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Date: June 8, 2006
To: To Whom It May Concern
Subject: Discover Branded Sealed Lead Acid Batteries
Non-Restricted Status Under Department of Transportation
(D.O.T) Regulations

We hereby certify that Discover Branded Sealed Lead Acid Batteries conform to the Non-spillable battery requirements as they meet the requirements in the Code of Federal Regulations 49 (CFR 49) section 173.159 (d).

49 CFR 173.159 (d) states:

A nonspillable wet electric storage battery is exempt from all other requirements of this subchapter under the following conditions:

1. The battery must be protected against short circuits and securely packaged;
2. The battery and outer packaging must be plainly and durably marked "NON-SPILLABLE" or NON-SPILLABLE BATTERY"
3. The battery must be capable of withstanding the vibration and pressure differential tests specified in 49 CFR 173.159 (d)(3)(i) and 49 CFR 173.159(d)(3)(ii); and
4. At a temperature of 55°C (131°F), the battery must not contain any unabsorbed free-flowing liquid, and must be designed so that electrolyte will not flow from a ruptured or cracked case.

The Discover batteries are packed in such a way to prevent short circuits, securely packaged, marked "NON-SPILLABLE" or "NON-SPILLABLE BATTERY", and have been tested by an independent laboratory in accordance with the DOT regulations. Therefore, they do not require performance oriented packaging, hazardous materials markings (eg., UN number), or a hazardous materials label.

In addition, Discover branded rechargeable sealed lead acid batteries conform to the International Air Transport Association (IATA), 45th Edition, Packing Instruction 806 including Special Provision A67 and the International Maritime Dangerous Goods code (IMDG) 2004 Edition, including Special Provision 238, which classifies them as non-regulated goods.

This notice is to clarify to shippers and transporters that the batteries listed are packaged and marked in accordance to 49 CFR 173.159(d) and are determined to be in compliance with IATA, Packing Instruction 806 including Special Provision A67 and IMDG. Therefore these batteries are not restricted for shipment by air or any other means of transportation and are exempted from the hazardous material category.

If you have any further questions, please do not hesitate to contact Discover engineering@discover-energy.com.