



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

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

NOV 7 2000

Mr. Jay Jarvis  
Prillaman Chemical Corporation  
334 Worth St.  
Fayetteville, NC 28304

Ref. No. 00-0260

Dear Mr. Jarvis:

This is in response to your September 23, 2000, letter requesting clarification on packaging reuse provisions under § 173.28(b)(7)(ii) of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask if the term "original filler" as used in § 173.28(b)(7)(ii) is limited to the activities of a person at one location.

The answer is no. The term "original filler" means the "person" (as defined in § 171.8) who originally filled the packaging. The term "person" is not restricted to any one specific geographic location.

I hope this satisfies your request.

Sincerely,

John A. Gale  
Transportation Regulations Specialist  
Office of Hazardous Materials Standards



00-0260

173.20

BAA

8 173.286(7)(ii)

171.8 Definition  
00-0260

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facsimile transmittal

To: Mr. Edward Mazzullo Fax:

From: Jay Jarvis-Manager Date: 09/23/00

Re: DOT Interpretation Pages: 1

CC:

Urgent  For Review  Please Comment  Please Reply  Please Recycle

Reference phone conversation this afternoon with: Cameron Satterthwaite

Request for an interpretation on 173.28 b (7) (ii).

“(ii) is refilled and offered for transportation by the original filler.”

What exactly does “original filler” mean? Is it talking about a pacific location or does it mean under one corporate name?

Request your response to this question.

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