U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

1200 New Jersey Avenue, SE
Washington, DC 20590

October 19, 2026

Helen Kozlova
Operations Manager
Win Win Commerce LLC
800 SE 4th Ave, STE 711
Hallandale Beach, FL 33009

Reference No. 25-0152

Dear Ms. Kozlova:

This letter is in response to your November 18, 2025 email requesting clarification of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) applicable to the hazardous materials classification of a product identified as "Christmas Crackers with Snap Effect" containing 0.000325 g silver fulminate. In addition, the Safety Data Sheet you provided states that the "total active powder content per cracker < 0.001 g—below transport and classification limits," and the product is "not meeting criteria for Class 1 explosives when incorporated into finished crackers."

We have paraphrased and answered your questions as follows:

Q1. You ask if the product described qualifies as a novelty device?

A1. Yes. In accordance with Table 2 to § 173.64(b)(3)(iv), "Authorized Novelty Devices and Specifications," the "Christmas Crackers with Snap Effect" described in your letter would qualify as a novelty device. It is the responsibility of the manufacturer or shipper to ensure that the device meets the specific requirements for "Snappers," which include containing not more than 1.0 milligram of silver fulminate. In addition, the inner packaging must not contain more than 50 "Snappers" and must include sawdust or other impact-absorbing materials.

Q2. You ask if your product is exempt from being regulated as an explosive under the HMR?

A2. Yes. Under § 173.64(b)(3) novelty devices are not regulated as explosives when transported by surface modes (motor vehicle, rail, or vessel), if the novelty devices comply with all construction, formulation, and packaging requirements. Under these conditions, an EX-approval or FC certification letter is not required. However, the burden of compliance rests with the shipper to ensure the device successfully passes the thermal stability test specified in § 173.64(a)(2). In addition, devices must be in strong outer

packagings not exceeding a maximum gross weight of 30 kg (66.2 lbs.), as required by § 173.64(b)(3)(ii). Lastly, § 173.64(b)(3)(iii) requires that each outer package be plainly marked: "NOVELTIES, IN CONFORMANCE WITH § 173.64, NOT REGULATED, EXCEPT WHEN TRANSPORTED BY AIR."

I hope this information is helpful. Please contact us if we can be of further assistance.

Sincerely,

Alexander Wolcott
Acting Chief, Regulatory Review & Reinvention
Standards and Rulemaking Division

Cajar, J.
25-0152

From: INFOCNTR (PHMSA)
To: Baker, Yul (PHMSA)
Cc: Hazmat Interps
Subject: FW: Request for PHMSA Letter of Interpretation - Robin Reed Crackers
Date: Wednesday, November 19, 2025 11:06:26
Attachments: image.png
RR SDS 6062 (B0CJM9KTDR).pdf

Good morning, Yul,

Please see the below interpretation request, and the attached SDS.

Let us know if you need anything,

-Breanna

From: Helen Kozlova <kozlovaelena1994@gmail.com>
Sent: Tuesday, November 18, 2025 9:51 AM
To: INFOCNTR (PHMSA) <INFOCNTR.INFOCNTR@dot.gov>
Subject: Request for PHMSA Letter of Interpretation - Robin Reed Crackers

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Dear PHMSA Hazardous Materials Information Center,

My name is Olena, and I represent Win Win Commerce LLC, a company that resells products on the Amazon marketplace. I am writing to request clarification regarding the classification of Robin Reed Handmade Luxury English Festive Party Decorations - 6 x 12 inch - Holly Berry with Pine Cones and Bells (Robin Reed Crackers) under the HMR (49 CFR Parts 100-185).

Composition (per unit): 0.000325 g silver fulminate + 0.000175 g starch = 0.5 mg total.
Regulatory question: According to PHMSA Letter of Interpretation 19-0063, snapper novelty devices containing up to 1 mg of silver fulminate are considered novelties and are NOT regulated as explosives. We kindly request confirmation that our product qualifies as a novelty device and is exempt from explosive regulation under the HMR.

Safety data sheet is attached.

We would greatly appreciate your prompt review and written confirmation, as receiving your response will significantly increase our chances of successfully reclassifying Robin Reed products in our Amazon compliance requests. Please let us know if any additional information is required.Thank you very much for your attention.

Sincerely,
Helen Kozlova
Operations Manager

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+1 786 297 7972

WIN WIN
COMMERCE