



## MEMORANDUM

**TO:** Whom it may concern  
**FROM:** Chris Terpak  
**DATE:** February 29, 2016  
**SUBJECT: SDS EXEMPTION – NDI WET WIPES**

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Wet wipes are defined as a “cosmetic” or “article” and are manufactured in compliance with applicable regulations outlined in the Federal Food, Drug, and Cosmetic Act (FD&C Act) and the US Department of Labor Occupational Safety & Health Administration (OSHA) guidelines.

As stated in 29 CFR 1910.1200(c), an “*article means a manufactured item other than a fluid or particle: (i) which is formed to a specific shape or design during manufacture; (ii) which has end use function(s) dependent in whole or in part upon its shape or design during end use; and (iii) which under normal conditions of use does not release more than very small quantities, e.g., minute or trace amounts of a hazardous chemical (as determined under paragraph (d) of this section), and does not pose a physical hazard or health risk to employees*”. All wet wipes manufactured at Nutek Disposables Inc. (NDI) meet the aforementioned definition and are specifically exempt from the labeling and Safety Data Sheet (SDS) coverage under the standard as stated in 29 CFR 1910.1200(b)(6)(v). Accordingly we are not required to create SDSs for our products.

Sincerely,

Chris Terpak  
Quality Manager  
Nutek Disposables, Inc.