

which states the industry's position that the front unit does not need calibration since the manufacturers do not believe front units require calibration. CSX requests a temporary waiver from the calibration and labeling requirement only if FRA does not accept the AAR's position. FRA has not accepted AAR's position.

CSX indicates that they did not receive specifications by which the calibration procedure could be performed on the front units until August 11, 1997. Therefore, CSX is not in a position to completely perform such functions by September 1, 1997. CSX also claims that they have placed an order for the weather-resistant labels, but will not receive them in time to comply with the requirement. CSX acknowledges that Pulse Electronics is currently developing an on-board head telemetry device (HTD) testing device to perform the required procedures.

CSX feels there is absolutely no reason to believe that any adverse effect on safety would result from granting this temporary waiver and that the waiver is necessary in order to permit implementation of a rational and efficient system for testing and labeling HTD's.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Number PB-97-2) and must be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, FRA, Nassif Building, 400 Seventh Street, SW., Mail Stop 10, Washington, DC 20590. Communications received within 30 days of the date of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications concerning these proceedings are available for examination during regular business hours (9:00 a.m.-5:00 p.m.) at FRA's temporary docket room located at 1120 Vermont Avenue, NW., Room 7051, Washington, DC 20005.

Issued in Washington, DC on September 10, 1997.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety Standards and Program Development.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

#### Notice of Application for Approval of Discontinuance or Modification of a Railroad Signal System or Relief From the Requirements of Title 49 Code of Federal Regulations Part 236

Pursuant to Title 49 Code of Federal Regulations (CFR) Part 235 and 49 U.S.C. App. 26, the following railroads have petitioned the Federal Railroad Administration (FRA) seeking approval for the discontinuance or modification of the signal system or relief from the requirements of 49 CFR part 236 as detailed below.

Block Signal Application (BS-AP)-No. 3435

Applicant: Union Pacific Railroad Company, Mr. P. M. Abaray, Chief Engineer-Signals/Quality, 1416 Dodge Street, Room 1000, Omaha, Nebraska 68179-0001.

The Union Pacific Railroad Company seeks approval of the proposed temporary suspension of the signal system, for approximately 90 days, during the track construction project between milepost 114.6 and milepost 115.0 on the Alexandria Subdivision, and between milepost 620.9 and milepost 621.0 on the Beaumont Subdivision, near Livonia, Louisiana, utilizing switch tenders to control switches while the signal system is suspended. The proposal consists of the removal of all power-operated switches and signals at the existing control points and interlocking, removal of the interlocking crossing frog, completion of major track construction, installation of two new control points, and restoration of the signal system to service.

The reason given for the proposed changes is to perform major track construction.

Any interested party desiring to protest the granting of an application shall set forth specifically the grounds upon which the protest is made, and contain a concise statement of the interest of the protestant in the proceeding. The original and two copies of the protest shall be filed with the Associate Administrator for Safety, FRA, 400 Seventh Street, S.W., Mail Stop 25, Washington, D.C. 20590 within

45 calendar days of the date of publication of this notice. Additionally, one copy of the protest shall be furnished to the applicant at the address listed above.

FRA expects to be able to determine these matters without an oral hearing. However, if a specific request for an oral hearing is accompanied by a showing that the party is unable to adequately present his or her position by written statements, an application may be set for public hearing.

Issued in Washington, D.C. on September 10, 1997.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety Standards and Program Development.*

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## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

#### Notice of Applications for Modification of Exemption

**AGENCY:** Office of Hazardous Materials Safety, Research and Special Programs Administration, DOT.

**ACTION:** List of application for modification of exemptions.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR part 107, subpart B), notice is hereby given that the Office or Hazardous Materials Safety has received the applications described herein. This notice is abbreviated to expedite docketing and public notice. Because the sections affected, modes of transportation, and the nature of application have been shown in earlier **Federal Register** publications, they are not repeated here. Requests for modifications of exemptions (e.g. to provide for additional hazardous materials, packaging design changes, additional mode of transportation, etc.) are described in footnotes to the application number. Application numbers with the suffix "M" denote a modification request. These applications have been separated from the new applications for exemptions for facilitate processing.

**DATES:** Comments must be received on or before October 6, 1997.

**ADDRESS COMMENTS TO:** Dockets Unit, Research and Special Programs Administration, U.S. Department of Transportation, Washington, DC 20590.