

577-570

3/26/2010

1 of 6

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460



United States
Environmental Protection
Agency

Office of Pesticide Programs

MAR 26 2010

The Sherwin-Williams Company
Environmental, Health and Regulatory Services
101 Prospect Avenue, N. W.
Cleveland, OH 44115-1075

Attention: Madelyn K. Harding, Corporate Manager
Regulatory Affairs

Subject: HMF Antifouling Paint
EPA Registration No. 577-570
Notification Dated March 18, 2010

This will acknowledge receipt of your notification, submitted under the provisions of FIFRA Section 3(c)(9).

Proposed Notification

- Addition of EPA Establishment Number 577-KS-02

General Comments

Based on a review of the submitted material, the following comments apply.

The Notification is in compliance with PR Notice 98-10 and is acceptable. This information has been made a part of your file.

If you have any questions concerning this letter, please contact Martha Terry at (703) 308-6217.

Sincerely,

A handwritten signature in cursive script that reads 'M Swindell'.

Marshall Swindell
Product Manager (33)
Regulatory Management Branch 1
Antimicrobials Division (7510P)

2010

(A) United States Environmental Protection Agency
Office of Pesticide Programs (7505C)
EPA Washington, DC 20460
Application for Pesticide:

Registration
 Amendment
 Notification

OOP Identifier Number

Section I

1. Company/Product Number
577- 570

2. EPA Product Manager
M. Swindell

3. Proposed Classification
 None Restricted

4. Company/Product (Name)
HMF Antifouling Paint

PM#
33

5. Name and Address of Applicant (Include ZIP Code)
**THE SHERWIN-WILLIAMS COMPANY
101 WEST PROSPECT AVENUE
CLEVELAND, OH 44115-1075**

6. Expedited Review. In accordance with FIFRA Section 3©(3)(b)(I), my product is similar or identical in composition and labeling to:
EPA Reg. No. _____
Product Name _____

Check if this is a new address

Section II

Amendment – Explain below

Resubmission in response to Agency letter

Notification – Explain below.

Final printed labels in response to Agency letter dated _____

“Me Too” Application.

Other – explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
Addition of EPA Establishment Number 577-KS-02

Section III

1. Material This Product Will Be Packaged In:

Child Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
Certification must be submitted.		If Yes, Unit Package wt. No. per Container	If Yes,* Package wgt. No. per Container

3. Location of Net Contents Information
 Label Container

4. Size(s) of Retail Container

5. Location of Label Directions
 On Label
 On Labeling accompanying product

6. Manner in Which Label Is Affixed To Product
 Lithograph Other (_____)
 Paper glued
 Stenciled

Section IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Madelyn K. Harding	Title Senior Corporate Manager Regulatory Affairs	Telephone No. (Include Area Code) (216) 566-2630
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Certification
I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment of both under applicable law.

2. Signature <i>Madelyn K. Harding</i>	3. Title Senior Corporate Manager Regulatory Affairs	6. Date Application Received (Stamped)
4. Typed Name Madelyn K. Harding	5. Date March 18, 2010	

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SHERWIN-WILLIAMS.

Environmental, Occupational Health & Regulatory Services
101 Prospect Avenue NW
Cleveland, Ohio 44115-1075
Facsimile: (216) 566-2730

BY FEDERAL EXPRESS

March 18, 2010

Mr. Marshall Swindell (PM 33)
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U. S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, Virginia 22202-4501

RE: EPA Registration Number 577-570, HMF Antifouling Paint
Application for Pesticide Notification

Dear Mr. Swindell,

This letter and the attached Application (OPP Identifier Number **155126**) serve as Notification of a very minor change to the label: the addition of the EPA Establishment Number 577-KS-02 to the label.

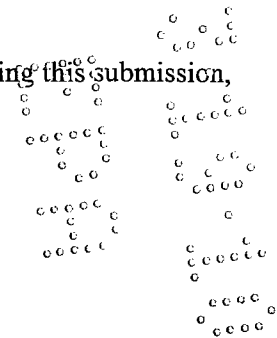
As required, I certify that this notification is consistent with PR 95-2 and EPA regulations at 40 CFR 152.46 and that no other changes have been made to the labeling of this product or the confidential statement of formula. I understand that it is a violation of 18 U. S. C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 95-2 and 40 CFR 152.46, then this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Thank you for your prompt attention to this matter. If you have any questions regarding this submission, please do not hesitate to contact me at 216-566-2630.

Sincerely,

Madelyn K. Harding, Corporate Manager
Regulatory Affairs

Attachment: OPP Identifier Number
5 Copies of the label, plus one with addition highlighted



4096

Front of Label

HMF ANTI-FOULING PAINT

Product Color (optional)

For protecting underwater ship hulls from marine growth

Product Number (optional)

ACTIVE INGREDIENT

Zinc Pyrithione	6.38%
1H-Pyrrole-3-carbonitrile,4-bromo-2-(4-chlorophenyl)-5-(trifluoromethyl),.....	7.28%

INERT INGREDIENTS.....	86.34%
TOTAL.....	100.00%

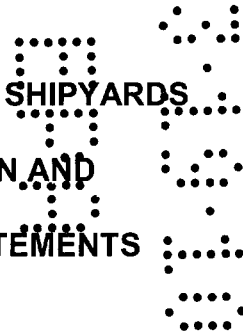
CONTAINS PETROLEUM DISTILLATES

5 U.S. Gal
18.92 L

EPA Reg. No.
577-570

EPA Est. No.
577-VA-01
577-CA-03
577-GA-01
577-KS-02

KEEP OUT OF REACH OF CHILDREN.
LIMITATION FOR USE BY COMMERCIAL OR GOVERNMENT SHIPYARDS
WARNING
COMBUSTIBLE! VAPOR HARMFUL. IRRITATES EYES, SKIN, AND
RESPIRATORY TRACT.
SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS



5066

Back or Side of Label

SeaGuard HMF Antifoulant is a solvent-based copper and tin free antifoulant coating, containing a unique blend of biocides to deter both soft and hard fouling.

- Contains unique metal-free organic biocide technology to comply with the IMO ban on coatings containing TBT
- Biocides are non-persistent in the environment, with very short half lives
- Low VOC to comply with environmental regulations

DIRECTIONS FOR USE

It is a violation of federal law to use this product in a manner inconsistent with its labeling.

Mix thoroughly prior to use.

Application temperature 50-100 °F/ 10-38 °C.

Apply by airless spray, conventional spray, brush or roller.

Apply at 5 – 10 mils wet per coat. (3.0 – 6.0 dry mils per coat)

Recoat Time: 16 hours

Launch Time: 24 hours

Thinning: If needed, do not exceed more than 5% by volume VM&P Naphtha or High Flash Naphtha 100.

Shelf Life: 24 months, unopened

Note: Refer to product data sheet for additional application and performance characteristics.

FOR MARINE APPLICATIONS ONLY.

[OTHER INFORMATION]

VOC: Unreduced: Less than 330 g/l (2.78 lbs./gal, maximum)

Reduced at 5%: Less than 350 g/l, 2.92 lbs/gal

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited.

PESTICIDE DISPOSAL

Pesticide that can not be used according to label instructions must be disposed of according to federal, state or local procedures under the Resources Conservation and Recovery Act.

CONTAINER DISPOSAL

Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

DELAYED EFFECTS FROM LONG TERM OVEREXPOSURE.

Contains solvents which can cause permanent brain and nervous system damage. Intentional misuse by deliberately concentrating and inhaling the contents can be harmful or fatal.

6096

FIRST AID

IF SWALLOWED: Call a Poison Control Center or doctor immediately for treatment advice. Have a person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a Poison Control Center or doctor. Do not give anything by mouth to an unconscious person.

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a *poison control center or doctor.*

IF ON SKIN: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

HAVE THE PRODUCT CONTAINER OR LABEL WITH YOU WHEN CALLING A POISON CONTROL CENTER OR DOCTOR, OR GOING FOR TREATMENT.

Note to Physician

Contains petroleum distillate - vomiting may cause aspiration pneumonia.

PRECAUTIONARY STATEMENTS

WARNING: HAZARDS TO HUMAN AND DOMESTIC ANIMALS

Causes substantial, but temporary eye injury. Harmful if swallowed or inhaled. Do not get in eyes or on clothing. Avoid breathing vapor or spray mist. Avoid contact with skin. Wear goggles, face shield, or safety glasses. Wash thoroughly with soap and water after handling and before eating, drinking, smoking, chewing gum, using tobacco, or using restroom. Remove and wash contaminated clothing before reuse.

When used in confined areas or while spraying and/or sanding boat surface, wear a mask or a respirator jointly approved by the Mining Enforcement and Safety Administration and the National Institute for Occupational Safety and Health, under the provisions of 30 CFR 11.

ENVIRONMENTAL HAZARDS

Do not contaminate waters by cleaning of equipment or disposal of wastes. Do not allow chips and dust generated during paint removal to enter waters. Dispose wastes debris in an approved landfill.

PHYSICAL OR CHEMICAL HAZARDS

COMBUSTIBLE. FLASH POINT APPROXIMATELY 102°F. Do not use or store near heat or open flame. Pesticide, container or rinse solution that cannot be used according to label instructions must be disposed of according to Federal or approved State procedures under Subtitle C of the Resource Conservation and Recovery Act.

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

The Sherwin-Williams Company
Cleveland, Ohio 44115