

414097

**BEFORE THE  
UNITED STATES DEPARTMENT OF TRANSPORTATION  
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION**

**IN THE MATTER OF:**

**Remington Arms Company, Inc.  
a subsidiary of RACI Holding, Inc.  
(Respondent)**

PHMSA CASE NUMBER

06-0116-BM-SW  
Docket No.  
PHMSA 2006-25249 -1

**FINAL ORDER**

**By this Order, I find that Remington Arms Company, Inc., a subsidiary of RACI Holding, Inc. (Respondent) committed two (2) violations of the Hazardous Materials Regulations (HMR), 49 C.F.R. Parts 171-180, and I assess Respondent a \$6,290 civil penalty.**

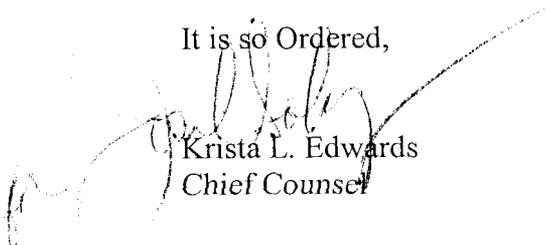
On June 27, 2006, the Office of the Chief Counsel issued a Notice of Probable Violation ("Notice") to Respondent proposing a \$6,290 civil penalty for two (2) violations of the HMR. On July 21, 2006, Respondent submitted a payment in the amount of \$6,290. By paying the full amount of the civil penalty proposed in the Notice, Respondent admitted the violations as alleged in the Notice (49 C.F.R. § 107.315). Therefore, I find that Respondent committed the violations as set forth in the Notice.

These violations shall constitute a prior violation under 49 U.S.C. § 5123 in the event Respondent commits any future violation of the Federal hazardous materials transportation law, 49 U.S.C. § 5101 *et seq.*, or the HMR.

By paying the proposed civil penalty, Respondent waived all rights to further respond to the Notice and to appeal this Order. Accordingly, PHMSA accepts Respondent's July 21, 2006 payment in full satisfaction of the civil penalty proposed in the Notice and PHMSA shall close this case with prejudice.

Dated: 9/12/06

It is so Ordered,

  
Krista L. Edwards  
Chief Counsel

## CERTIFICATE OF SERVICES

This is to certify that on the SEP 19 2006 day of September 2006 the undersigned served in the following manner the designated copies of this Order to each party listed below:

Mr. Leon J. Hendrix, Jr. CHB Remington Arms company, Inc., a subsidiary of RACI Holding, Inc. 870 Remington Dr. Madison, NC 27025	Original Order Certified Mail Return Receipt
Mr. Doug Smith, Enforcement Officer Office of Hazardous Materials Enforcement 400 Seventh Street, S.W. Washington, D.C. 20590-0001	One Copy Electronic
Mr. Billy Hines, Chief Hazardous Materials Enforcement Office Southwest Region, PHH-45 8701 S. Gessner Road Suite 1110 Houston, TX 77074	One Copy Electronic
Vincent M. Lopez, Attorney Pipeline and Hazardous Materials Safety Administration 400 Seventh Street, S.W. Washington, DC 20590-0001	One Copy to File
U.S. DOT Dockets U.S. Department of Transportation 400 Seventh Street, S.W., RM PL-401 Washington, D.C. 20590	One Copy Personal Delivery

SEP 19 2006

  
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Willard Walker