



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

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

MAR 21 2003

Mr. William L. Mobeck
Sea Sweep, Inc.
2305 S. Syracuse Way, Suite 5
Denver, Colorado 80231

RefNo.: 03-0008

Dear Mr. Mobeck:

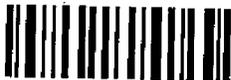
This is in response to your facsimile dated January 6, 2003, requesting clarification of the applicability of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) to your product, Sea Sweep (wood chips) a by product of saw dust. In your letter you provided a copy of the Material Safety Data Sheet (MSDS) for our review. You stated that the MSDS for this material indicates that it is not hazardous. However, the Port Authority in Spain, has requested a UN number for your product.

Under § 173.22, it is the shipper's responsibility to properly classify a hazardous material. This office does not generally perform this function. However, if a material does not meet one or more hazard class criteria in Part 173, and is not a hazardous substance, hazardous waste, or marine pollutant, it is not subject to the HMR. Therefore, based on the information you provided it is our opinion that Sea Sweep is not subject to the HMR.

I hope this information is helpful. Please contact us if you require additional assistance

Sincerely,

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



030008

173.22



SEA SWEEP, INC.

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F A X M E M O

Dated: January 6, 2003

To: Office of Hazardous Material Standards

From: William L. Mobeck

Re: Letter of Clarification

Fax No: 800-467-4922 202-366-3012

Reberford
3172. Tol
Applicability
03-0068

IF MATERIAL DOES NOT MEET CRITERIA FOR ANY HAZ. CLASS, IS NOT REGULATED.

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Gentlemen:

We are presently communicating with a company work on cleanup the oil spill in Spain and they have advised us that they have been asked what our UN number, we have sent by ship and aircraft in various countries and have never been asked for a UN number.

In communication with your office we have been advised that a UN number will not be required, therefore we sending this fax for the purpose of receiving a letter and/or fax outlining that our product Sea Sweep does not require a UN number when shipping to countries outside the U.S. because it is non hazardous.

Sea Sweep is a by product of saw dust (wood chips) that is thermolatically (heated) removing all of the moisture and oil within the saw dust (wood chips) and then bagged in 5, 10, 25 and 500 pound bags or used in booms and other Sea Sweep packaged items such as booms for oil spill containment and absorption and other packaged items, please refer to our web site www.seasweep.com The process does not use or contain any chemicals, etc.

Sea Sweep absorbs crude oil, refined hydrocarbon and chemicals on either hard surface or water upon contact. It is hydrophobic (repels water) and oleophilic (absorbs oil). Sea Sweep is biodegradeable and non-toxic. On water Sea Sweep will float indefinitely after absorbing spilled oil and due to its non leaching capabilities, it eliminates contamination to beaches, shore lines, wildlife and to both marine and bird species.

We are enclosing the Sea Sweep Material Safety Data Sheet (MSDA) and the first two page of our web site for your review.

Should you require any additional data, please fax us at 303 337 9784