



DOT-E 11352  
(FIFTH REVISION)

**DEC 12 2003**

**EXPIRATION DATE: November 30, 2005**

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Concentrate Manufacturing Company of Ireland,  
a subsidiary of PepsiCo, Inc.  
San Juan, Puerto Rico  
(Former grantee: PepsiCo Puerto Rico, Inc.)

(See Appendix A to this document for a list of additional grantees)

2. PURPOSE AND LIMITATION:

- a. This exemption authorizes the transportation in commerce of certain Class 3, Class 8 and Class 9 hazardous materials across a public road, from one part of a plant to another, as essentially not subject to the hazard communication requirements in Part 172. This exemption provides no relief from any Hazardous Materials Regulation (HMR) other than as specifically stated herein.

- b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR §§ 172.200, 172.300, 172.400 and 172.500, except as specified herein.
5. BASIS: This exemption is based on application of Concentrate Manufacturing Company of Ireland, a subsidiary PepsiCo, Inc. dated November 24, 2003, submitted in accordance with § 107.109 and a supplemental letter dated December 2, 2003.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

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| Hazardous Materials Description   |                           |                       |               |
|---|---------------------------|-----------------------|---------------|
| Proper Shipping Name  | Hazard Class/<br>Division | Identification Number | Packing Group |
| Benzaldehyde solution   | 9                         | UN1990                | III           |
| Corrosive liquid, acidic, organic, n.o.s.                               | 8                         | UN3265                | III           |
| Extracts, flavoring, liquid   | 3                         | UN1197                | II, III       |
| Flammable liquids, corrosive, n.o.s. (contains ethanol and acetic acid) | 3                         | UN2924                | III           |
| Phosphoric acid, liquid   | 8                         | UN1805                | III           |

7. SAFETY CONTROL MEASURES: Packagings must be in accordance with the requirements of the Hazardous Materials Regulations, as appropriate.
8. SPECIAL PROVISIONS: This exemption only applies to those materials listed in paragraph 6, packaged in accordance with the HMR, to be transported across a public road from one part of PepsiCo's plant to another.
- a. MARKING - No marking required.
  - b. LABELING - No labeling required.
  - c. PLACARDING - No placarding required.
  - d. SHIPPING PAPERS - No shipping papers required.

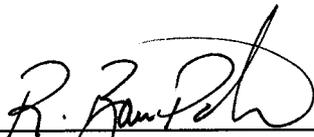
9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.
10. MODAL REQUIREMENTS: No modal-specific requirements are required by this exemption.
11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law 49 U.S.C. 5101 et seq:
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
  - 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 exemption must receive training on the requirements and conditions of this exemption in addition to training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when the 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 (AAHMS) 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 AAHMS, in writing, of any incidents involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:



*RM*  
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Robert A. McGuire  
Associate Administrator  
for Hazardous Materials Safety

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(DATE)

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.

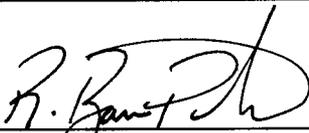
Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at <http://hazmat.dot.gov/exemptions> Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: sln

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The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

| Company Name<br>City & State  | Application<br>Date | Issue<br>Date      | Expiration<br>Date |
|---|---------------------|--------------------|--------------------|
| Pepsi Cola Sales and Distribution, Inc., a subsidiary of PepsiCo, Inc.<br>Arlington, TX<br>(Former grantee: PepsiCo, Inc.)  | 11/24/2003          | <b>DEC 12 2003</b> | 11/30/2005         |
| Pepsi Cola Sales and Distribution, Inc., a subsidiary of PepsiCo, Inc.<br>Harrisburg, PA<br>(Former grantee: PepsiCo, Inc.) | 11/24/2003          | <b>DEC 12 2003</b> | 11/30/2005         |



*fa* Robert A. McGuire  
Associate Administrator for  
Hazardous Materials Safety