

individual provide a copy of the annual medical certification to the employer for retention in the driver's qualification file, or keep a copy in his/her driver's qualification file if he/she is self-employed. The driver must also have a copy of the certification when driving, for presentation to a duly authorized Federal, State, or local enforcement official.

### Conclusion

Based upon its evaluation of the 82 exemption applications, FMCSA exempts Curtis D. Andersen (ND), Thomas E. Armbrust (IL), David L. Baker Jr. (IN), Michael A. Barrett (MI), John E. Barrineau, Sr. (PA), Curk A. Beals (WA), Jene W. Bell (WI), Norman Billie (UT), Howard R. Brandt (MN), Albert Bryan (TX), Daniel P. Calaman (PA), Rick L. Case (IA), Jerry G. Clise Jr. (MD), George F. Cressey, II (ME), Richard K. Cressman (ND), Bradley M. Crull (WI), Michael G. Cunningham (IN), Steven W. Dahl (ND), Archie E. Eastling (MN), Shannon D. Eck (KS), Manuel Fernandez (PA), Kevin J. Franje (IA), Chad A. Fuehrer (SD), Charles Gagnon (WA), Michael E. Goldsberry (VA), Jared P. Greene (OH), James M. Haight (NC), Gary R. Harper (IN), Wayne H. Haslam (ME), Gregg S. Hessler (NY), Kristopher J. Ilenda (ND), Jay A. Jennato (NH), Michael L. Jobe (PA), Edwin P. Jonas, II (PA), David W. Jones (MD), John J. Katcher (CO), Glenn T. Keller (PA), Michael G. Keller (CA), James H. King (TX), Jay T. Kirschmann (ND), Vernon E. LaDuke (TN), James L. Laufenberg (ND), James R. Longo (MD), Eric M. Mardesen (IA), Charles R. Maybee (NY), Earl W. Meadows (WV), James E. Meek (VA), Ralph H. Mills (MA), Matthew C. Moberly (KY), Timothy L. Monrian (MO), Alan E. Nelson (AL), Erik O. Olson (UT), Brant S. Perry (TX), Greg R. Peterson (NE), Zachary A. Pettitt (TX), James W. Restuccio Jr. (NJ), Adam L. Ridenbaugh (OH), Tommy R. Riley (IL), Vincent Rodriguez (TN), Pedro Saavedra Garcia (CA), Juan A. Salinas (IL), David Salmond (UT), Phillip H. Shaw (PA), Jerry J. Shipley (KS), Glen A. Skonberg (SD), John Smeal (PA), Douglas R. Smith (KS), Howard C. Smith (GA), Jerry Spurlock Jr. (AL), Cheryl G. Stephens (DE), James F. Stewart (PA), Maria V. Stinson (NY), Martin T. Struthers (NE), Dennis C. Svec (MI), Larry L. Taff (AR), Filbert J. Torres (NM), Jennifer A. Tyson (PA), Burdette Walker (PA), Jacob D. Walter (PA), Richard E. Watkins (NY), Harold W. Wilson Jr. (SC), and Ronald D. Young (GA) from the ITDM requirement in 49 CFR 391.41(b)(3), subject to the conditions listed under "Conditions and Requirements" above.

In accordance with 49 U.S.C. 31136(e) and 31315 each exemption will be valid for two years unless revoked earlier by FMCSA. The exemption will be revoked if the following occurs: (1) The person fails to comply with the terms and conditions of the exemption; (2) the exemption has resulted in a lower level of safety than was maintained before it was granted; or (3) continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136(e) and 31315. If the exemption is still effective at the end of the 2-year period, the person may apply to FMCSA for a renewal under procedures in effect at that time.

Issued on: July 10, 2014.

**Larry W. Minor,**

*Associate Administrator for Policy.*

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**BILLING CODE 4910-EX-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2009-0078]

#### Petition for Waiver of Compliance

In accordance with Part 211 of Title 49 Code of Federal Regulations (CFR), this document provides the public notice that by a document dated May 6, 2014, the American Short Line and Regional Railroad Association (ASLRRA)—on behalf of Lehigh Valley Rail Management, and Sandersville Railroad Company—petitioned the Federal Railroad Administration (FRA) for an amended waiver of compliance from certain provisions of the Federal hours of service laws contained at 49 U.S.C. 21103(a)(4), which, in part, require a train employee to receive 48 hours off duty after initiating an on-duty period for 6 consecutive days. FRA assigned the petition Docket Number FRA-2009-0078.

In its petition, ASLRRA seeks to amend its existing waiver to add the two railroads referenced above, which did not participate in ASLRRA's prior waiver petition. FRA granted ASLRRA's petition for a waiver extension in a letter dated February 27, 2012. The waiver allows a train employee to initiate an on-duty period each day for 6 consecutive days followed by 24 hours, rather than 48 hours, off duty.

Each railroad that seeks to be added to the waiver executed a compliance letter, attesting that it complies with all of the employee consent requirements that FRA set forth in its initial decision letter, dated March 5, 2010. Additionally, each railroad will

maintain the underlying employee consent or employee representative consent documents in its files for FRA inspection.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at [www.regulations.gov](http://www.regulations.gov) and in person at the U.S. Department of Transportation's Docket Operations Facility, 1200 New Jersey Avenue SE., W12-140, Washington, DC 20590. The Docket Operations Facility is open from 9 a.m. to 5 p.m., Monday through Friday, except Federal Holidays.

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 and may be submitted by any of the following methods:

- **Web site:** <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- **Fax:** 202-493-2251.
- **Mail:** Docket Operations Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE., W12-140, Washington, DC 20590.
- **Hand Delivery:** 1200 New Jersey Avenue SE., Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

Communications received by September 5, 2014 will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable.

Anyone is able to search the electronic form of any written communications and comments received into any of our dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). See <http://www.regulations.gov/#!privacyNotice> for the privacy notice of regulations.gov or interested parties may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477).

Issued in Washington, DC, on July 8, 2014.

**Ron Hynes,**

*Director, Office of Safety Assurance and Compliance.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2014-0034]

#### Petition for Waiver of Compliance

In accordance with Part 211 of Title 49 Code of Federal Regulations (CFR), this document provides the public notice that by a letter dated March 25, 2014, Norfolk Southern Railway (NS), petitioned the Federal Railroad Administration (FRA) for a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR Part 232, Brake System Safety Standards for Freight and Other Non-Passenger Trains and Equipment; End-of-Train Devices. FRA assigned the petition Docket Number FRA-2014-0034.

Specifically, NS seeks a waiver of compliance from 49 CFR 232.215, *Transfer train brake tests*. This section states a transfer train, as defined in 49 CFR 232.5, *Definitions*, shall receive a specified brake test performed by a qualified person before proceeding. NS seeks approval to perform a Class 3 brake test pursuant to 49 CFR 232.211(b) on freight cars that are in switch service between the NS Decatur Yard and Archer Daniels Midland's East Plant, West Plant, and New Yard (collectively "ADM") facilities, in Decatur, IL, instead of the specified transfer train brake test. The switch moves that are the subject of this waiver request range from 0.2 miles to a maximum of 0.9 miles.

NS states that performing the Class 3 brake test provides an opportunity to verify the safe functioning of the brakes and also to supplement the safety appliance inspection made upon arrival at the yard inbound or during assembly of the move to ADM. An equivalent level of safety is achieved through the performance of this test, as the rear car's set and release confirms the functioning of the brake system. In addition, the moves to ADM are 0.9 miles plus the length of the cut making up the move. Of additional benefit is the elimination of potentially burdensome delays due to blocked crossings and undue congestion to the community at road crossings that could occur while train crews perform a full transfer train brake test.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at [www.regulations.gov](http://www.regulations.gov) and in person at the U.S. Department of Transportation's Docket Operations Facility, 1200 New Jersey Avenue SE., W12-140, Washington, DC 20590. The Docket Operations Facility is open from 9 a.m. to 5 p.m., Monday through Friday, except Federal Holidays.

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 and may be submitted by any of the following methods:

- *Web site:* <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- *Fax:* 202-493-2251.
- *Mail:* Docket Operations Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE., W12-140, Washington, DC 20590.
- *Hand Delivery:* 1200 New Jersey Avenue SE., Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

Communications received by August 21, 2014 will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable.

Anyone is able to search the electronic form of any written communications and comments received into any of our dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). See <http://www.regulations.gov/#/privacyNotice> for the privacy notice of [www.regulations.gov](http://www.regulations.gov) or interested parties may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477).

Issued in Washington, DC, on July 8, 2014.

**Ron Hynes,**

*Director, Office of Safety Assurance and Compliance.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2014-0055]

#### Petition for Waiver of Compliance

In accordance with Part 211 of Title 49 Code of Federal Regulations (CFR), this document provides the public notice that by a document dated June 10, 2014, Mr. Wayne Kirchhof, President of the Walkersville Southern Railroad (WSRR), petitioned the Federal Railroad Administration (FRA) for a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR Part 215. FRA assigned the petition Docket Number FRA-2014-0055.

Specifically, WSRR requests a waiver from the stenciling requirement found at 49 CFR 215.303, for a cabin car, Car Number 477532.

WSRR states that the cabin car is more than 50 years of age from its original construction date and, therefore, is restricted per 49 CFR 215.203(a). This car is used occasionally in passenger excursion service over 7 miles of track located entirely in Frederick County, MD, where all trains operate under restricted speed rules not exceeding 10 mph.

WSRR further states that the subject car is not, and will not be, interchanged with any other railroad. WSRR's operating territory is generally rural in nature, and the car has been inspected and found to be safe to operate.

In addition, WSRR has requested a Special Approval for this cabin car to continue in service in accordance with 49 CFR 205.203(c).

A copy of the petition, as well as any written communications concerning the petition, is available for review online at [www.regulations.gov](http://www.regulations.gov) and in person at the U.S. Department of Transportation's Docket Operations Facility, 1200 New Jersey Avenue SE., W12-140, Washington, DC 20590. The Docket Operations Facility is open from 9 a.m. to 5 p.m., Monday through Friday, except Federal Holidays.

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