



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

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

MAR 30 2000

Mr. Robert Haney
Innowave Incorporated
3201 Farnam Street
Omaha, Nebraska 68131

Ref. No. 00-0075

Dear Mr. Haney:

This is in response to your letter dated March 1, 2000, and subsequent telephone conversation with Eric Nelson of our staff regarding the proper hazard class or division for your products, FreshCUP BioCleansing Solutions, 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, this Office can not determine the hazard class or division for your products. However, it is possible that these products may meet the definition of a corrosive liquid, and therefore subject to the HMR. We understand that these products are to be imported into the United States from Israel.

Under § 173.22 of the HMR, it is the shipper's responsibility to properly class a hazardous material, and it may be necessary to test these products to determine their proper hazard class or division. As provided by § 171.12, it is the importer's responsibility to furnish to the shipper and forwarding agent at the place of entry into the United States, complete information as to the requirements of the HMR. In addition to the requirements of the HMR, international air and vessel shipments of hazardous materials are subject to the provisions of the International Civil Aviation Organization's Technical Instructions and/or the International Maritime Dangerous Goods Code.

I hope this satisfies your request.

Sincerely,

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



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March 1, 2000

Ms. Gail P. Mayhew
Office of Hazardous Materials Standards,
Research & Special Programs Administration
U.S. Department of Transportation
400 Seventh Street, S.W.
Room 8407
Washington, D.C. 20590

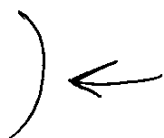
RE: FreshCUP Project - Biocleansing Solution

Dear Ms. Mayhew:

By way of introduction, innowave incorporated is a water purification company based out of Omaha. We are a subsidiary of the Mutual of Omaha Insurance Companies. We are hoping that you can assist us in clarifying some of the regulatory issues associated with a new product we are going to import from Israel called the FreshCUP.

The FreshCUP utilizes a BioCleansing Solution, and I am enclosing a copy of the MSDS sheets for that solution. We are trying to make sure there are no DOT regulations that we have overlooked concerning the transport of the soap solution. We eventually plan to sell this product in all of the 50 states and want to make sure there are no outstanding regulatory concerns.

We would very much appreciate a written statement from your office as to whether there are any special permits, procedures, labels, etc. required for the transport of the FreshCUP detergent. If we do not hear back from your office by April 1, 2000, we will assume that we have met all of the applicable standards.



Thanks for your help. I look forward to receiving your response. In the meantime, please don't hesitate to contact me should you have any questions.

Very truly yours,

Bob Haney
Product Manager

Enclosure

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www.innowave.com

