



John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

Eval. 004  
Ent. 001

October 3, 2013

CERTIFIED MAIL

Mr. Edward J. Hobart  
301 East Water Street  
Troy, Ohio 45373

**RE: Hobart Cabinet  
Notice of Violation  
OHD004268520  
RCRA C – Hazardous Waste  
Miami County**

Dear Mr. Hobart:

Thank you for assisting the Ohio Environmental Protection Agency (Ohio EPA) on the September 6, 2013, focused compliance inspection of Hobart Cabinet located at 301 East Water Street, Troy, Ohio. Madelyn Smith and I represented Ohio EPA. The purpose of the inspection was to determine the status of three (3) 55-gallon hazardous waste containers of tetrachloroethylene (PCE). The hazardous waste containers of PCE have been on-site since Hobart Cabinet's vapor degreaser unit was dismantled in 2008. Ohio EPA determined Hobart Cabinet is in violation of the following Ohio hazardous waste laws:

**1) Accumulation time of hazardous waste, Ohio Administrative Code (OAC) 3745-52-34(D) and (F) state in part:**

- (D) A generator who generates greater than one hundred kilograms but less than one thousand kilograms of hazardous waste in a calendar month may, for one hundred eighty days or less, accumulate and/or conduct treatment of hazardous waste that is generated on-site without an Ohio hazardous waste permit.
- (F) A generator who generates greater than one hundred kilograms but less than one thousand kilograms of hazardous waste in a calendar month is an operator of a storage and/or treatment facility if: (b) He, for more than one hundred eighty days accumulates and/or conducts treatment of hazardous waste that is generated on-site.

**Treatment, Storage, Disposal, & Transportation, Ohio Revised Code (ORC) 3734.02(E)(2):** Except as provided in division (E)(3) of this section, no person shall establish or operate a hazardous waste facility. . .without a hazardous

waste facility installation and operation permit issued in accordance with section 3734.05 of the Revised Code. . .

As stated above, Hobart Brothers ceased operation of the vapor degreaser in 2008. The clean out of the unit generated three (3) 55-gallon containers of hazardous waste PCE. The hazardous waste PCE containers have been stored on-site since 2008. Hobart Brothers does not maintain a hazardous waste facility installation and operation permit. **Therefore, Hobart Brothers is in violation of ORC 3734.02(E)(2).**

To return to compliance, you need to immediately dispose of the hazardous waste PCE containers in accordance with Ohio's hazardous waste laws. Within seven (7) days of receipt of this letter, you are required to provide documentation to this office including the steps taken to abate the violation cited above.

Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734 of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance.

Failure to list specific deficiencies in this communication does not relieve you from the responsibility of complying with all applicable hazardous waste regulations. This letter does not relieve you from liability for any past or present violations of Ohio's hazardous waste laws.

During the focused inspection, we discussed the powder coating that is still used (Sherwin Williams Regal Red and Rocket White). Both powder coats are non-hazardous per their Material Safety Data Sheets (MSDS). I have enclosed copies of the MSDS for your records.

Should you have any questions, please feel free to call me at (937) 285-6093.

Sincerely,



Cathy L. Altman  
Environmental Specialist II  
Division of Materials and Waste Management

Enclosure

ec: DMWM Data Entry/Facility File  
Madelyn Smith, DERR, SWDO

CLA\bp

Regal Red

## MATERIAL SAFETY DATA SHEET

PRS8-C0008  
10 00

DATE OF PREPARATION  
Nov 10, 2012

### SECTION 1 — PRODUCT AND COMPANY IDENTIFICATION

**PRODUCT NUMBER**

PRS8-C0008

**PRODUCT NAME**

POWDURA® TGIC Polyester Powder Coating, Regal Red

**MANUFACTURER'S NAME**

THE SHERWIN-WILLIAMS COMPANY  
101 Prospect Avenue N.W.  
Cleveland, OH 44115

**Telephone Numbers and Websites**

<b>Regulatory Information</b>	(216) 566-2902
<b>Medical Emergency</b>	(216) 566-2917
<b>Transportation Emergency*</b>	(800) 424-9300
*for Chemical Emergency ONLY (spill, leak, fire, exposure, or accident)	

### SECTION 2 — COMPOSITION/INFORMATION ON INGREDIENTS

% by Weight	CAS Number	Ingredient	Units	Vapor Pressure
5	2451-62-9	<b>Triglycidyl Isocyanurate</b>		
		ACGIH TLV	0.05 MG/M3	
		OSHA PEL	Not Available	
23	7727-43-7	<b>Barium Sulfate</b>		
		ACGIH TLV	10 mg/m3 as Dust	
		OSHA PEL	10 mg/m3 Total Dust	
		OSHA PEL	5 mg/m3 Respirable Fraction	
2	13463-67-7	<b>Titanium Dioxide</b>		
		ACGIH TLV	10 mg/m3 as Dust	
		OSHA PEL	10 mg/m3 Total Dust	
		OSHA PEL	5 mg/m3 Respirable Fraction	

### SECTION 3 — HAZARDS IDENTIFICATION

**ROUTES OF EXPOSURE**

INHALATION of dust.

EYE or SKIN contact with the product or dust.

**EFFECTS OF OVEREXPOSURE**

**EYES:** Irritation.

**SKIN:** Prolonged or repeated exposure to dust may cause irritation.

**INHALATION:** Irritation of the upper respiratory system.

**SIGNS AND SYMPTOMS OF OVEREXPOSURE**

Redness and itching or burning sensation may indicate eye or excessive skin exposure.

**MEDICAL CONDITIONS AGGRAVATED BY EXPOSURE**

May cause allergic skin reaction in susceptible persons or skin sensitization.

**CANCER INFORMATION**

For complete discussion of toxicology data refer to Section 11.

**HMIS Codes**

<b>Health</b>	2*
<b>Flammability</b>	1
<b>Reactivity</b>	1

### SECTION 4 — FIRST AID MEASURES

**EYES:** Flush eyes with large amounts of water for 15 minutes. Get medical attention.

**SKIN:** Wash affected area thoroughly with soap and water.  
If irritation persists or occurs later, get medical attention.

Remove contaminated clothing and launder before re-use.

**INHALATION:** If affected, remove from exposure. Restore breathing. Keep warm and quiet.

**INGESTION:** Do not induce vomiting. Get medical attention immediately.

**SECTION 5 — FIRE FIGHTING MEASURES**

<b>FLASH POINT</b>	<b>LEL</b>	<b>UEL</b>	<b>FLAMMABILITY CLASSIFICATION</b>
Not Applicable	Not	Not	Not Applicable
	Applicable	Applicable	<b>EXTINGUISHING MEDIA</b>

Carbon Dioxide, Dry Chemical, Foam

**UNUSUAL FIRE AND EXPLOSION HAZARDS**

Dust at sufficient concentrations can form explosive mixtures with air.

During emergency conditions overexposure to decomposition products may cause a health hazard. Symptoms may not be immediately apparent. Obtain medical attention.

**SPECIAL FIRE FIGHTING PROCEDURES**

Full protective equipment including self-contained breathing apparatus should be used.

Water spray may be ineffective. If water is used, fog nozzles are preferable. Water may be used to cool closed containers to prevent pressure build-up and possible autoignition or explosion when exposed to extreme heat.

**SECTION 6 — ACCIDENTAL RELEASE MEASURES**

**STEPS TO BE TAKEN IN CASE MATERIAL IS RELEASED OR SPILLED**

Remove all sources of ignition.

Sweep up material taking care not to generate airborne dust.

**SECTION 7 — HANDLING AND STORAGE**

**STORAGE CATEGORY**

Not Applicable

**PRECAUTIONS TO BE TAKEN IN HANDLING AND STORAGE**

Store in a cool, dry area out of direct sunlight.

Keep container closed when not in use. Transfer only to approved containers with complete and appropriate labeling. Do not take internally.

Keep out of the reach of children.

**SECTION 8 — EXPOSURE CONTROLS/PERSONAL PROTECTION**

**PRECAUTIONS TO BE TAKEN IN USE**

Use only with adequate ventilation.

Avoid eye and prolonged skin contact with dust. Avoid generating or breathing airborne dust.

Wash hands after using.

This coating may contain materials classified as nuisance particulates (listed "as Dust" in Section 2) which may be present at hazardous levels only during sanding or abrading of the dried film. If no specific dusts are listed in Section 2, the applicable limits for nuisance dusts are ACGIH TLV 10 mg/m3 (total dust), 3 mg/m3 (respirable fraction), OSHA PEL 15 mg/m3 (total dust), 5 mg/m3 (respirable fraction).

**VENTILATION**

Local exhaust preferable. General exhaust acceptable if the exposure to materials in Section 2 is maintained below applicable exposure limits. Refer to OSHA Standards 1910.94, 1910.107, 1910.108.

**RESPIRATORY PROTECTION**

If personal exposure cannot be controlled below applicable limits by ventilation, wear a properly fitted organic vapor/particulate respirator approved by NIOSH/MSHA for protection against materials in Section 2.

When sanding or abrading the dried film, wear a dust/mist respirator approved by NIOSH/MSHA for dust which may be generated from this product, underlying paint, or the abrasive.

**PROTECTIVE GLOVES**

Wear gloves which are recommended by glove supplier for protection against materials in Section 2.

**EYE PROTECTION**

Wear safety spectacles with unperforated sideshields.

**OTHER PROTECTIVE EQUIPMENT**

Use of barrier cream on exposed skin is recommended.

**SECTION 9 — PHYSICAL AND CHEMICAL PROPERTIES**

**PRODUCT WEIGHT** 13.01 lb/gal 1559 g/l

**SPECIFIC GRAVITY** 1.57

**BOILING POINT** Not  
Applicable

**MELTING POINT** Not Available

**VOLATILE VOLUME** 0%

**EVAPORATION RATE** Not Available

**VAPOR DENSITY** Not Available

**SOLUBILITY IN WATER** Not Available

**VOLATILE ORGANIC COMPOUNDS (VOC Theoretical - As Packaged)**

0.00 lb/gal 0 g/l Less Water and Federally Exempt Solvents

0.00 lb/gal 0 g/l Emitted VOC

**SECTION 10 — STABILITY AND REACTIVITY**

**STABILITY — Stable**  
**CONDITIONS TO AVOID**

High concentrations of airborne dust which may ignite explosively.

**INCOMPATIBILITY**

Strong oxidizers, acids or alkalies.

**HAZARDOUS DECOMPOSITION PRODUCTS**

By fire: Carbon Dioxide, Carbon Monoxide

**HAZARDOUS POLYMERIZATION**

Will not occur

**SECTION 11 — TOXICOLOGICAL INFORMATION**

**CHRONIC HEALTH HAZARDS**

IARC's Monograph No. 93 reports there is sufficient evidence of carcinogenicity in experimental rats exposed to titanium dioxide but inadequate evidence for carcinogenicity in humans and has assigned a Group 2B rating. In addition, the IARC summary concludes, "No significant exposure to titanium dioxide is thought to occur during the use of products in which titanium is bound to other materials, such as paint."

**TOXICOLOGY DATA**

CAS No.	Ingredient Name			
2451-62-9	Triglycidyl Isocyanurate	LC50 RAT	4HR	Not Available
		LD50 RAT		188 mg/kg
7727-43-7	Barium Sulfate	LC50 RAT	4HR	Not Available
		LD50 RAT		Not Available
13463-67-7	Titanium Dioxide	LC50 RAT	4HR	Not Available
		LD50 RAT		Not Available

**SECTION 12 — ECOLOGICAL INFORMATION**

**ECOTOXICOLOGICAL INFORMATION**

No data available.

**SECTION 13 — DISPOSAL CONSIDERATIONS**

**WASTE DISPOSAL METHOD**

Waste from this product is not hazardous as defined under the Resource Conservation and Recovery Act (RCRA) 40 CFR 261. Incinerate in approved facility. Do not incinerate closed container. Dispose of in accordance with Federal, State/Provincial, and Local regulations regarding pollution.

**SECTION 14 — TRANSPORT INFORMATION**

Multi-modal shipping descriptions are provided for informational purposes and do not consider container sizes. The presence of a shipping description for a particular mode of transport (ocean, air, etc.), does not indicate that the product is packaged suitably for that mode of transport. All packaging must be reviewed for suitability prior to shipment, and compliance with the applicable regulations is the sole responsibility of the person offering the product for transport.

**US Ground (DOT)**

Not Regulated for Transportation.

**Canada (TDG)**

Not Regulated for Transportation.

**IMO**

Not Regulated for Transportation.

**IATA/ICAO**

Not Regulated for Transportation.

**SECTION 15 — REGULATORY INFORMATION**

**SARA 313 (40 CFR 372.65C) SUPPLIER NOTIFICATION**

CAS No.	CHEMICAL/COMPOUND	% by WT	% Element
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No ingredients in this product are subject to SARA 313 (40 CFR 372.65C) Supplier Notification.

**CALIFORNIA PROPOSITION 65**

WARNING: This product contains chemicals known to the State of California to cause cancer and birth defects or other reproductive harm.

**TSCA CERTIFICATION**

All chemicals in this product are listed, or are exempt from listing, on the TSCA Inventory.

**SECTION 16 — OTHER INFORMATION**

This product has been classified in accordance with the hazard criteria of the Canadian Controlled Products Regulations (CPR) and the MSDS contains all of the information required by the CPR.

The above information pertains to this product as currently formulated, and is based on the information available at this time. Addition of reducers or other additives to this product may substantially alter the composition and hazards of the product. Since conditions of use are outside our control, we make no warranties, express or implied, and assume no liability in connection with any use of this information.

Rocket White

## MATERIAL SAFETY DATA SHEET

PWS8-C0025  
08 00

DATE OF PREPARATION  
Jan 17, 2013

### SECTION 1 — PRODUCT AND COMPANY IDENTIFICATION

**PRODUCT NUMBER**

PWS8-C0025

**PRODUCT NAME**

POWDURA® TGIC Polyester Powder Coating, Rocket White

**MANUFACTURER'S NAME**

THE SHERWIN-WILLIAMS COMPANY  
101 Prospect Avenue N.W.  
Cleveland, OH 44115

**Telephone Numbers and Websites**

<b>Regulatory Information</b>	(216) 566-2902
<b>Medical Emergency</b>	(216) 566-2917
<b>Transportation Emergency*</b>	(800) 424-9300
*for Chemical Emergency ONLY (spill, leak, fire, exposure, or accident)	

### SECTION 2 — COMPOSITION/INFORMATION ON INGREDIENTS

% by Weight	CAS Number	Ingredient	Units	Vapor Pressure
5	2451-62-9	Triglycidyl Isocyanurate		
		ACGIH TLV	0.05 MG/M3	
		OSHA PEL	Not Available	
31	13463-67-7	Titanium Dioxide		
		ACGIH TLV	10 mg/m3 as Dust	
		OSHA PEL	10 mg/m3 Total Dust	
		OSHA PEL	5 mg/m3 Respirable Fraction	

### SECTION 3 — HAZARDS IDENTIFICATION

**ROUTES OF EXPOSURE**

INHALATION of dust.  
EYE or SKIN contact with the product or dust.

**EFFECTS OF OVEREXPOSURE**

**EYES:** Irritation.  
**SKIN:** Prolonged or repeated exposure to dust may cause irritation.  
**INHALATION:** Irritation of the upper respiratory system.

**SIGNS AND SYMPTOMS OF OVEREXPOSURE**

Redness and itching or burning sensation may indicate eye or excessive skin exposure.

**MEDICAL CONDITIONS AGGRAVATED BY EXPOSURE**

May cause allergic skin reaction in susceptible persons or skin sensitization.

**CANCER INFORMATION**

For complete discussion of toxicology data refer to Section 11.

**HMIS Codes**

<b>Health</b>	2*
<b>Flammability</b>	1
<b>Reactivity</b>	1

### SECTION 4 — FIRST AID MEASURES

**EYES:** Flush eyes with large amounts of water for 15 minutes. Get medical attention.  
**SKIN:** Wash affected area thoroughly with soap and water.  
If irritation persists or occurs later, get medical attention.  
Remove contaminated clothing and launder before re-use.  
**INHALATION:** If affected, remove from exposure. Restore breathing. Keep warm and quiet.  
**INGESTION:** Do not induce vomiting. Get medical attention immediately.

### SECTION 5 — FIRE FIGHTING MEASURES

<b>FLASH POINT</b>	<b>LEL</b>	<b>UEL</b>	<b>FLAMMABILITY CLASSIFICATION</b>
Not Applicable	Not Applicable	Not Applicable	Not Applicable
	Applicable	Applicable	<b>EXTINGUISHING MEDIA</b>

Carbon Dioxide, Dry Chemical, Foam

**UNUSUAL FIRE AND EXPLOSION HAZARDS**

Dust at sufficient concentrations can form explosive mixtures with air.  
 During emergency conditions overexposure to decomposition products may cause a health hazard. Symptoms may not be immediately apparent. Obtain medical attention.

**SPECIAL FIRE FIGHTING PROCEDURES**

Full protective equipment including self-contained breathing apparatus should be used.  
 Water spray may be ineffective. If water is used, fog nozzles are preferable. Water may be used to cool closed containers to prevent pressure build-up and possible autoignition or explosion when exposed to extreme heat.

**SECTION 6 — ACCIDENTAL RELEASE MEASURES**

**STEPS TO BE TAKEN IN CASE MATERIAL IS RELEASED OR SPILLED**

Remove all sources of ignition.  
 Sweep up material taking care not to generate airborne dust.

**SECTION 7 — HANDLING AND STORAGE**

**STORAGE CATEGORY**

Not Applicable

**PRECAUTIONS TO BE TAKEN IN HANDLING AND STORAGE**

Store in a cool, dry area out of direct sunlight.  
 Keep container closed when not in use. Transfer only to approved containers with complete and appropriate labeling. Do not take internally.  
 Keep out of the reach of children.

**SECTION 8 — EXPOSURE CONTROLS/PERSONAL PROTECTION**

**PRECAUTIONS TO BE TAKEN IN USE**

Use only with adequate ventilation.  
 Avoid eye and prolonged skin contact with dust. Avoid generating or breathing airborne dust.  
 Wash hands after using.  
 This coating may contain materials classified as nuisance particulates (listed "as Dust" in Section 2) which may be present at hazardous levels only during sanding or abrading of the dried film. If no specific dusts are listed in Section 2, the applicable limits for nuisance dusts are ACGIH TLV 10 mg/m3 (total dust), 3 mg/m3 (respirable fraction), OSHA PEL 15 mg/m3 (total dust), 5 mg/m3 (respirable fraction).

**VENTILATION**

Local exhaust preferable. General exhaust acceptable if the exposure to materials in Section 2 is maintained below applicable exposure limits. Refer to OSHA Standards 1910.94, 1910.107, 1910.108.

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 When sanding or abrading the dried film, wear a dust/mist respirator approved by NIOSH/MSHA for dust which may be generated from this product, underlying paint, or the abrasive.

**PROTECTIVE GLOVES**

Wear gloves which are recommended by glove supplier for protection against materials in Section 2.

**EYE PROTECTION**

Wear safety spectacles with unperforated sideshields.

**OTHER PROTECTIVE EQUIPMENT**

Use of barrier cream on exposed skin is recommended.

**SECTION 9 — PHYSICAL AND CHEMICAL PROPERTIES**

<b>PRODUCT WEIGHT</b>	13.34 lb/gal	1598 g/l
<b>SPECIFIC GRAVITY</b>	1.61	
<b>BOILING POINT</b>	Not Applicable	
<b>MELTING POINT</b>	Not Available	
<b>VOLATILE VOLUME</b>	0%	
<b>EVAPORATION RATE</b>	Not Available	
<b>VAPOR DENSITY</b>	Not Available	
<b>SOLUBILITY IN WATER</b>	Not Available	
<b>VOLATILE ORGANIC COMPOUNDS (VOC Theoretical - As Packaged)</b>		
	0.00 lb/gal	0 g/l
	0.00 lb/gal	0 g/l
		Less Water and Federally Exempt Solvents Emitted VOC

**SECTION 10 — STABILITY AND REACTIVITY**

**STABILITY — Stable  
CONDITIONS TO AVOID**

High concentrations of airborne dust which may ignite explosively.

**INCOMPATIBILITY**

Strong oxidizers, acids or alkalies.

**HAZARDOUS DECOMPOSITION PRODUCTS**

By fire: Carbon Dioxide, Carbon Monoxide

**HAZARDOUS POLYMERIZATION**

Will not occur

**SECTION 11 — TOXICOLOGICAL INFORMATION**

**CHRONIC HEALTH HAZARDS**

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CAS No.	Ingredient Name			
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		LD50 RAT		Not Available

**SECTION 12 — ECOLOGICAL INFORMATION**

**ECOTOXICOLOGICAL INFORMATION**

No data available.

**SECTION 13 — DISPOSAL CONSIDERATIONS**

**WASTE DISPOSAL METHOD**

Waste from this product is not hazardous as defined under the Resource Conservation and Recovery Act (RCRA) 40 CFR 261. Incinerate in approved facility. Do not incinerate closed container. Dispose of in accordance with Federal, State/Provincial, and Local regulations regarding pollution.

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CAS No.	CHEMICAL/COMPOUND	% by WT	% Element
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**CALIFORNIA PROPOSITION 65**

WARNING: This product contains chemicals known to the State of California to cause cancer and birth defects or other reproductive harm.

**TSCA CERTIFICATION**

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**SECTION 16 — OTHER INFORMATION**

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The above information pertains to this product as currently formulated, and is based on the information available at this time. Addition of reducers or other additives to this product may substantially alter the composition and hazards of the product. Since conditions of use are outside our control, we make no warranties, express or implied, and assume no liability in connection with any use of this information.

7012 1640 0000 4653 2421

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
*(Domestic Mail Only; No Insurance Coverage Provided)*

For delivery information visit our website at [www.usps.com](http://www.usps.com)®

*Mailed Oct. 3, 2013*

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

**SENDER:**  
*ROBYN WINSTEAD*

Postmark  
Here

**AUTHOR:**  
*CATHY L. ALTMAN*  
*-DMWM*

*Sent To*  
**MR EDWARD J HOBART**  
*Street, Apt. No., or PO Box No.*  
**301 E WATER ST**  
*City, State, ZIP+4*  
**TROY OH 45373**

PS Form 3800, August 2006 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
**MR EDWARD J HOBART**  
**301 E WATER ST**  
**TROY OH 45373**

2. Article Number  
*(Transfer from service label)*

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
*x [Signature]*  Agent  Addressee

B. Received by (*Printed Name*) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (*Extra Fee*)  Yes

7012 1640 0000 4653 2421