these new circumstances, if you all would consider such storage to meet the criteria spelled out in “§ 173.447 Storage incident to transportation—general requirements.” If we do, then it is business as usual. However, if such storage does not fall under “§ 173.447 Storage incident to transportation—general requirements”, we may need to discuss obtaining a radioactive material storage license with Fed-Ex to accommodate such storage/handling activity here in Tennessee.

I appreciate your advice and input.

Have a good weekend.

Billy

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**From:** Allen Grewe  
**Sent:** Thursday, November 30, 2017 10:55 AM  
**To:** Billy Freeman  
**Subject:** FW: Attached Image:NO REPLY - BG5079PM01011

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**From:** [TDEC.Copier@tn.gov](mailto:TDEC.Copier@tn.gov) [<mailto:TDEC.Copier@tn.gov>]  
**Sent:** Thursday, November 30, 2017 9:56 AM  
**To:** Allen Grewe  
**Subject:** Attached Image:NO REPLY - BG5079PM01011



## **Dodd, Alice (PHMSA)**

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**From:** Billy Freeman <Billy.Freeman@tn.gov>  
**Sent:** Friday, December 01, 2017 2:27 PM  
**To:** Mann, Stephanie (FMCSA)  
**Subject:** FW: Attached Image:NO REPLY - BG5079PM01011  
**Attachments:** 1533\_001.pdf

Stephanie,

It was good talk with you today, I will try to summarize my concern:

On or about, 10/5/17, Fed Ex received a package that became damaged at their Memphis hub. The shipper was in South America and the recipient was in Louisiana. Normally when this happens, if there is no damage to the inner package, Fed-Ex repackages/over packs the damaged shipment and sends it on to the consigned destination, without the benefit of a radioactive material license. However, in this case, Fed-Ex informed us that, due to changes in FAA ruling, they could no longer repackage and send on, rather, they were now required to hold the package until the shipper could physically sign new shipping papers, or they could hire an entity with a valid radioactive materials license to dispose of the source. Fed Ex does not possess a radioactive materials license with the state of Tennessee. However, in the past Fed-Ex has not considered they needed a license for temporary storage because such storage was considered incident to transportation as described in § 173.447 Storage incident to transportation—general requirements. I am not sure exactly what changes have been made to the FAA rules but, I was wondering if, under these new circumstances, if you all would consider such storage to meet the criteria spelled out in “§ 173.447 Storage incident to transportation—general requirements.” If we do, then it is business as usual. However, if such storage does not fall under “§ 173.447 Storage incident to transportation—general requirements”, we may need to discuss obtaining a radioactive material storage license with Fed-Ex to accommodate such storage/handling activity here in Tennessee.

I appreciate your advice and input.

Have a good weekend.

Billy

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**From:** Allen Grewe  
**Sent:** Thursday, November 30, 2017 10:55 AM  
**To:** Billy Freeman  
**Subject:** FW: Attached Image:NO REPLY - BG5079PM01011

**From:** [TDEC.Copier@tn.gov](mailto:TDEC.Copier@tn.gov) [<mailto:TDEC.Copier@tn.gov>]  
**Sent:** Thursday, November 30, 2017 9:56 AM  
**To:** Allen Grewe  
**Subject:** Attached Image:NO REPLY - BG5079PM01011







12/01/2017



12/07/2017



12/07/2017

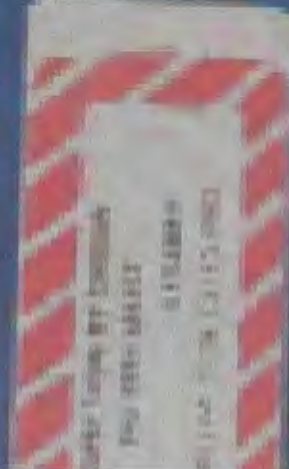
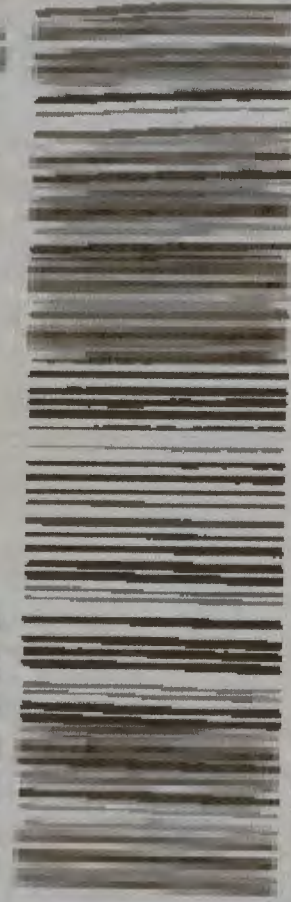
FedEx

0221 4845 0

0220

FRI - 08 DEC PM  
EXPRESS SAVER  
70668  
LFT

PH LCHA  
8120 5484 0270





12/07/2017





12/07/2017



12/01/2017





## Hazardous Materials Incident Report

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 2137-0039. The filling out of this information is mandatory and will take 96 minutes to complete.

**INSTRUCTIONS:** Submit this report to the Information Systems Manager, U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Office of Hazardous Materials Safety, DHM-63, Washington, D.C. 20590-0001. If space provided for any item is inadequate, use a separate sheet of paper, identifying the entry number being completed. Copies of this form and instructions can be obtained from the Office of Hazardous Materials Website at <http://hazmat.dot.gov>. If you have any questions, you can contact the Hazardous Materials Information Center at 1-800-HMR-4922 (1-800-467-4922) or online at <http://hazmat.dot.gov>.

### PART I - REPORT TYPE

1. This is to report: ☒ A) A hazardous material incident ☐ B) An undeclared shipment with no release  
☐ C) A specification cargo tank 1,000 gallons or greater containing any hazardous materials that  
(1) received structural damage to the lading retention system or damage that requires repair to a system intended to protect the lading retention system and (2) did not have a release.
2. Indicate whether this is: ☒ An initial report ☐ A supplemental (follow-up) report ☐ Additional Pages

### PART II - GENERAL INCIDENT INFORMATION

3. Date of Incident: 12/07/2017 4. Time of Incident (use 24-hour time): 15:25
5. Enter National Response Center Report Number (if applicable): 1199186
6. If you submitted a report to another Federal DOT agency, enter the agency and report number: \_\_\_\_\_
7. Location of Incident: City: Memphis County: Shelby State: TN ZIP Code (if known): 38118  
Street Address/Mile Marker/Yardname/Airport/Body of Water/River Mile 2903 Sprinkle Avenue
8. Mode of Transportation ☒ Air ☐ Highway ☐ Rail ☐ Water
9. Transportation Phase ☒ In Transit ☐ Loading ☐ Unloading ☐ In Transit Storage
10. Carrier/Reporter Name FedEx Express, Dangerous Goods Administration  
Street Building G - Second Floor, 3670 Hacks Cross Road  
City Memphis State TN ZIP Code 38125  
Federal DOT ID Number 66562 Hazmat Registration Number 060613004001V
11. Shipper/Offeror Name Varian Medical Systems  
Street 3100 Hansen Way  
City Palo Alto State CA ZIP Code 94304  
Waybill/Shipping Paper 812054841270 Hazmat Registration Number \_\_\_\_\_
12. Origin (if different from shipper address) Street \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_
13. Destination Street 1282 Big Woods - Starks Road  
City Edgerly (Vinton) State LA ZIP Code 70668
14. Proper Shipping Name of Hazardous Material: Radioactive Material, Type A Package, Special Form
15. Technical/Trade Name: \_\_\_\_\_
16. Hazardous Class/Division: 748 MBq 17. Identification Number: UN2916 18. Packing Group: \_\_\_\_\_ 19. Quantity Released: none  
(E.g. UN2764, NA 2020) (if applicable) (Include Measurement Units)
20. Was the material shipped as a hazardous waste? ☐ Yes ☒ No If yes, provide the EPA Manifest Number: \_\_\_\_\_
21. Is this a Toxic by Inhalation (TIH) material? ☐ Yes ☒ No If yes, provide the Hazard Zone: \_\_\_\_\_
22. Was the material shipped under an Exemption, Approval, or Competent Authority Certificate? ☐ Yes ☒ No  
If yes, provide the Exemption, Approval, or CA number: \_\_\_\_\_
23. Was this an undeclared hazardous materials shipment? ☐ Yes ☒ No

### PART III - PACKAGING INFORMATION

24. Check Packaging Type (check only one - if more than one, list type of packaging, copy Part III, and complete for each type:

- |                                   |   |  |                                      |
|-----------------------------------|---|--|--------------------------------------|
| <input type="checkbox"/> Non-bulk | <input type="checkbox"/> IBC            | <input type="checkbox"/> Cargo tank Motor Vehicle (CTMV) | <input type="checkbox"/> Tank Car    |
| <input type="checkbox"/> Cylinder | <input checked="" type="checkbox"/> RAM | <input type="checkbox"/> Portable Tank                   | <input type="checkbox"/> Other _____ |

25. See instructions and enter the appropriate failure codes found at the end of the instructions. Be sure to enter the codes from the list that corresponds to the particular packaging type checked above. Enter the number of codes as appropriate to describe the incident. Enter the most important failure point in line 1. If there are more than two failure points, provide in this format in part VI.

1. What Failed: <u>1</u> <u>0</u> <u>5</u>	How Failed: <u>3</u> <u>0</u> <u>5</u>	Causes of Failure: <u>5</u> <u>0</u> <u>5</u>
2. What Failed: _____	How Failed: _____	Causes of Failure: _____

26a. Provide the packaging identification markings, if available.

Identification Markings: USA DOT 7A Type A

(Examples: 1A1/Y1.4/150/92/USA/RB/93/RL, UN31H1/Y0493/USA/M9339/10800/1200, DOT - 105A - 100W (RAIL), DOT 406 (HIGHWAY), DOT 51, DOT 3-A)

26b. For Non-bulk, IBC, or non-specification packaging, if identification markings are incomplete or unavailable, see instructions and complete the following:

**Single Package or Outer Packaging:**

Packaging Type: \_\_\_\_\_

Material of Construction: \_\_\_\_\_

Head Type (Drums only): ☐ Removable ☐ Non - Removable

**Single Package or Inner Packaging (if any):**

Packaging Type: \_\_\_\_\_

Material of Construction: \_\_\_\_\_

27. Describe the package capacity and the quantity:

**Single Package or Outer Packaging:**

Package Capacity: \_\_\_\_\_

Amount in Package: \_\_\_\_\_

Number in Shipment: \_\_\_\_\_

Number Failed: \_\_\_\_\_

**Single Package or Inner Packaging (if any):**

Package Capacity: \_\_\_\_\_

Amount in Package: \_\_\_\_\_

Number in Shipment: \_\_\_\_\_

Number Failed: \_\_\_\_\_

28. Provide packaging construction and test information, as appropriate:

Manufacturer: \_\_\_\_\_

Serial Number: \_\_\_\_\_

Material of Construction: \_\_\_\_\_ (if Tank Car, CTMV, Portable Tank, or Cylinder)

Design Pressure: \_\_\_\_\_ (if Tank Car, CTMV, Portable Tank)

Shell Thickness: \_\_\_\_\_ (if Tank Car, CTMV, Portable Tank)

Head Thickness: \_\_\_\_\_ (if Tank Car, CTMV)

Service Pressure: \_\_\_\_\_ (if Cylinder)

If valve or device failed:

Type: _____	Manufacturer: _____	Model: _____
	(if present and legible)	(if present and legible)

29. If the packaging is for Radioactive Materials, complete the following:

Packaging Category: ☒ Type A ☐ Type B ☐ Type C ☐ Excepted ☐ Industrial

Packaging Certification: ☒ Self Certified ☐ U.S. Certification Certification Number \_\_\_\_\_

Nuclide(s) Present: Ir-192 Transport Index: 0.2

Activity: 130 GBq Critical Safety Index: \_\_\_\_\_

## PART IV - CONSEQUENCES

30. Result of Incident (check all that apply): ☐ Spillage ☐ Fire ☐ Explosion ☐ Material Entered Waterway/Storm Sewer  
☐ Vapor (Gas) Dispersion ☐ Environmental Damage ☒ No Release

31. Emergency Response : The following entities responded to the incident: (Check all that apply)

☐ Fire/EMS Report # \_\_\_\_\_ ☐ Police Report # \_\_\_\_\_ ☒ In-house cleanup ☐ Other Cleanup

32. Damages: Was the total damage cost more than \$500? ☐ Yes ☒ No

If yes, enter the following information: If no, go to question 33.

Material Loss: \$ \_\_\_\_\_ Carrier Damage: \$ \_\_\_\_\_ Property Damage: \$ \_\_\_\_\_ Response Cost: \$ \_\_\_\_\_ Remediation/Cleanup Cost: \$ \_\_\_\_\_

(See damage definitions in the instructions)

33a. Did the hazardous material cause or contribute to a human fatality? ☐ Yes ☒ No

If yes, enter the number of fatalities resulting from the hazardous material:

Fatalities: Employees \_\_\_\_\_ Responders \_\_\_\_\_ General Public \_\_\_\_\_

33b. Were there human fatalities that did not result from the hazardous material? ☐ Yes ☒ No If yes, how many? \_\_\_\_\_

34. Did the hazardous material cause or contribute to personal injury? ☐ Yes ☒ No

If yes, enter the number of injuries resulting from the hazardous material:

Hospitalized (Admitted Only): Employees \_\_\_\_\_ Responders \_\_\_\_\_ General Public \_\_\_\_\_

Non-Hospitalized: Employees \_\_\_\_\_ Responders \_\_\_\_\_ General Public \_\_\_\_\_

(e.g.: On site first aid or Emergency Room observation and release)

35. Did the hazardous material cause or contribute to an evacuation? ☐ Yes ☒ No

If yes, provide the following information:

Total number of general public evacuated \_\_\_\_\_ Total number of employees evacuated \_\_\_\_\_ Total Evacuated \_\_\_\_\_

Duration of the evacuation \_\_\_\_\_ (hours)

36. Was a major transportation artery or facility closed? ☐ Yes ☒ No If yes, how many? \_\_\_\_\_ (hours)

37. Was the material involved in a crash or derailment? ☐ Yes ☒ No

If yes, provide the following information: Estimated speed (mph): \_\_\_\_\_ Weather conditions: \_\_\_\_\_

Vehicle overturn? ☐ Yes ☒ No

Vehicle left roadway/track? ☐ Yes ☒ No

## PART V - AIR INCIDENT INFORMATION (please refer to § 175.31 to report a discrepancy for air shipments)

38. Was the shipment on a passenger aircraft? ☐ Yes ☒ No

If yes, was it tendered as cargo, or as passenger baggage?

☐ Cargo ☐ Passenger baggage

39. Where did the incident occur (if unknown, check the appropriate box for the location where the incident was discovered)?

☒ Air carrier cargo facility ☐ Sort center ☐ Baggage area  
☐ By surface to/from airport ☐ During flight ☐ During loading/unloading of aircraft

40. What phase(s) had the shipment already undergone prior to the incident? (Check all that apply)

☐ Shipment had not been transported ☒ Transported by air (first flight) ☐ Transport by air (subsequent flights)  
☐ Initial transport by highway to cargo facility ☐ Transfer at sort center/cargo facility

## PART VI - DESCRIPTION OF EVENTS & PACKAGE FAILURE

Describe the sequence of events that led to the incident and the actions taken at the time it was discovered. Describe the package failure, including the size and location of holes, cracks, etc. Photographs and diagrams should be submitted if needed for clarification. Estimate the duration of the release, if possible. Describe what was done to mitigate the effects of the release. Continue on additional sheets if necessary.

Plastic drum was crushed which released the top held on with a drum ring. It is planned to have the shipment repackaged by a license radioactive material shipper and sent to the recipient.

This is a 49 CFR 171.15(b)(2) report because of package damage. No release. No potential release. No contamination. No excessive exposure. No response or assistance was required.

## PART VII - RECOMMENDATIONS/ACTIONS TAKEN TO PREVENT RECURRENCE

Where you are able to do so, suggest or describe changes (such as additional training, use of better packaging, or improved operating procedures) to help prevent recurrence. Provide recommendations for improvement to hazardous materials transportation beyond the control of your individual company. Continue on additional sheets if necessary.

## PART VIII- CONTACT INFORMATION

Contact's Name (Type or Print): Roy A. Parker, Ph.D.

Telephone Number: ( ) (225) 924-1473

Contact's Title: Radiation Physics Consultant

Fax Number: ( ) (225) 924-4269

Business Name and Address: 5061 Abelia Drive  
Baton Rouge, Louisiana 70808

Hazmat Registration Number (if not already provided):

E-mail Address: roy@royparker.org

Date: January 24, 2018

Preparer is: ☐ Carrier ☐ Shipper ☐ Facility

☒ Other Radiation Physics Consultant - FedEx Express

## Dodd, Alice (PHMSA)

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**From:** Allen Grewe <Allen.Grewe@tn.gov>  
**Sent:** Tuesday, January 30, 2018 1:46 PM  
**To:** Billy Freeman  
**Subject:** FW: National Response Center Report 1199186, DOT 5800.1 Report 20171207 Varian 812054841270 IR-192 MEMH and Pictures  
**Attachments:** DOT 5800 20171207 Varian 812054841270 Ir-192 MEMH.pdf; FX 20171207 Varian Pictures Ir-192 MEMH.pdf

FYI

Back-up material for TN-17-235. This is one of the held items at Fed Ex

---

**From:** Roy Parker [mailto:roy@royparker.org]  
**Sent:** Wednesday, January 24, 2018 4:28 PM  
**To:** Marvin Sudduth; Paul Patrick; Pat Oppenheimer; Greg Stofko; Connie Snow  
**Cc:** Allen Grewe  
**Subject:** National Response Center Report 1199186, DOT 5800.1 Report 20171207 Varian 812054841270 IR-192 MEMH and Pictures

\*\*\* This is an EXTERNAL email. Please exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email - STS-Security. \*\*\*

-----Forwarded Message-----

**Subject:** NRC#1199186  
**From:** Hqs-pf-flidr-nrc <HQS-PF-flidr-NRC@uscg.mil>  
**To:** Roy Parker <roy@royparker.org>  
**Sent:** Friday, 12/8/2017 5:23:51 PM CST -0600

NATIONAL RESPONSE CENTER 1-800-424-8802

\*\*\* For Public Use \*\*\*

Information released to a third party shall comply with any applicable federal and/or state Freedom of Information and Privacy Laws

Incident Report # 1199186

### INCIDENT DESCRIPTION

\*Report taken at 18:15 on 08-DEC-17  
Incident Type: STORAGE TANK  
Incident Cause: UNKNOWN  
Affected Area:  
Incident occurred on 07-DEC-17 at 15:25 local incident time.  
Affected Medium: OTHER PER CALLER, NO MATERIAL RELEASED

---

### SUSPECTED RESPONSIBLE PARTY

Organization: FEDEX EXPRESS  
BATON ROUGE, LA 70808  
Type of Organization: PRIVATE ENTERPRISE

---

### INCIDENT LOCATION

2903 SPRANKLE AVE County: SHELBY

City: MEMPHIS State: TN

---

RELEASED MATERIAL(S)

CHRIS Code: RAM Official Material Name: RADIOACTIVE MATERIAL  
Also Known As: RADIOACTIVE MATERIAL (130 GBQ, IRIIDIUM-192)  
Qty Released: 130 OTHER

---

DESCRIPTION OF INCIDENT

\*\*\*REPORT PER 49CFR171.15(B)(2) NO RELEASE. NO POTENTIAL RELEASE. NO  
CONTAMINATION. NO EXCESSIVE RADIATION EXPOSURE. NO ASSISTANCE OR  
RESPONSE REQUIRED. \*\*\*

CALLER IS REPORTING THAT A PLASTIC DRUM CONTAINING RADIOACTIVE  
MATERIAL WAS SQUEEZED. CALLER STATES THAT NO MATERIAL HAS BEEN  
RELEASED.

RADIOACTIVE MATERIAL (130 GBQ, IRIIDIUM-192)

---

INCIDENT DETAILS

Description of Tank:  
Tank Above/Below Ground: ABOVE  
Transportable Container: YES  
Tank Regulated: YES  
Tank Regulated By:  
Tank ID:  
Capacity of Tank:  
Actual Amount:

---

IMPACT

Fire Involved: NO Fire Extinguished: UNKNOWN

INJURIES: NO	Hospitalized:	Empl/Crew:	Passenger:
FATALITIES: NO	Empl/Crew:	Passenger:	Occupant:
EVACUATIONS:NO	Who Evacuated:	Radius/Area:	

Damages: NO

Closure Type	Description of Closure	Hours Closed	Direction of Closure
Air:	N		
Road:	N		Major Artery:N
Waterway:	N		
Track:			

Environmental Impact: UNKNOWN

Media Interest: UNKNOWN Community Impact due to Material:

---

REMEDIAL ACTIONS

POSSIBLY BRING IN AUTHORIZED REPACKAGER  
Release Secured: UNKNOWN  
Release Rate:  
Estimated Release Duration:

---

WEATHER



---

ADDITIONAL AGENCIES NOTIFIED

Federal:  
State/Local: TRCA  
State/Local On Scene:  
State Agency Number:

---

NOTIFICATIONS BY NRC

AR DEPT OF ENVIRONMENTAL QUALITY (COMMAND CENTER)  
08-DEC-17 18:23  
AR DEPT OF ENVIRONMENTAL QUALITY (GOVERNMENT COPY OF REPORT)  
08-DEC-17 18:23  
ARKANSAS POISON CENTER (MAIN OFFICE)  
08-DEC-17 18:23  
CHEM/BIO DEFENSE COMMAND (MAIN OFFICE)  
08-DEC-17 18:23  
CENTERS FOR DISEASE CONTROL (MAIN OFFICE)  
  
CENTERS FOR DISEASE CONTROL (GRASP)  
08-DEC-17 18:23  
CRITTENDEN COUNTY DEPT OF EMERG MGT (COMMAND CENTER)  
08-DEC-17 18:23  
DHS DOMESTIC NUCLEAR DETECTION OFC (DNDO)  
08-DEC-17 18:23  
DHS DEFENSE THREAT REDUCTION AGENCY (CHEMICAL AND BIOLOGICAL TECHNOLOGI  
08-DEC-17 18:23  
DHS SOUTH CAROLINA FUSION CENTER (LE SENSITIVE ADVISORS & LIASON PROGRA  
08-DEC-17 18:23  
DEPARTMENT OF ENERGY (MAIN OFFICE)  
  
DOT CRISIS MANAGEMENT CENTER (MAIN OFFICE)  
08-DEC-17 18:23  
EPA HQ EMERGENCY OPERATIONS CENTER (MAIN OFFICE)  
08-DEC-17 18:23  
EPA HQ EMERGENCY OPERATIONS CENTER (AFTER HOURS SECONDARY)  
  
U.S. EPA IV (MAIN OFFICE)  
  
U.S. EPA IV (DUTY OSC)  
08-DEC-17 18:23  
EPA RAD EMERGENCY RESPONSE TEAM (EPA HEADQUARTERS)  
  
EPA TOXIC RELEASE INVENTORY (TRI DIVISION)  
08-DEC-17 18:23  
FBI STRATEGIC INFO OPERATIONS CNTR (MAIN OFFICE)  
08-DEC-17 18:23  
FEDERAL EMERGENCY MANAGEMENT AGENCY (MAIN OFFICE)  
08-DEC-17 18:23  
MEMPHIS POLICE DEPT (COMMAND CENTER)  
08-DEC-17 18:23  
NATIONAL INFRASTRUCTURE COORD CTR (MAIN OFFICE)  
08-DEC-17 18:23  
NOAA RPTS FOR TN (MAIN OFFICE)  
08-DEC-17 18:23  
NUCLEAR REGULATORY COMMISSION (MAIN OFFICE)  
  
NATIONAL RESPONSE CENTER HQ (MAIN OFFICE)  
08-DEC-17 18:23  
DOI FOR REGION 4 (MAIN OFFICE)  
08-DEC-17 18:23  
REPORTING PARTY (RP SUBMITTER)  
08-DEC-17 18:23

SECTOR LOWER MISSISSIPPI RIVER (AUTO NRC NOTIFICATIONS)  
08-DEC-17 18:23  
SECTOR LOWER MISSISSIPPI RIVER (INSPECTIONS/PREVENTION DUTY OFFICER)  
08-DEC-17 18:23  
SHELBY COUNTY OFC OF PREPAREDNES (COMMAND CENTER)  
08-DEC-17 18:23  
SHELBY SHERIFF'S OFFICE (CRIMINAL INTELLIGENCE UNIT)  
08-DEC-17 18:23  
SHELBY COUNTY HEALTH DEPT (ENVIRONMENTAL HEALTH)  
08-DEC-17 18:23  
SHELBY COUNTY HEALTH DEPT (EMERGENCY RESPONSE COORDINATOR)  
08-DEC-17 18:23  
TN EMERGENCY RESPONSE (MAIN OFFICE)  
08-DEC-17 18:23  
STEVE SPURLIN EPAIV (MAIN OFFICE)  
08-DEC-17 18:23  
TENNESSEE DEPT OF ENVRMT & CONSERV (TOEC EMERGENCY SVC COORDINATOR)  
08-DEC-17 18:23  
TENNESSEE DEPT OF ENVRMT & CONSERV (UNDERGROUND STORAGE TANKS)  
08-DEC-17 18:23  
TN DEPT OF HEALTH, ENVMNT, EPDMLGY (ENVIRONMENTAL EPIDEMIOLOGY PRGM)  
08-DEC-17 18:23  
USCG DISTRICT 8 (MAIN OFFICE)  
08-DEC-17 18:23  
USCG DISTRICT 8 (PLANNING)  
08-DEC-17 18:23  
WEST MEMPHIS FIRE DEPARTMENT (HAZMAT COORDINATOR)  
08-DEC-17 18:23

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ADDITIONAL INFORMATION

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\*\*\* END INCIDENT REPORT #1199186 \*\*\*  
Report any problems by calling 1-800-424-8802  
PLEASE VISIT OUR WEB SITE AT <http://www.nrc.uscg.mil>



DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
DIVISION OF RADIOLOGICAL HEALTH

FORM .257 EVENT CLOSED: Y ☐ N ☒

TN-17-191

REPORT BY: AEG	CONTACT DATE: 10/05/17	DISCOVERY DATE: 10/05/17
PHYSICAL RESPONSE: Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	EVENT DATE: 10/05/17	INVESTIGATION/INSPECTION DATE:
RESPONDENT(S) AND OFFICE:	FIRST CONTACT BY <input checked="" type="checkbox"/> Telephone <input type="checkbox"/> Letter/Form <input type="checkbox"/> Email <input type="checkbox"/> Other (Specify):	

LICENSEE/REPORTING PARTY INFORMATION

Name: Roy Parker, Fed Ex Consultant	License Number: N/A
Address: 5061 Abelia Drive	Location of Event: Memphis Hub
City: Baton Rouge State: LA Zip Code: 70808	Phone Number: 225-924-1473

ADDITIONAL INVOLVED PARTY

Name:	License Number:
Address:	Phone Number:
City: State: Zip Code:	

SOURCE/RADIOACTIVE MATERIAL

DEVICE/ASSOCIATED EQUIPMENT

Isotope and activity: Cs-137 3.9 GBq	Device Name:
Manufacturer:	Manufacturer:
Model and Source Serial numbers:	Device Model and Serial number:

EVENT TYPE

REPORTABLE EVENT (NMED)

1. ☐ Lost/Abandoned/Stolen Material
2. ☐ Radiation Overexposure
3. ☐ Equipment
4. ☐ Leaking Source
5. ☐ Release of Licensed Material or Contamination
6. ☐ Medical Event
7. ☐ Misadministration
  - ☐ Diagnostic Procedure:
  - ☐ Therapeutic
8. ☐ Landfill/Scrap Yard
  - ☐ Out of State DOT Special Permit:
  - ☐ In State
9. ☐ Fire
10. ☐ Loss of Package Effectiveness
11. ☐ Transportation

NRC report event: ☐ Immediate\*  
☐ 24-hr\* ☐ 30-Day\* ☒ NA

ADDITIONAL INFORMATION

Abnormal Occurrence? Y ☐ N ☒  
☐ Potential

Reciprocity? Y ☐ N ☒

Consultant Hired? Y ☐ N ☐

Other Agencies Notified: Y ☐ N ☒

If Yes, Specify:

Vehicle:	Placard:	Media Attention: Y <input type="checkbox"/> N <input checked="" type="checkbox"/>
Carrier Name:	Phone:	If Yes, Specify:
Shipper Contact:	Phone:	

Address of Shipper:

Bill of Lading NO.:	Date:	Exclusive Use:
Container Type:	Isolation:	

Description/Form of Material:

12. ☐ Allegations/Complaints
13. ☒ Other

NRC NMED ITEM NO.:

LOCAL NMED: \_\_\_\_\_

TRANSFER FILE: \_\_\_\_\_

COMMENTS

I received a phone call from Roy Parker on 10/05/17 concerning a package that was damaged at the Memphis Hub on 10/05/17. The package was being shipped from Carton de Columbia SA to QSA in Baton Rouge LA. The drum the gauge was in was damaged at the Memphis hub. No damage to the contents.



**DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
DIVISION OF RADIOLOGICAL HEALTH**

Due to new FAA ruling the package is being held at Dangerous Goods at the Memphis Hub waiting on a new declaration to be signed or for disposal.

NATIONAL RESPONSE CENTER 1-800-424-8802

\*\*\* For Public Use \*\*\*

Information released to a third party shall comply with any applicable federal and/or state Freedom of Information and Privacy Laws

Incident Report # 1192416

INCIDENT DESCRIPTION

\*\*\*\* THIS IS A POTENTIAL RELEASE \*\*\*\*

\*Report taken at 19:00 on 05-OCT-17

Incident Type: FIXED

Incident Cause: OTHER

Affected Area:

Incident occurred on 05-OCT-17 at 06:35 local incident time.

Affected Medium: NON-RELEASE (N/A) DAMAGED PACKAGE CONTAINING RADIOACTIVE MATERIAL

---

SUSPECTED RESPONSIBLE PARTY

Organization: FEDEX EXPRESS

BATON ROUGE, LA 70808

Type of Organization: PRIVATE ENTERPRISE

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INCIDENT LOCATION

2903 SPRANKLE AVENUE County: SHELBY

City: MEMPHIS State: TN Zip: 38118

---

POTENTIALLY RELEASED MATERIAL(S)

CHRIS Code: RAM Official Material Name: RADIOACTIVE MATERIAL

Also Known As:

Qty Released: 0 UNKNOWN AMOUNT

---

DESCRIPTION OF INCIDENT

CALLER IS REPORTING A DAMAGED PACKAGE THAT CONTAINS RADIOACTIVE MATERIAL. CALLER STATED THERE WAS NO RELEASE OF MATERIALS OR POTENTIAL FOR A RELEASE OF MATERIALS.

49CFR171.115 (B) (2) NO RELEASE, NO POTENTIAL RELEASE, NO CONTAMINATION NO EXCESSIVE EXPOSURE, NO ASSISTANCE OR RESPONSE REQUIRED.

---

INCIDENT DETAILS

Package: N/A

Building ID:

Type of Fixed Object: WAREHOUSE

Power Generating Facility: NO

Generating Capacity:

Type of Fuel:

NPDES:

NPDES Compliance: UNKNOWN

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IMPACT

Fire Involved: NO Fire Extinguished: UNKNOWN

INJURIES: NO Hospitalized: Empl/Crew: Passenger:  
FATALITIES: NO Empl/Crew: Passenger: Occupant:  
EVACUATIONS: NO Who Evacuated: Radius/Area:

Damages: NO

Closure Type	Description of Closure	Hours Closed	Direction of Closure
Air:	N		
Road:	N		Major Artery: N
Waterway:	N		
Track:	N		

Environmental Impact: UNKNOWN

Media Interest: UNKNOWN Community Impact due to Material:

---

REMEDIAL ACTIONS

CALLER STATED THE PACKAGE HAS BEEN SECURED

Release Secured: UNKNOWN

Release Rate:

Estimated Release Duration:

---

WEATHER

---

ADDITIONAL AGENCIES NOTIFIED

Federal:

State/Local: TN RADIATION CONTROL AGENCY

State/Local On Scene:

State Agency Number:

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NOTIFICATIONS BY NRC

AR DEPT OF ENVIRONMENTAL QUALITY (COMMAND CENTER)

05-OCT-17 19:21

AR DEPT OF ENVIRONMENTAL QUALITY (GOVERNMENT COPY OF REPORT)

05-OCT-17 19:21

ARKANSAS POISON CENTER (MAIN OFFICE)

05-OCT-17 19:21

CHEM/BIO DEFENSE COMMAND (MAIN OFFICE)

05-OCT-17 19:21

CENTERS FOR DISEASE CONTROL (MAIN OFFICE)

CENTERS FOR DISEASE CONTROL (GRASP)

05-OCT-17 19:21

CRITTENDEN COUNTY DEPT OF EMERG MGT (COMMAND CENTER)

05-OCT-17 19:21

DHS DOMESTIC NUCLEAR DETECTION OFC (DNDO)

05-OCT-17 19:21

DHS DEFENSE THREAT REDUCTION AGENCY (CHEMICAL AND BIOLOGICAL TECHNOLOGI

05-OCT-17 19:21

NTNL PROGRAMS AND PROTECTION DIR (OFC OF INFRASTRUCTURE PROTECTION RGN

05-OCT-17 19:21

DHS PROTECTIVE SECURITY ADVISOR (PSA DESK)



05-OCT-17 19:21  
 DHS SOUTH CAROLINA FUSION CENTER (LE SENSITIVE ADVISORS & LIASON PROGRA  
 05-OCT-17 19:21  
 DEPARTMENT OF ENERGY (MAIN OFFICE)  
  
 DOT CRISIS MANAGEMENT CENTER (MAIN OFFICE)  
 05-OCT-17 19:21  
 EPA HQ EMERGENCY OPERATIONS CENTER (MAIN OFFICE)  
 05-OCT-17 19:21  
 EPA HQ EMERGENCY OPERATIONS CENTER (AFTER HOURS SECONDARY)  
  
 U.S. EPA IV (MAIN OFFICE)  
  
 U.S. EPA IV (DUTY OSC)  
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 FEDERAL EMERGENCY MANAGEMENT AGENCY (MAIN OFFICE)  
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 05-OCT-17 19:21  
 NUCLEAR REGULATORY COMMISSION (MAIN OFFICE)  
  
 NATIONAL RESPONSE CENTER HQ (MAIN OFFICE)  
 05-OCT-17 19:21  
 HOMELAND SEC COORDINATION CENTER (MAIN OFFICE)  
 05-OCT-17 19:21  
 REPORTING PARTY (RP SUBMITTER)  
 05-OCT-17 19:21  
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 05-OCT-17 19:21  
 SECTOR LOWER MISSISSIPPI RIVER (INSPECTIONS/PREVENTION DUTY OFFICER)  
 05-OCT-17 19:21  
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 05-OCT-17 19:21  
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 05-OCT-17 19:21  
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 05-OCT-17 19:21

TN DEPT OF HEALTH, ENVMNT, EPDMLGY (ENVIRONMENTAL EPIDEMIOLOGY PRGM)  
05-OCT-17 19:21  
USCG DISTRICT 8 (MAIN OFFICE) `   
05-OCT-17 19:21  
USCG DISTRICT 8 (PLANNING)  
05-OCT-17 19:21  
WEST MEMPHIS FIRE DEPARTMENT (HAZMAT COORDINATOR)  
05-OCT-17 19:21

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ADDITIONAL INFORMATION

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\*\*\* END INCIDENT REPORT #1192416 \*\*\*  
Report any problems by calling 1-800-424-8802  
PLEASE VISIT OUR WEB SITE AT <http://www.nrc.uscg.mil>



## Hazardous Materials Incident Report

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 2137-0039. The filling out of this information is mandatory and will take 96 minutes to complete.

**INSTRUCTIONS:** Submit this report to the Information Systems Manager, U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Office of Hazardous Materials Safety, DHM-63, Washington, D.C. 20590-0001. If space provided for any item is inadequate, use a separate sheet of paper, identifying the entry number being completed. Copies of this form and instructions can be obtained from the Office of Hazardous Materials Website at <http://hazmat.dot.gov>. If you have any questions, you can contact the Hazardous Materials Information Center at 1-800-HMR-4922 (1-800-467-4922) or online at <http://hazmat.dot.gov>.

### PART I - REPORT TYPE

1. This is to report: ☒ A) A hazardous material incident ☐ B) An undeclared shipment with no release  
☐ C) A specification cargo tank 1,000 gallons or greater containing any hazardous materials that (1) received structural damage to the lading retention system or damage that requires repair to a system intended to protect the lading retention system and (2) did not have a release.
2. Indicate whether this is: ☒ An initial report ☐ A supplemental (follow-up) report ☐ Additional Pages

### PART II - GENERAL INCIDENT INFORMATION

3. Date of Incident: 10/05/2017 4. Time of Incident (use 24-hour time): 06:35
5. Enter National Response Center Report Number (if applicable): 1192416
6. If you submitted a report to another Federal DOT agency, enter the agency and report number: \_\_\_\_\_
7. Location of Incident: City: Memphis County: Shelby State: TN ZIP Code (if known): 38118  
Street Address/Mile Marker/Yardname/Airport/Body of Water/River Mile 2903 Sprinkle Avenue
8. Mode of Transportation ☒ Air ☐ Highway ☐ Rail ☐ Water
9. Transportation Phase ☒ In Transit ☐ Loading ☐ Unloading ☐ In Transit Storage
10. Carrier/Reporter Name FedEx Express, Dangerous Goods Administration  
Street Building G - Second Floor, 3670 Hacks Cross Road  
City Memphis State TN ZIP Code 38125  
Federal DOT ID Number 66562 Hazmat Registration Number 060613004001V
11. Shipper/Offendor Name Carton de Columbia SA  
Street Calle 15N. 18-106, CP  
City Cali, Columbia (South America) 760042 State \_\_\_\_\_ ZIP Code \_\_\_\_\_  
Waybill/Shipping Paper \_\_\_\_\_ Hazmat Registration Number \_\_\_\_\_
12. Origin (if different from shipper address) Street \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_
13. Destination Street 6765 Langley Drive  
City Baton Rouge State LA ZIP Code 70809
14. Proper Shipping Name of Hazardous Material: Radioactive Material, Type A Package, Special Form
15. Technical/Trade Name: \_\_\_\_\_
16. Hazardous Class/ Division: 7 17. Identification Number: UN3332 (E.g. UN2764, NA 2020) 18. Packing Group: \_\_\_\_\_ (if applicable) 19. Quantity Released: none (Include Measurement Units)
20. Was the material shipped as a hazardous waste? ☐ Yes ☒ No If yes, provide the EPA Manifest Number: \_\_\_\_\_
21. Is this a Toxic by Inhalation (TIH) material? ☐ Yes ☒ No If yes, provide the Hazard Zone: \_\_\_\_\_
22. Was the material shipped under an Exemption, Approval, or Competent Authority Certificate? ☐ Yes ☒ No  
If yes, provide the Exemption, Approval, or CA number: \_\_\_\_\_
23. Was this an undeclared hazardous materials shipment? ☐ Yes ☒ No

### PART III - PACKAGING INFORMATION

24. Check Packaging Type (check only one - if more than one, list type of packaging, copy Part III, and complete for each type:

☐ Non-bulk                      ☐ IBC                      ☐ Cargo tank Motor Vehicle (CTMV)                      ☐ Tank Car  
☐ Cylinder                      ☒ RAM                      ☐ Portable Tank                      ☐ Other \_\_\_\_\_

25. See instructions and enter the appropriate failure codes found at the end of the instructions. Be sure to enter the codes from the list that corresponds to the particular packaging type checked above. Enter the number of codes as appropriate to describe the incident. Enter the most important failure point in line 1. If there are more than two failure points, provide in this format in part VI.

1. What Failed: 1 0 9                      How Failed: 3 1 2                      Causes of Failure: 5 1 1 .  
2. What Failed: \_\_\_\_\_                      How Failed: \_\_\_\_\_                      Causes of Failure: \_\_\_\_\_

26a. Provide the packaging identification markings, if available.

Identification Markings: USA DOT 7A Type A package not marked, but on Shipper's Declaration for Dangerous Goods

(Examples: 1A1/Y1.4/150/92/USA/RB/93/RL, UN31H1/Y0493/USA/M9338/10800/1200, DOT - 105A - 100W (RAIL), DOT 406 (HIGHWAY), DOT 51, DOT 3-A)

26b. For Non-bulk, IBC, or non-specification packaging, if identification markings are incomplete or unavailable, see instructions and complete the following:

**Single Package or Outer Packaging:**

Packaging Type: \_\_\_\_\_  
Material of Construction: \_\_\_\_\_  
Head Type (Drums only): ☐ Removable                      ☐ Non - Removable

**Single Package or Inner Packaging (if any):**

Packaging Type: \_\_\_\_\_  
Material of Construction: \_\_\_\_\_

27. Describe the package capacity and the quantity:

**Single Package or Outer Packaging:**

Package Capacity: \_\_\_\_\_  
Amount in Package: \_\_\_\_\_  
Number in Shipment: \_\_\_\_\_  
Number Failed: \_\_\_\_\_

**Single Package or Inner Packaging (if any):**

Package Capacity: \_\_\_\_\_  
Amount in Package: \_\_\_\_\_  
Number in Shipment: \_\_\_\_\_  
Number Failed: \_\_\_\_\_

28. Provide packaging construction and test information, as appropriate:

Manufacturer: \_\_\_\_\_  
Serial Number: \_\_\_\_\_

Manufacture Date: \_\_\_\_\_  
Last Test Date: \_\_\_\_\_

Material of Construction: \_\_\_\_\_ (if Tank Car, CTMV, Portable Tank, or Cylinder)

Design Pressure: \_\_\_\_\_ (if Tank Car, CTMV, Portable Tank)

Shell Thickness: \_\_\_\_\_ (if Tank Car, CTMV, Portable Tank)

Head Thickness: \_\_\_\_\_ (if Tank Car, CTMV)

Service Pressure: \_\_\_\_\_ (if Cylinder)

If valve or device failed:

Type: \_\_\_\_\_ Manufacturer: \_\_\_\_\_ Model: \_\_\_\_\_  
(if present and legible) (if present and legible)

29. If the packaging is for Radioactive Materials, complete the following:

Packaging Category: ☒ Type A                      ☐ Type B                      ☐ Type C                      ☐ Excepted                      ☐ Industrial

Packaging Certification: ☒ Self Certified                      ☐ U.S. Certification                      Certification Number \_\_\_\_\_

Nuclide(s) Present: Cs-137                      Transport Index: 0

Activity: 3.9 GBq                      Critical Safety Index: \_\_\_\_\_

## PART IV - CONSEQUENCES

30. Result of Incident (check all that apply): ☐ Spillage ☐ Fire ☐ Explosion ☐ Material Entered Waterway/Storm Sewer  
☐ Vapor (Gas) Dispersion ☐ Environmental Damage ☐ No Release

31. Emergency Response: The following entities responded to the incident: (Check all that apply)

☐ Fire/EMS Report # \_\_\_\_\_ ☐ Police Report # \_\_\_\_\_ ☐ In-house cleanup ☒ Other Cleanup

32. Damages: Was the total damage cost more than \$500? ☐ Yes ☒ No

If yes, enter the following information: If no, go to question 33.

Material Loss: \_\_\_\_\_ Carrier Damage: \_\_\_\_\_ Property Damage: \_\_\_\_\_ Response Cost: \_\_\_\_\_ Remediation/Cleanup Cost: \_\_\_\_\_  
\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

(See damage definitions in the instructions)

33a. Did the hazardous material cause or contribute to a human fatality? ☐ Yes ☒ No

If yes, enter the number of fatalities resulting from the hazardous material:

Fatalities: Employees \_\_\_\_\_ Responders \_\_\_\_\_ General Public \_\_\_\_\_

33b. Were there human fatalities that did not result from the hazardous material? ☐ Yes ☒ No If yes, how many? \_\_\_\_\_

34. Did the hazardous material cause or contribute to personal injury? ☐ Yes ☒ No

If yes, enter the number of injuries resulting from the hazardous material:

Hospitalized (Admitted Only): Employees \_\_\_\_\_ Responders \_\_\_\_\_ General Public \_\_\_\_\_

Non-Hospitalized: Employees \_\_\_\_\_ Responders \_\_\_\_\_ General Public \_\_\_\_\_

(e.g.: On site first aid or Emergency Room observation and release)

35. Did the hazardous material cause or contribute to an evacuation? ☐ Yes ☒ No

If yes, provide the following information:

Total number of general public evacuated \_\_\_\_\_ Total number of employees evacuated \_\_\_\_\_ Total Evacuated \_\_\_\_\_

Duration of the evacuation \_\_\_\_\_ (hours)

36. Was a major transportation artery or facility closed? ☐ Yes ☒ No If yes, how many? \_\_\_\_\_ (hours)

37. Was the material involved in a crash or derailment? ☐ Yes ☒ No

If yes, provide the following information: Estimated speed (mph): \_\_\_\_\_ Weather conditions: \_\_\_\_\_

Vehicle overturn? ☐ Yes ☒ No

Vehicle left roadway/track? ☐ Yes ☒ No

## PART V - AIR INCIDENT INFORMATION (please refer to § 175.31 to report a discrepancy for air shipments)

38. Was the shipment on a passenger aircraft? ☐ Yes ☒ No

If yes, was it tendered as cargo, or as passenger baggage?

☐ Cargo ☐ Passenger baggage

39. Where did the incident occur (if unknown, check the appropriate box for the location where the incident was discovered)?

☐ Air carrier cargo facility ☒ Sort center ☐ Baggage area  
☐ By surface to/from airport ☐ During flight ☐ During loading/unloading of aircraft

40. What phase(s) had the shipment already undergone prior to the incident? (Check all that apply)

☐ Shipment had not been transported ☒ Transported by air (first flight) ☐ Transport by air (subsequent flights)  
☐ Initial transport by highway to cargo facility ☐ Transfer at sort center/cargo facility

## PART VI - DESCRIPTION OF EVENTS & PACKAGE FAILURE

Describe the sequence of events that led to the incident and the actions taken at the time it was discovered. Describe the package failure, including the size and location of holes, cracks, etc. Photographs and diagrams should be submitted if needed for clarification. Estimate the duration of the release, if possible. Describe what was done to mitigate the effects of the release. Continue on additional sheets if necessary.

The clasp ring closures on two steel drums failed because the drums were apparently dropped. The radioactive contents remained shielded and intact. There are numerous discrepancies between the packages and the Shipper's Declaration for Dangerous Goods. It is planned to contract with an authorized shipper to prepare the shipment to send to the recipient.

This is a 49 CFR 171.15(b)(2) report because of package damage. No release. No potential release. No contamination. No excessive exposure. No response or assistance was required.

## PART VII - RECOMMENDATIONS/ACTIONS TAKEN TO PREVENT RECURRENCE

Where you are able to do so, suggest or describe changes (such as additional training, use of better packaging, or improved operating procedures) to help prevent recurrence. Provide recommendations for improvement to hazardous materials transportation beyond the control of your individual company. Continue on additional sheets if necessary.

## PART VIII- CONTACT INFORMATION

Contact's Name (Type or Print): Roy A. Parker, Ph.D.

Contact's Title: Radiation Physics Consultant

Business Name and Address: 5061 Abelia Drive  
Baton Rouge, Louisiana 70808

E-mail Address: roy@royparker.org

Telephone Number: ( ) (225) 924-1473

Fax Number: ( ) (225) 924-4269

Hazmat Registration Number (if not already provided): \_\_\_\_\_

Date: October 28, 2017

Preparer is: ☐ Carrier ☐ Shipper ☐ Facility ☒ Other Radiation Physics Consultant - FedEx Express

**SUBMIT**





