



SEP 24 2003

DOT-E 12301
(THIRD REVISION)

EXPIRATION DATE: July 31, 2005

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: Niklor Chemical Company, Inc.
Long Beach, CA

(See Appendix A to this exemption for a list of additional grantees)
2. PURPOSE AND LIMITATION:
 - a. This exemption authorizes the transportation in commerce of chloropicrin and methyl bromide mixtures in a DOT Specification 4BW cylinder having a capacity greater than that specified in § 173.193(b). This exemption provides no relief from the Hazardous Materials Regulations (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: The marking requirements contained in §§ 172.203(a) and 172.301(c); and § 173.193(b) in that the cylinder exceeds the authorized water capacity of 113 kg (250 pounds), except as specified herein.
5. BASIS: This exemption is based on the application of Niklor Chemical Company, Inc. dated August 28, 2003, submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

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Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identi- fication Number	Packing Group
Chloropicrin and methyl bromide mixtures	2.3 Hazard Zone B	UN1581	N/A

7. SAFETY CONTROL MEASURES: Prescribed packaging is a DOT Specification 4BW cylinders having a water capacity (nominal) not over 1,000 pounds.

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this exemption who receives a package covered by this exemption may reoffer it for transportation provided no modification or change is made to the package or its contents and it is reoffered for transportation in conformance with this exemption and the HMR.

b. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.

c. Marking:

(1) The marking requirements in §§ 172.301(c) and § 172.203(a) are waived.

(2) In addition to the required specification markings, each cylinder must be marked "Inhalation Hazard" as specified in § 172.313(a).

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight and cargo vessel.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each cargo vessel or motor vehicle used to transport packages 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:

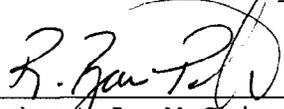
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Registration required by § 107.601 et seq., when applicable.

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 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 (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 incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:



for 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: CWFREEMAN/alb

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:

OCT 22 2003

Company Name City/State	Application Date	Issue Date	Expiration Date
Ameribrom, Inc. Fort Lee, NJ	9/23/2003	9/24/2003	7/31/2005
ASHTA Chemicals Inc. Ashtabula, OH	10/6/2003	OCT 22 2003	7/31/2005
Cardinal Professional Products Hollister, CA	9/19/2003	9/24/2003	7/31/2005
Great Lakes Chemical Corporation El Dorado, AR	9/8/2003	9/25/2003	7/31/2005
Hendrix and Dail, Inc. Greenville, NC	9/19/2003	9/24/2003	7/31/2005
HyYield-Bromine, Inc. Rocky Point, NC	9/29/2003	10/17/2003	7/31/2005
ProSource One Plant City, FL	9/2/2003	9/24/2003	7/31/2005
Reddick Fumigants, Inc. Williamston, NC	8/5/2003	8/14/2003	7/31/2005
Shadow Mountain Products Corporation Hollister, CA	9/19/2003	9/24/2003	7/31/2005
Trical, Inc. Hollister, CA	9/19/2003	9/24/2003	7/31/2005
Trinity Manufacturing, Inc. Hamlet, NC	9/22/2003	9/24/2003	7/31/2005


 Robert A. McGuire
 Associate Administrator for
 Hazardous Materials Safety