



U.S. Department
of Transportation
**Pipeline and Hazardous
Materials Safety
Administration**

1200 New Jersey Ave., S.E.
Washington, DC 20590

JUN 27 2008

Mr. Mike Conroy
Saybolt LP
6316 Windfern
Houston, TX 77040

Ref. No. 08-0064

Dear Mr. Conroy:

This responds to your March 7, 2008 letter requesting clarification of the applicability of the materials of trade (MOTs) exceptions under the Hazardous Materials Regulations (HMR; 49 CFR parts 171-180). You state that your company is a licensed public gauger and accredited laboratory serving the petroleum and petro-chemical industry. The primary business of your company is sample collection and analysis of products and samples for your clients. This includes the transport of small amounts of hazardous materials in your company vehicles between laboratories and off-site job locations. You ask whether the MOTs exceptions under § 173.6 of the HMR apply to the hazardous materials transported by your company.

The answer is yes. The HMR define a MOT as hazardous material, other than a hazardous waste, that is carried on a motor vehicle by a private motor carrier in direct support of a principal business that is other than transportation by motor vehicle. Provided all requirements of § 173.6 are met, you may utilize the MOTs exceptions for the transportation of hazardous materials between laboratories and off-site locations.

I hope this information is helpful. Please contact us if you require additional assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan Gorsky".

Susan Gorsky
Regulations Officer
Office of Hazardous Materials Standards

MAR 7 2008

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§173.6

MOT

08-0064

U.S. Department of Transportation
Pipeline and Hazardous Materials Safety Administration
East Building, 2nd Floor
1200 New Jersey Ave., SE
Washington, DC 20590



Saybolt
A CORE LABORATORIES COMPANY

FAST TO THE POINT.

To Whom It May Concern:

I would appreciate your assistance in providing an Interpretation Letter for my company. I have located (PHMSA Interpretation #98-0503) issued to one of our competitors several years ago however, I have been tasked to acquire our own letter from the Department of Transportation.

It is my understanding that the "Materials of Trade" exemption located in 49CFR 173.6 applies to my company and I am seeking confirmation this is correct and would like to have an interpretation letter to keep on file. Please see the brief description below for your review:

1. My company is a licensed public gauger and accredited laboratory serving petroleum and petro-chemical industry.
2. While acting as a private carrier, we transport small quantities (approximately liter sized bottles) of petroleum and petro-chemicals (classes 3, 8, 9 and division 6.1) to our laboratory or other laboratories for our clients for analysis.
3. We also transport small quantities (approximately liter sized bottles) of chemicals utilized for wall-washing ships and barges to and from the job site.
4. Our clients for whom we transport the chemicals and petro-chemicals are manufacturers and distributors or trading companies. We do not transport chemicals or petro-chemicals for any company whose principal business is transportation by motor vehicles.

I thank you in advance for your cooperation in this matter.

Sincerely,

Mike Conroy
Safety, Training & Quality Coordinator - Gulf Coast

Houston, Texas
Phone: 713.328.2673 Direct Line 713.328.2707 Fax: 713.328.2185



WE'RE FAST! FAST TO THE POINT!

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