U.S Department of Transportation
Research and Special Programs Administration

# Hazardous Materials Incident Report

Form Approval OMB No. 3137-0039

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 2137-0039. The filling out of this information is mandatory and will take 96 minutes to complete.

## INSTRUCTIONS

Submit this report to the Information Systems Manager, U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Office of Hazardous Materials Safety, DHM-63, Washington, D.C. 20590-0001. If space provided for any item is inadequate, use a separate sheet of paper, identifying the entry number being completed. Copies of this form and instructions can be obtained from the Office of Hazardous Materials Website at http://hazmat.dot.gov. If you have any questions, you can contact the Hazardous Materials Information Center at 1-800-HMR-4922 (1-800-467-4922) or online at http://hazmat.dot.gov.

## PART I - REPORT TYPE

**1. Incident Id:** I-2011110267
**2. This is to report:** A

## PART II - GENERAL INCIDENT INFORMATION

**3. Date of Incident:**
03/31/2011

**4. Time of Incident (use 24-hour time):**
10:40

**5. Enter National Response Center Report Number (if applicable):**
971626

**6. If you submitted a report to another Federal DOT agency, enter the agency and report number:**

**7. Location of Incident:**
City: TOWN OF JEFFERSON
County: PARK
State: CO
Zip Code: (if known):
Street Address/Mile Marker/Yard Name/Airport/Body of Water/River Mile:
4.3 MILES EAST

**8. Mode of Transportation:** Highway

**9. Transportation Phase:** In Transit

**10. Carrier/Reporter:**
Name: WESTERN TRUCK ONE LLC
Street: 9849 E. EASTER AVENUE
City: Centennial
State: CO
Zip Code: 80112
Federal DOT Id Number: 1038226
Hazmat Registration Number: 052311555098T

**11. Shipper/Offeror:**
Name: CONOCO PHILLIPS CO
Street: 3960 EAST 56TH AVENUE
City: COMMERCE CITY
State: CO
Zip Code: 80022
Waybill/Shipping Paper: 0995756
Hazmat Registration Number:

**12. Origin (if different from shipper address)**
Street:
City:
State:
Zip Code:

**13. Destination:**
Street: 11000 HIGHWAY 50
City: PONCHA SPRINGS
State: CO
Zip Code: 81242

**14. Proper Shipping Name of Hazardous Material:** GASOLINE INCLUDES GASOLINE MIXED WITH ETHYL ALCOHOL, WITH NOT MORE THAN 10% ALCOHOL

**15. Technical/Trade Name:** UNLEADED GASOLINE

**16. Hazardous Class/Division:** Flammable - Combustible Liquid

**17. Identification Number:** (E.g. UN2764, NA 2020) UN1203

**18. Packing Group:** (if applicable) II

**19. Quantity Released:** (Include Measurement Units) 2000 Liquid - Gallon

**20. Was the material shipped as a hazardous waste?** False
If yes, provide the EPA Manifest Number:

**21. Is this a Toxic by Inhalation (TIH) material?** False
If yes, provide the Hazard Zone:

**22. Was the material shipped under an Exemption, Approval, or Competent Authority Certificate?** False
If yes, provide the Exemption, Approval, or CA number:

**23. Was this an undeclared hazardous materials shipment?** False

## PART III - PACKAGING INFORMATION

**24. Check Packaging Type (check only one - if more than one, list type of packaging, copy Part III, and complete for each type:**
Cargo Tank Motor Vehicle (CTMV)

**25. See instructions and enter the appropriate failure codes found at the end of the instructions. Be sure to enter the codes from the list that corresponds to the particular packaging type checked above. Enter the number of codes as appropriate to describe the incident.**
Enter the most important failure point in line 1. If there are more than two failure points, provide in this format in part VI.

What Failed: -
How Failed: -
Causes of Failure: -

**26a. Provide the packaging identification markings, if available.**
Identification Markings: DOT 406 AL
(Examples: 1A1/Y1.4/150/92/USA/RB/93/RL, UN31H1/Y0493/USA/M9339/10800/1200, DOT - 105A - 100W (RAIL), DOT 406 (HIGHWAY), DOT 51, DOT 3-A)

**26b. For Non-bulk, IBC, or non-specification packaging, if identification markings are incomplete or unavailable, see instructions and complete the following:**

| **Single Package or Outer Packaging:** | **Single Package or Inner Packaging (if any):** |
|---|---|
| Packaging Type: | Packaging Type: |
| Material of Construction: | Material of Construction: |
| Head Type (Drums only): | |

**27. Describe the package capacity and the quantity:**

| **Single Package or Outer Packaging:** | **Single Package or Inner Packaging (if any):** |
|---|---|
| Package Capacity: | Package Capacity: |
| Amount in Package: | Amount in Package: |
| Number in Shipment: | Number in Shipment: |
| Number Failed: | Number Failed: |

**28. Provide packaging construction and test information, as appropriate:**

| | | | |
|---|---|---|---|
| Manufacturer: | BEALL | Manufacture Date: | 05/01/2006 |
| Serial Number: | ST-8348-06 | Last Test Date: | 02/08/2011 |
| Material of Construction: | ALUMINUM (if Tank Car, CTMV, Portable Tank, or Cylinder) | | |
| Design Pressure: | 3 (if Tank Car, CTMV, Portable Tank) | | |
| Shell Thickness: | 0.179 INCH (if Tank Car, CTMV, Portable Tank) | | |
| Head Thickness: | 0.196 INCH (if Tank Car, CTMV) | | |
| Service Pressure: | (if Cylinder) | | |

If valve or device failed:
Type:
Model:
Manufacturer:

**29. If the packaging is for Radioactive Materials, complete the following:**
Packaging Category:
Packaging Certification:
Certification Number:
Nuclide(s) Present: Transport Index:
Activity:
Critical Safety Index:

## PART IV – CONSEQUENCES

**30. Result of Incident (check all that apply):**

| | | | |
|---|---|---|---|
| - Spillage: | True | - Fire: | False |
| - Explosion: | False | - Material Entered Waterway/Storm Sewer: | False |
| - Vapor (Gas) Dispersion: | False | - Environmental Damage: | True |
| - No Release: | False | | |

**31. Emergency Response: The following entities responded to the incident: (Check all that apply)**

Fire/EMS Report #: False
Police Report #: True 2A110511
In-house cleanup: False
Other Cleanup: True

**32. Damages Was the total damage cost more than $500?** True

If yes, enter the following information: (If no, go to question 33.)

| | |
|---|---|
| Material Loss: | $ 25,603.00 |
| Carrier Damage: | $ 150,000.00 |
| Property Damage: | $ 180,000.00 |
| Response Cost: | $ 5,940.00 |
| Remediation/Cleanup Cost: | $ 245,925.00 |

*(See damage definitions in the instructions)*

**33a. Did the hazardous material cause or contribute to a human fatality?** False

If yes, enter the number of fatalities resulting from the hazardous material:

| | |
|---|---|
| Employees: | 0 |
| Responders: | 0 |
| General Public: | 0 |

**33b. Were there human fatalities that did not result from the hazardous material?** False

If yes, how many? 0

**34. Did the hazardous material cause or contribute to personal Injury?** False

If yes, enter the number of injuries resulting from the hazardous material:

**Hospitalized (Admitted Only):**

| | |
|---|---|
| Employees: | 0 |
| Responders: | 0 |
| General Public: | 0 |

**Non-Hospitalized:**
**(e.g.: On site first aid or Emergency Room observation and release)**

| | |
|---|---|
| Employees: | 0 |
| Responders: | 0 |
| General Public: | 0 |

**35. Did the hazardous material cause or contribute to an evacuation?** False

If yes, provide the following information:

| | |
|---|---|
| Total number of general public evacuated: | |
| Total number of employees evacuated: | |
| Total evacuated: | |
| Duration of the evacuation: | |

**36. Was a major transportation artery or facility closed?** False

If yes, how many?

**37. Was the material involved in a crash or derailment?** True

If yes, provide the following information:

| | |
|---|---|
| Estimated speed (mph): | 50 |
| Weather conditions: | CLEAR DRY |
| Vehicle overturned? | True |
| Vehicle left roadway/track? | True |

## PART V - AIR INCIDENT INFORMATION (please refer to S 175.31 to report a discrepancy for air shipments)

**38. Was the shipment on a passenger aircraft?**

If yes, was it tendered as cargo, or as passenger baggage?

**39. Where did the incident occur (if unknown, check the appropriate box for the location where the incident was discovered)?**

**40. What phase(s) had the shipment already undergone prior to the incident? (Check all that apply)**

- Shipment had not been transported
- Transported by air (first flight)
- Transport by air (subsequent flights)
- Initial transport by highway to cargo facility
- Transfer at sort center/cargo facility

## PART VI - DESCRIPTION OF EVENTS & PACKAGE FAILURE

- Describe the sequence of events that led to the incident and the actions taken at the time it was discovered. Describe the package failure, including the size and location of holes, cracks, etc. Photographs and diagrams should be submitted if needed for clarification. Estimate the duration of the release, if possible. Describe what was done to mitigate the effects of the release. Continue on additional sheets if necessary.

**Describe:**

VEHICLE #1, PULLING A TRAILER LOADED WITH 7000 GALLONS OF FUEL, WAS SOUTHBOUND ON PARK COUNTY ROAD 77.
DRIVER #1 LOST CONTROL IN A LEFT-HAND CURVE, CAUSING VEHICLE #1 TO TRAVEL OFF THE RIGHT SIDE OF THE ROAD AND COLLIDE WITH SEVERAL SIGNS. VEHICLE #1 ROLLED 1 1/4 TIMES, EJECTING DRIVER #1.
TRAILER #1 DETACHED AND ROLLED 1 TIME, SPILLING 7000 GALLONS OF FUEL.
VEHICLE #1 CAME TO REST ON ITS RIGHT SIDE, FACING SOUTH. THE TRAILER CAME TO REST ON ITS WHEELS, FACING SOUTH.

## PART VII - RECOMMENDATIONS/ACTIONS TAKEN TO PREVENT RECURRENCE

- Where you are able to do so, suggest or describe changes (such as additional training, use of better packaging, or improved operating procedures) to help prevent recurrence. Provide recommendations for improvement to hazardous materials transportation beyond the control of your individual company. Continue on additional sheets if necessary.

**Describe:**

1. WESTERN TRUCK ONE HELD A MEETING OF ALL DRIVERS TO REVIEW AND EMPHASIZE PROPER PROCEDURES WHEN THERE IS A WORK RELATED INJURY OR ACCIDENT BECAUSE OF THIS INCIDENT.
2. WESTERN ALSO RETAINED OUTSIDE COUNSEL TO REVISE IT'S EMPLOYMENT MANUAL AND DRUG AND ALCOHOL TESTING POLICY (SEE REVISED PAGE RE: WORK RELATED INJURIES EXH 3)
3. ALSO SEE CORRESPONDENCE FROM COUNSEL RE: BUSINESS CARDS AND DASHBOARD STICKERS (EXH 4)

## PART VIII – CONTACT INFORMATION

| | |
|---|---|
| Contact's Name: | HOSSEIN TARAGHI |
| Contact's Title: | OWNER MANAGER |
| Business Name and Address: | WESTERN TRUCK ONE LLC<br>9849 E. EASTER AVENUE CENTENNIAL CO 80112 |
| E-mail Address: | HOSSEIN@WESTERNCONVENIENCESTORES.COM |
| Telephone Number: | 303-706-0340 |
| Fax Number: | 303-706-0345 |
| Hazmat Registration Number: | |
| Date: | 11/08/2011 |
| Preparer is: | Carrier |

05/01/2006

U.S Department of Transportation
Research and Special Programs Administration

# Hazardous Materials Incident Report

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## PART I - REPORT TYPE

**1. Incident Id:** I-2011110267
**2. This is to report:** A

## PART II - GENERAL INCIDENT INFORMATION

**3. Date of Incident:**
03/31/2011

**4. Time of Incident (use 24-hour time):**
10:40

**5. Enter National Response Center Report Number (if applicable):**
971626

**6. If you submitted a report to another Federal DOT agency, enter the agency and report number:**

**7. Location of Incident:**
City: TOWN OF JEFFERSON
County: PARK
State: CO
Zip Code: (if known):
Street Address/Mile Marker/Yard Name/Airport/Body of Water/River Mile:
4.3 MILES EAST

**8. Mode of Transportation:** Highway

**9. Transportation Phase:** In Transit

**10. Carrier/Reporter:**
Name: WESTERN TRUCK ONE LLC
Street: 9849 E. EASTER AVENUE
City: Centennial
State: CO
Zip Code: 80112
Federal DOT Id Number: 1038226
Hazmat Registration Number: 052311555098T

**11. Shipper/Offeror:**
Name: CONOCO PHILLIPS CO
Street: 3960 EAST 56TH AVENUE
City: COMMERCE CITY
State: CO
Zip Code: 80022
Waybill/Shipping Paper: 0995756
Hazmat Registration Number:

**12. Origin (if different from shipper address)**
Street:
City:
State:
Zip Code:

**13. Destination:**
Street:
City:
State:
Zip Code:

**14. Proper Shipping Name of Hazardous Material:** DIESEL FUEL

**15. Technical/Trade Name:** DIESEL

**16. Hazardous Class/Division:** Flammable - Combustible Liquid

**17. Identification Number:** (E.g. UN2764, NA 2020) NA1993

**18. Packing Group:** (if applicable) III

**19. Quantity Released:** (Include Measurement Units) 5000 Liquid - Gallon

**20. Was the material shipped as a hazardous waste?** False
If yes, provide the EPA Manifest Number:

**21. Is this a Toxic by Inhalation (TIH) material?** False
If yes, provide the Hazard Zone:

**22. Was the material shipped under an Exemption, Approval, or Competent Authority Certificate?** False
If yes, provide the Exemption, Approval, or CA number:

**23. Was this an undeclared hazardous materials shipment?** False

## PART III - PACKAGING INFORMATION

**24. Check Packaging Type (check only one - if more than one, list type of packaging, copy Part III, and complete for each type:**
Cargo Tank Motor Vehicle (CTMV)

**25. See instructions and enter the appropriate failure codes found at the end of the instructions. Be sure to enter the codes from the list that corresponds to the particular packaging type checked above. Enter the number of codes as appropriate to describe the incident.**
Enter the most important failure point in line 1. If there are more than two failure points, provide in this format in part VI.

What Failed: -
How Failed: -
Causes of Failure: -

**26a. Provide the packaging identification markings, if available.**
Identification Markings: DOT 406 - AL
(Examples: 1A1/Y1.4/150/92/USA/RB/93/RL, UN31H1/Y0493/USA/M9339/10800/1200, DOT - 105A - 100W (RAIL), DOT 406 (HIGHWAY), DOT 51, DOT 3-A)

**26b. For Non-bulk, IBC, or non-specification packaging, if identification markings are incomplete or unavailable, see instructions and complete the following:**

| Single Package or Outer Packaging: | Single Package or Inner Packaging (if any): |
|---|---|
| Packaging Type: | Packaging Type: |
| Material of Construction: | Material of Construction: |
| Head Type (Drums only): | |

**27. Describe the package capacity and the quantity:**

| Single Package or Outer Packaging: | Single Package or Inner Packaging (if any): |
|---|---|
| Package Capacity: | Package Capacity: |
| Amount in Package: | Amount in Package: |
| Number in Shipment: | Number in Shipment: |
| Number Failed: | Number Failed: |

**28. Provide packaging construction and test information, as appropriate:**

| | | | |
|---|---|---|---|
| Manufacturer: | BEALL | Manufacture Date: | 05/01/2006 |
| Serial Number: | ST-8348-06 | Last Test Date: | 02/08/2011 |
| Material of Construction: | ALUMINUM (if Tank Car, CTMV, Portable Tank, or Cylinder) | | |
| Design Pressure: | 3 (if Tank Car, CTMV, Portable Tank) | | |
| Shell Thickness: | 0.179 INCH (if Tank Car, CTMV, Portable Tank) | | |
| Head Thickness: | 0.196 INCH (if Tank Car, CTMV) | | |
| Service Pressure: | (if Cylinder) | | |

If valve or device failed:
Type:
Model:
Manufacturer:

**29. If the packaging is for Radioactive Materials, complete the following:**
Packaging Category:
Packaging Certification:
Certification Number:
Nuclide(s) Present: Transport Index:
Activity:
Critical Safety Index:

## PART IV – CONSEQUENCES

**30. Result of Incident (check all that apply):**

| | | | |
|---|---|---|---|
| - Spillage: | True | - Fire: | False |
| - Explosion: | False | - Material Entered Waterway/Storm Sewer: | False |
| - Vapor (Gas) Dispersion: | False | - Environmental Damage: | True |
| - No Release: | False | | |

**31. Emergency Response: The following entities responded to the incident: (Check all that apply)**

Fire/EMS Report #: False
Police Report #: True 2A110511
In-house cleanup: False
Other Cleanup: True

**32. Damages Was the total damage cost more than $500?** True

If yes, enter the following information: (If no, go to question 33.)

| | |
|---|---|
| Material Loss: | $ 25,603.00 |
| Carrier Damage: | $ 150,000.00 |
| Property Damage: | $ 180,000.00 |
| Response Cost: | $ 5,940.00 |
| Remediation/Cleanup Cost: | $ 245,925.00 |

*(See damage definitions in the instructions)*

**33a. Did the hazardous material cause or contribute to a human fatality?** False

If yes, enter the number of fatalities resulting from the hazardous material:

| | |
|---|---|
| Employees: | 0 |
| Responders: | 0 |
| General Public: | 0 |

**33b. Were there human fatalities that did not result from the hazardous material?** False

If yes, how many? 0

**34. Did the hazardous material cause or contribute to personal Injury?** False

If yes, enter the number of injuries resulting from the hazardous material:

**Hospitalized (Admitted Only):**

| | |
|---|---|
| Employees: | 0 |
| Responders: | 0 |
| General Public: | 0 |

**Non-Hospitalized:**
**(e.g.: On site first aid or Emergency Room observation and release)**

| | |
|---|---|
| Employees: | 0 |
| Responders: | 0 |
| General Public: | 0 |

**35. Did the hazardous material cause or contribute to an evacuation?** False

If yes, provide the following information:

| | |
|---|---|
| Total number of general public evacuated: | |
| Total number of employees evacuated: | |
| Total evacuated: | |
| Duration of the evacuation: | |

**36. Was a major transportation artery or facility closed?** False

If yes, how many?

**37. Was the material involved in a crash or derailment?** True

If yes, provide the following information:

| | |
|---|---|
| Estimated speed (mph): | 50 |
| Weather conditions: | CLEAR DRY |
| Vehicle overturned? | True |
| Vehicle left roadway/track? | True |

## PART V - AIR INCIDENT INFORMATION (please refer to S 175.31 to report a discrepancy for air shipments)

**38. Was the shipment on a passenger aircraft?**

If yes, was it tendered as cargo, or as passenger baggage?

**39. Where did the incident occur (if unknown, check the appropriate box for the location where the incident was discovered)?**

**40. What phase(s) had the shipment already undergone prior to the incident? (Check all that apply)**

- Shipment had not been transported
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## PART VI - DESCRIPTION OF EVENTS & PACKAGE FAILURE

- Describe the sequence of events that led to the incident and the actions taken at the time it was discovered. Describe the package failure, including the size and location of holes, cracks, etc. Photographs and diagrams should be submitted if needed for clarification. Estimate the duration of the release, if possible. Describe what was done to mitigate the effects of the release. Continue on additional sheets if necessary.

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DRIVER #1 LOST CONTROL IN A LEFT-HAND CURVE, CAUSING VEHICLE #1 TO TRAVEL OFF THE RIGHT SIDE OF THE ROAD AND COLLIDE WITH SEVERAL SIGNS. VEHICLE #1 ROLLED 1 1/4 TIMES, EJECTING DRIVER #1.
TRAILER #1 DETACHED AND ROLLED 1 TIME, SPILLING 7000 GALLONS OF FUEL.
VEHICLE #1 CAME TO REST ON ITS RIGHT SIDE, FACING SOUTH. THE TRAILER CAME TO REST ON ITS WHEELS, FACING SOUTH.

## PART VII - RECOMMENDATIONS/ACTIONS TAKEN TO PREVENT RECURRENCE

- Where you are able to do so, suggest or describe changes (such as additional training, use of better packaging, or improved operating procedures) to help prevent recurrence. Provide recommendations for improvement to hazardous materials transportation beyond the control of your individual company. Continue on additional sheets if necessary.

**Describe:**

1. WESTERN TRUCK ONE HELD A MEETING OF ALL DRIVERS TO REVIEW AND EMPHASIZE PROPER PROCEDURES WHEN THERE IS A WORK RELATED INJURY OR ACCIDENT BECAUSE OF THIS INCIDENT.
2. WESTERN ALSO RETAINED OUTSIDE COUNSEL TO REVISE IT'S EMPLOYMENT MANUAL AND DRUG AND ALCOHOL TESTING POLICY (SEE REVISED PAGE RE: WORK RELATED INJURIES EXH 3)
3. ALSO SEE CORRESPONDENCE FROM COUNSEL RE: BUSINESS CARDS AND DASHBOARD STICKERS (EXH 4)

## PART VIII – CONTACT INFORMATION

| | |
|---|---|
| Contact's Name: | HOSSEIN TARAGHI |
| Contact's Title: | OWNER MANAGER |
| Business Name and Address: | WESTERN TRUCK ONE LLC<br>9849 E. EASTER AVENUE CENTENNIAL CO 80112 |
| E-mail Address: | HOSSEIN@WESTERNCONVENIENCESTORES.COM |
| Telephone Number: | 303-706-0340 |
| Fax Number: | 303-706-0345 |
| Hazmat Registration Number: | |
| Date: | 11/08/2011 |
| Preparer is: | Carrier |

05/01/2006