



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-2010060378  
2. This is to report: A

### PART II - GENERAL INCIDENT INFORMATION

3. Date of Incident:  
05/07/2010
4. Time of Incident (use 24-hour time):  
08:15
5. Enter National Response Center Report Number (if applicable):
6. If you submitted a report to another Federal DOT agency, enter the agency and report number:
7. Location of Incident:
- City: CARTER  
County: CARTER  
State: KY  
Zip Code: (if known): 41128  
Street Address/Mile Marker/Yard Name/Airport/Body of Water/River Mile:  
14001 ST. HWY. 9
8. Mode of Transportation: Highway
9. Transportation Phase: Unloading
10. Carrier/Reporter:
- Name: LEWIS TRANSPORT, INC.  
Street: 116 CAMPBELLSVILLE ST, MUNIC. BLDG STE 3  
City: COLUMBIA  
State: KY  
Zip Code: 42728  
Federal DOT Id Number: 225330  
Hazmat Registration Number: 050509550039RT
11. Shipper/Officer:
- Name: MARATHON PETROLEUM CO., LLC  
Street: 539 S. MAIN ST.  
City: Findlay  
State: OH  
Zip Code: 45839  
Waybill/Shipping Paper: 902418  
Hazmat Registration Number:
12. Origin (if different from shipper address)
- Street: 8023 CRIDER RD.  
City: Catlettsburg  
State: KY  
Zip Code: 41129
13. Destination:
- Street: 14001 ST HWY 9  
City: CARTER  
State: KY  
Zip Code: 41128
14. Proper Shipping Name of Hazardous Material: DIESEL FUEL
15. Technical/Trade Name: #2 MV15 DIESEL DYED
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) 650 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: NO MARKINGS GIVEN

(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:  
Material of Construction:  
Head Type (Drums only):

Packaging Type:  
Material of Construction:

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

**Single Package or Outer Packaging:**

**Single Package or Inner Packaging (if any):**

Package Capacity: 0  
Amount in Package: 0  
Number in Shipment: 0  
Number Failed: 0

Package Capacity:  
Amount in Package:  
Number in Shipment:  
Number Failed:

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

Manufacturer:  
Serial Number:  
Material of Construction: (if Tank Car, CTMV, Portable Tank, or Cylinder)  
Design Pressure: (if Tank Car, CTMV, Portable Tank)  
Shell Thickness: (if Tank Car, CTMV, Portable Tank)  
Head Thickness: (if Tank Car, CTMV)  
Service Pressure: (if Cylinder)  
If valve or device failed:  
Type:  
Model:  
Manufacturer:

Manufacture Date:  
Last Test Date:

**29. If the packaging is for Radioactive Materials, complete the following:**

Packaging Category:  
Packaging Certification:  
Certification Number:  
Nuclide(s) Present:  
Activity:  
Critical Safety Index:

Transport 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:                  | False |
| - No Release:             | False |                                          |       |

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

- Fire/EMS Report #: False  
Police Report #: False  
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: \$ 1,950.00  
Carrier Damage: \$ 0.00  
Property Damage: \$ 0.00  
Response Cost: \$ 0.00  
Remediation/Cleanup Cost: \$ 0.00

(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?

False

If yes, provide the following information:

Estimated speed (mph):  
Weather conditions:  
Vehicle overturned?  
Vehicle left roadway/track?

## 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:

Driver hooked up trucks pump on the off-side of truck to the above ground tank, came around and checked pump on the driver side of truck to make sure cap was secure. Driver turned on the PTO and pumped approximately 1,000 gallons of product off the tanker and felt comfortable with the operation and entered the truck to bump up the pumpspeed. Driver noticed that the motor on the truck relaxed. Driver looked around and saw that product was coming out of the pump on the driver side. He immediately shut down the PTO, shut down the truck, could not get to the emergency shut-off valve for the product coming out of the pump so he ran around the truck and shut down the valve handles to stop the flow of product. The cap on the driver side of the pump had vibrated loose and pressure caused it to blow off. The driver had secured it with a double-eye hook. One side of the hook had a quarter inch opening in it and the dog ear ring worked through the opening and allowed the cap to open up and blow off. When product flow stopped personnel working on site began to dam up the product and also began to dump gravel and lime mixture to soak up the product. The driver notified dispatch and home office of spill. Home office immediately notified KY EPA, NRC and Weavertown Environmental for remediation and clean-up.

## 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:

Follow up training was done with the driver. Safety personnel discussed and made the decision to purchase new caps with locking mechanisms on them which will help eliminate the use of the double-eye hooks. It is Lewis' procedure to also use velcro straps around the dog ears as an additional safety step to secure the cap, however, the strap was not used in this incident.

## PART VIII – CONTACT INFORMATION

|                             |                                                                                  |
|-----------------------------|----------------------------------------------------------------------------------|
| Contact's Name:             | TAMMY HUFF                                                                       |
| Contact's Title:            | SAFETY DIRECTOR                                                                  |
| Business Name and Address:  | LEWIS TRANSPORT, INC.<br>116 CAMPBELLSVILLE ST, MUNICIPAL BLDG Columbia KY 42728 |
| E-mail Address:             | safety@lewistransportinc.com                                                     |
| Telephone Number:           | 2703844132                                                                       |
| Fax Number:                 | 2703859844                                                                       |
| Hazmat Registration Number: |                                                                                  |
| Date:                       | 05/28/2010                                                                       |
| Preparer is:                | Carrier                                                                          |