

Issued in Washington, DC, on November 9, 2010.

**Donald Burger,**

*Chief, Special Permits and Approvals Branch.*

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permit thereof
<b>MODIFICATION SPECIAL PERMITS</b>				
14903-M .....	.....	Hageland Aviation Services dba Era Alaska Anchorage, AK.	49 CFR 173.302 (f) .....	To modify the special permit to authorize the addition of passenger aircraft.
14922-M .....	.....	Peninsula Airways Inc. (PenAir). Anchorage, AK .....	49 CFR 173.302 (f) .....	To modify the special permit to clarify Operational Controls paragraph 9a regarding authorized aircraft.
15062-M .....	.....	Ryan Air Inc .....	49 CFR 173.302 (f)(3) and (f)(4) and 173.304 (f)(3) and (f)(4).	To modify the special permit to authorize the removal of the maximum weight restriction on aircraft; to authorize dual-pilot crews to transport oxygen cylinders; and to allow leased aircraft to carry oxygen cylinders.
15075-M .....	.....	Lynden Air Cargo .....	49 CFR 173.302 (f)(3) and (f)(4) and 173.304 (f)(3) and (f)(4).	To modify the special permit to clarify Operational Controls paragraph 9a regarding authorized aircraft.
15077-M .....	.....	Frontier Flying Service, Inc. Fairbanks, AK .....	49 CFR 173.302 (f)(3) and (f)(4) and 173.304 (f)(3) and (f)(4).	To modify the special permit to authorize dual pilots to authorize passenger carrying aircraft and to clarify authorized aircraft.
15078-M .....	.....	Spernak Airways .....	49 CFR 173.302 (f)(3) and (f)(4) and 173.304 (f)(3) and (f)(4).	To modify the special permit to clarify Operational Controls paragraph 9a regarding authorized aircraft.

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 BILLING CODE 4909-60-M

**DEPARTMENT OF TRANSPORTATION**

**Pipeline And Hazardous Materials Safety Administration**

**Office of Hazardous Materials Safety; Notice of Application for Special Permits**

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

**ACTION:** List of Applications for Special Permits.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, special

permits from the Department of Transportation's Hazardous Material Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular special permit is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

**DATES:** Comments must be received on or before December 16, 2010.

*Address Comments To:* Record Center, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the special permit number.

**FOR FURTHER INFORMATION CONTACT:** Copies of the applications are available for inspection in the Records Center, East Building, PHH-30, 1200 New Jersey Avenue, S.E., Washington DC or at <http://regulations.gov>.

This notice of receipt of applications for special permit is published in accordance with Part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(b); 49 CFR 1.53(b)).

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Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
15165-N .....	.....	Kidde Aerospace & Defense Wilson, NC.	49 CFR 173.302, 173.302a, and 178.47.	To authorize the Aerospace 173.302a, and manufacture, marking, & Defense 178.47 sale, and use of non-DOT WILSON, NC specification cylinders similar to DOT 4DS cylinders for use as fire extinguishers aboard aircraft. (modes 1, 2, 3, 4, 5).
15166-N .....	.....	Papillon Airways, Inc. Grand Canyon, AZ.	49 CFR 172.101 Column 8(c), 173.241 and 173.242.	To authorize the transportation in commerce of gasoline in non-Dot specification containers when transported in sling load operations. (mode 4).
15179-N .....	.....	Digital Wave Corporation Englewood, CO.	49 CFR 180.209 .....	To authorize the transportation in commerce of certain hazardous materials in DOT Specification 3AL cylinders manufactured from aluminum alloy 6061-T6 that are requalified every ten years rather than every five years using 100% ultrasonic examination. (modes 1, 2, 3, 4, 5).

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
15180-N .....	.....	Roche Diagnostics Corporation Indianapolis, IN.	49 CFR 173.242(e)(1) .....	To authorize the transportation in commerce of certain PG II corrosive liquids in UN 50G fiberboard large packagings by motor vehicle. (mode 1).
15181-N .....	.....	JBI Helicopter .....	49 CFR 172.101 Column (9B), 172.204(c)(3), 173.27(b)(2), 175.30(a)(1), 172.200, 172.300 and 172.400.	To authorize the transportation in commerce of certain hazardous materials by external load on helicopter in remote areas of the US without being subject to hazard communication requirements and quantity limitations where no other means of transportation is available. (mode 4).
15182-N .....	.....	BASF Corporation Florham Park, NJ.	49 CFR 73.4a(b) .....	To authorize the transportation in commerce of an Oxidizing solid, water-reactive as an excepted quantity. (modes 1, 2, 4).
15183-N .....	.....	Jack Oldham Oil Co. Inc	49 CFR 173.315(m) .....	To authorize the transportation in commerce of anhydrous ammonia in non-DOT specification cargo tanks (nurse tanks) when transported to refineries for purposes of pollution control by motor vehicle within a 50 mile radius. (mode 1).

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## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. NHTSA-2010-0154]

#### Terrafugia, Inc.; Receipt of Application for Temporary Exemption From Requirements for Tire Selection and Rims for Motor Vehicles FMVSS No. 110, Electronic Stability Control Systems FMVSS No. 126, Glazing Materials FMVSS No. 205, and Occupant Crash Protection FMVSS No. 208

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).  
**ACTION:** Notice of receipt of petition for temporary exemption and request for comments.

**SUMMARY:** In accordance with the procedures in 49 CFR Part 555, Terrafugia, Inc. ("Terrafugia"), has petitioned the agency for a temporary exemption from certain FMVSS requirements for the Transition®, a Light Sport Aircraft that has road-going capability. Terrafugia seeks exemption from the FMVSS requirements for tire selection and rims for motor vehicles (FMVSS No. 110), electronic stability control systems (FMVSS No. 126), glazing materials (FMVSS No. 205), and occupant crash protection, specifically advanced air bags (FMVSS No. 208). The basis for the application is that compliance would cause substantial economic hardship to a manufacturer that has tried in good faith to comply with the standard.

NHTSA is publishing this notice of receipt of an application for temporary

exemption and providing an opportunity to comment in accordance with the requirements of 49 U.S.C. § 30113(b)(2). NHTSA has not made any judgment on the merits of the application.

**DATES:** You should submit your comments not later than December 16, 2010.

**FOR FURTHER INFORMATION CONTACT:** William Shakely, Office of the Chief Counsel, NCC-112, National Highway Traffic Safety Administration, 1200 New Jersey Avenue, SE., West Building 4th Floor, Room W41-318, Washington, DC 20590. Telephone: (202) 366-2992; Fax: (202) 366-3820.

**COMMENTS:** We invite you to submit comments on the application described above. You may submit comments identified by docket number at the heading of this notice by any of the following methods:

- **Online:** Go to <http://www.regulations.gov>. Follow the instructions for submitting comments on the electronic docket site by clicking on "Help" or "FAQs."
- **Fax:** 1-202-493-2251.
- **Mail:** U.S. Department of Transportation, Docket Operations, M-30, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590.
- **Hand Delivery:** 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12-140, Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**Instructions:** All submissions must include the agency name and docket number. Note that all comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. Please see the Privacy Act discussion below. We will consider all comments received before the close of business on

the comment closing date indicated above. To the extent possible, we will also consider comments filed after the closing date.

**Docket:** For access to the docket to read background documents or comments received, go to <http://www.regulations.gov> at any time or to 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. Telephone: (202) 366-9826.

**Privacy Act:** Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477-78) or you may visit <http://www.dot.gov/privacy.html>.

**Confidential Business Information:** If you wish to submit any information under a claim of confidentiality, you should submit three copies of your complete submission, including the information you claim to be confidential business information, to the Chief Counsel, NHTSA, at the address given under **FOR FURTHER INFORMATION CONTACT**. In addition, you should submit two copies, from which you have deleted the claimed confidential business information, to Docket Operations at the address given above. When you send a comment containing information claimed to be confidential business information, you should include a cover letter setting forth the information specified in our confidential business information regulation (49 CFR Part 512).

**SUPPLEMENTARY INFORMATION:**