U.S. Department of Transportation
Research and Special Programs Administration

400 Seventh Street, S.W.
Washington, D.C. 20590

DEC 23 1992

**DOT-E 10783**
**(FOURTH REVISION)**

1. Sun Refining and Marketing Company, Philadelphia, PA., is hereby granted an emergency exemption from certain provisions of this Department's Hazardous Materials Regulations to offer packages prescribed herein of a flammable liquid for transportation in commerce subject to the limitations and special requirements specified herein. This exemption authorizes the transportation of certain DOT Specification 111A100W1 tank cars which have defective interior heating coils and provides no relief from any regulations other than as specifically stated. (NOTE: Reference to 49 CFR sections in this exemption are to regulations in effect on September 30, 1990.)

2. BASIS. This emergency exemption is based on Sun Refining and Marketing Company's application of May 18, 1992 and supplemental letter dated August 14, 1992 submitted in accordance with 49 CFR 107.113, and a determination that it is necessary for the protection of life and property and supplemental fax message dated May 26, 1992 and September 8, 1992.

3. HAZARDOUS MATERIALS (Descriptor and class). Petroleum naphtha (Nonen) UN1255 or Toluene UN1294, classed as a flammable liquid.

4. PROPER SHIPPING NAME (49 CFR 172.101). Petroleum naphtha.

5. REGULATION AFFECTED. 49 CFR 173.29(c)(1) and 174.67(k).

6. MODES OF TRANSPORTATION AUTHORIZED. Rail freight.

7. SAFETY CONTROL MEASURES. Packagings prescribed are DOT Specification 111A100W1 tank cars, SUNX 26843, SUNX 26844, SUNX 26825, SUNX 26835 and SUNX 26863 meeting all DOT requirements (49 CFR Parts 100-299), except that the interior heating coils are cracked. Interior heating coil outlet plugs have been installed to prevent the release of product.

8. SPECIAL PROVISIONS.

a. Shipment of the tank cars, SUNX 26843, SUNX 26844, SUNX 26825, SUNX 26835, and SUNX 26863 must be between Sun Refining and Marketing Company, Toledo, Ohio, and G.E. Railcar, Sayre, Pennsylvania, a distance of approximately 200 miles, using the most direct route via Norfolk Southern Corporation and Consolidated Rail Corporation.

b. Tank cars must be marked "DOT-E 10783" in four inch letters on a contrasting background above the DOT specification number.

c. The Federal Railroad Administration is to be notified if any unusual incident occurs, such as a derailment or tank car damage, during the movement by contacting the:

Federal Railroad Administration
Office of Safety, RRS-12
400 Seventh Street, S.W.
Washington, D.C. 20590
(202) 366-9178 or 366-0549

d. Persons who receive packages covered by this exemption may reoffer them for transportation provided no modifications or changes are made to the packages, all terms of this exemption are complied with, and a current copy of this exemption is maintained at each facility from which such reoffering occurs.

9. REPORTING REQUIREMENTS. Any incident involving loss of packaging contents or packaging failure must be reported to the Associate Administrator for Hazardous Materials Safety as soon as practicable. (49 CFR 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.)

10. EXPIRATION DATE. January 10, 1993.

Issued at Washington, D.C.

DEC 23 1992
(DATE)

Alan I. Roberts
Associate Administrator
for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, U.S. Department of Transportation, Washington, D.C. 20590. Attention: Exemptions Program.

Dist: FRA.