



U.S. Department
of Transportation

**Research and
Special Programs
Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

FEB 8 2000

Mr. Mike Campbell
Tech-USA Marine Products
800 Ryan Point Road
Accokeek, MD 20607

Ref. No. 99-0312

Dear Mr. Campbell:

This is in response to your letter dated November 10, 1999, and subsequent telephone conversation with Eric Nelson of our staff regarding classing marine coating and cleaning products under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180).

Based on subsequent information sent to this Office and additional telephone conversations with Mr. Nelson, it is the opinion of this Office that your products are not subject to the requirements of the HMR. However, under § 173.22 of the HMR, it is the shipper's responsibility to properly class a hazardous material. Generally, manufacturers have the knowledge to properly class the materials and products they produce, although it may be necessary to enlist an outside laboratory to assist in classification process, as testing may have to be conducted to see how a product compares to the criteria for various hazard classes.

I hope this satisfies your request.

Sincerely,

Delmer F. Billings
Chief, Standards Development
Office of Hazardous Materials Standards



990312

173.22

Nelson
\$ 173.22
99-0312

FAX Cover Sheet

To: Department of Transportation
Hazardous Materials Information Center
Attn: Erik
Phone 800.467.4922
FAX 202.366.3012

From: Tech-USA Marine Products
Mike Campbell
Phone 301.292.3025
FAX 301.292.6283

Included in this transmission, please find the Material Safety Data Sheet for the following two products

Allguard Teakguard - a protective coating for marine teak wood

Allguard Teakguard Teak Cleaner - a cleaner for marine teak wood

I need to determine the transportation classification for these items so that UPS or the Post Office can tell us if there is any restriction on the shipping of these products.

Sincerely,
Mike Campbell