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U.S. Department  
of Transportation

**Research and  
Special Programs  
Administration**

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

DEC | 1994

Mr. Pat Oppenheimer  
Dangerous Goods Administration  
Federal Express  
Box 727  
Memphis, TN 38194-2901

Dear Mr. Oppenheimer:

This is in reference to your letter dated July 1, 1994, expressing your concerns about Dry ice not being regulated by ground transportation under this Department's Hazardous Materials Regulations (49 CFR 171-180). You also expressed concern that shipments of Dry ice and other Class 9 materials are inadequately marked and label for domestic air transportation.

Your letter has been accepted as a petition for rulemaking under § 106.31 and assigned number, P-1259. If you should write to us regarding this petition, please make reference to this petition number.

Sincerely,

A handwritten signature in cursive script that reads "Verdell M. Simpkins".

Verdell M. Simpkins, Regulatory  
Document and Information Specialist  
Office of Hazardous Materials  
Exemptions and Approvals