

D406

#### COMPRESSED GAS (PRESSURE VESSELS) AND CRYOGENIC LIQUIDS

Prior to shipment of goods purchased hereunder, Seller will ensure that all vessels containing material meeting the definition of compressed gas or cryogenic liquid (see definitions below) is identified with the appropriate Department of Transportation (DOT) specification number unless exempted by statutes or government rules, regulations, or orders. If so exempted, Seller will provide Buyer with three copies of written certification giving the nature and authority for exemption. Unless compressed gases or cryogenic liquids are supplied in DOT specification cylinders or exempted as described above, Seller will obtain and submit to Buyer a DOT exemption or, for Department of Defense contracts, a certificate of equivalency (COE). In each case, Seller will submit three copies of the DOT exemption or the COE, as applicable, to Buyer before shipment.

#### Definitions:

"Compressed gas" is any material or mixture having in the container an absolute pressure exceeding 40 psi at 70 deg. F or 104 psi at 130 deg. F.

"Cryogenic liquid" is a refrigerated, liquefied gas having a boiling point colder than -130 deg. F (-90 deg. C) at one atmosphere, absolute.