



Henry H. Kramer, Ph.D., FACNP  
Executive Director

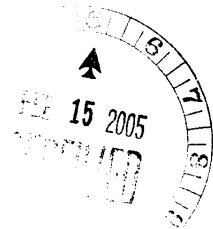
*Council on Radionuclides and Radiopharmaceuticals, Inc.*

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February 15, 2005

The Honorable Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, D.C. 20423

FD 34662

Re: CSX Transportation, Inc.'s Petition for Declaratory Order regarding Bill #16-77, the  
"Terrorism Prevention in Hazardous Materials Transportation Emergency Act of 2005"

Dear Secretary Williams:

The Council on Radionuclides and Radiopharmaceuticals (CORAR)<sup>1</sup> unequivocally supports CSX Transportation, Inc.'s petition to the Surface Transportation Board to issue an order that the District of Columbia Bill #16-77 is preempted by federal law. In order to promote the safe and efficient transport of hazardous materials, it is necessary to have uniform regulations issued from federal agencies that view transportation patterns of the Nation in its entirety. Historically, federal statutes have preempted the states regarding the transport of materials to ensure that a patchwork of inconsistent regulations did not heighten the risks associated with the transport of hazardous material.

CORAR is comprised of the manufacturers and distributors of radiopharmaceuticals. Radiopharmaceuticals are used in 16 million procedures across the United States annually to diagnose and treat illnesses such as heart disease, cancer, and Alzheimer's disease. Radiopharmaceuticals have short half-lives, some as brief as 6 hours, and any delay can render the product unusable. More importantly, the results of these delays are postponed medical procedures which could endanger patient lives and increased medical costs.

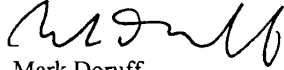
While CORAR's products and movements are not directly affected by the D.C. ordinance, we believe that it will establish a dangerous precedent for hazardous materials transportation in general which could lead to other states and cities adopting similar legislation. The ramifications

<sup>1</sup>CORAR members include the major manufacturers and distributors of radiopharmaceuticals, radioactive sources and research radionuclides used in the United States for therapeutic and diagnostic medical applications and for industrial, environmental and biomedical research and quality control.

of this will be less efficiency, increased safety risks, and, for CORAR specifically, the possibility that important medical procedures could be unnecessarily delayed.

CORAR respectfully asks the Surface Board of Transportation to uphold CSX Transportation, Inc.'s Petition of Declaratory Order and thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Doruff', written in a cursive style.

Mark Doruff  
Chairman, Transportation Committee  
Council on Radionuclides and Radiopharmaceuticals