

From: Joe Holland [mailto:jholland@frtw.com]
Sent: Friday, May 28, 2010 6:23 PM
To: Michael O'Reardon
Cc: dyg (E-mail); Dave Bueche PhD; Gary Broughton
Subject: Comment on AC405

Hi Mike;

Attached is my comment on the latest version of AC405. We are unchanged in our opposition. If approved this AC will result in an inferior product being recognized.

Joe

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May 28, 2010

Mr. Theodore L. Droessler
Chairman, ICC-ES Evaluation Committee
Members, ICC-ES Evaluation Committee
Staff, ICC-ES
ICC Evaluation Services
5360 Workman Mill Road
Whittier, CA 90601

Re: Proposed Acceptance Criteria for Wood Structural Sheathing with Factory-Applied Fire Retardant Coating (AC405)

Mr. Chairman, Members of the Committee, and Staff:

We recommend the Committee vote to reject.

The material proposed for evaluation does not meet the criteria in Section 104.11 in the *International Building Code* or *International Residential Code*. AC405 is not in keeping with the intent of Section 104.11. Section 104.11 is quite clear it must be a product not currently recognized in the ICC family of codes. The Acceptance Criteria is in fact writing code. Code writing is a function of the membership and the code development process; not the Evaluation Service.

It is obvious from the sections cited and the required testing the acceptance criteria is attempting to establish equivalency to fire-retardant-treated wood. The testing proposed will not establish equivalency and is inappropriate. The scope of each standard makes that quite clear.

Testimony will be presented at the committee meeting demonstrating:

1. This is code writing; and,
2. that the requirements of Section 104.11 for quality, effectiveness, durability and safety have not been met.

This AC is not within the scope of Section 104.11 for alternate materials and must be rejected.

Sincerely yours,

Joseph T. Holland, III
Hoover Treated Wood Products