

International Paint, Inc.
 2270 Morris Ave.
 Union, NJ 07083

FEB 1 2005

Attention: Mr. John P. Pazdera

Subject: **Ultra-Kote**
 EPA Registration No. 2693-135
 Amendment Application Date: January 4, 2004
 EPA Received Date: January 5, 2004

This will acknowledge receipt of your notification, submitted under the provisions of FIFRA section 3 (c) 9. Based on a review of the material, the following comment apply.

- Add product descriptor "Hard Scrubbable Finish" to front panel

This application is acceptable and has been made a part of the records for this file.

If you have any comments or questions concerning this letter, please contact me at (703) 308-6341 or Portia Jenkins at (703) 308-6230.

Sincerely,



Marshall Swindell
 Product Manager 33
 Regulatory Management Branch I
 Antimicrobials Division (7510C)

| CONCURRENCES | | | | | | | |
|--------------|--|--|--|--|--|--|--|
| SYMBOL | | | | | | | |
| SURNAME | | | | | | | |
| DATE | | | | | | | |

287



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

| | | | |
|--|---|--|-----------------------|
| | United States Environmental Protection Agency Washington, DC 20460 | <input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other | OPP Identifier Number |
| | Application for Pesticide - Section I | | |

| | | |
|---|---------------------------------------|--|
| 1. Company/Product Number 2693-135 | 2. EPA Product Manager M. Swindell | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) Ultra-Kote | PM# 33 | |
| 5. Name and Address of Applicant (Include ZIP Code) International Paint Inc. 2270 Morris Ave. Union, NJ 07083 <input type="checkbox"/> Check if this is a new address | | 6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____ |

Section - II

| | |
|--|--|
| <input type="checkbox"/> Amendment - Explain below. | <input type="checkbox"/> Final printed labels in response to Agency letter dated _____ |
| <input type="checkbox"/> Resubmission in response to Agency letter dated _____ | <input type="checkbox"/> "Me Too" Application. |
| <input checked="" type="checkbox"/> Notification - Explain below. | <input type="checkbox"/> Other - Explain below. |

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification - Minor Labeling Changes
- Add Product Descriptor "Hard Scrubbable Finish" to front panel.

Section - III *N/A*

| | | | | | | | |
|---|---|--|-----------------------------|--------------------------------------|---------------------------------|----------------------|--|
| 1. Material This Product Will Be Packaged In: | | | | | | 2. Type of Container | |
| 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 | | | | | <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 Packaging wgt. | No. per container | If "Yes" Package wgt | No. per container | | |
| 3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container | | | 4. Size(s) Retail Container | | 5. Location of Label Directions | | |
| 6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled | | | | <input type="checkbox"/> Other _____ | | | |

Section - IV

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

| | | |
|-------------------------|---|---|
| Name John P. Pazdera | Title Pesticide Registration Manager | Telephone No. (Include Area Code) 908-964-2288 |
|-------------------------|---|---|

| | | |
|--|---|---|
| Certification | | 6. Date Application Received (Stamped) |
| 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 or both under applicable law. | | |
| 2. Signature <i>John P. Pazdera</i> | 3. Title Pesticide Registration Mgr. | |
| 4. Typed Name John P. Pazdera | 5. Date <i>1/4/05</i> | |

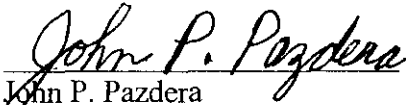
3 8 7



Marine and Protective
Coatings

CERTIFICATION FOR NOTIFICATION

“This notification is consistent with the provisions of PR Notice 95-2 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula for this product. 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, 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.”


John P. Pazdera
Pesticide Registration Manager

X. Interlux.

International Paint Inc.
2270 Morris Avenue
Union, New Jersey 07083
USA
Tel (800) 631-7481
Fax (908) 686-8545

33

487



Marine and Protective
Coatings

January 4, 2005

Via Federal Express

Mr. Marshall Swindell
Product Manager (33)
Regulatory Management Branch I
Antimicrobials Division (7504C)
U.S. EPA
Room 266A, Crystal Mall 2
1801 South Bell Street
Arlington, VA 22202-4501

Re: Ultra-Kote
EPA Reg. No. 2693-135
Notification – Minor Labeling Changes

Dear Mr. Swindell:

The enclosed Notification pertains to our product Ultra-Kote, EPA Reg. No. 2693-135. Specifically, we wish to make the following label change:

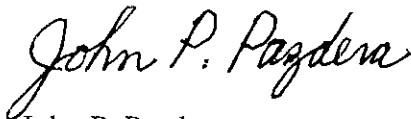
- Add the product descriptor "Hard Scrubbable Finish" to the front panel.

No other changes are being made. Enclosed, therefore, please find:

- EPA Form 8570-1
- Five (5) copies of labeling bearing the revisions noted above
- Copy of EPA approved label dated 7/3/03.
- Certification Statement

Please do not hesitate to contact me at 908-964-2288 if there are any questions concerning this submission.

Very truly yours,



John P. Pazdera
Pesticide Registration Manager

X Interlux

JPP/cd

Enclosures

International Paint Inc.
2270 Morris Avenue
Union, New Jersey 07083
U.S.A.
Tel: (800) 631-7481
Fax: (908) 686-8545



Ultra-Kote

- Excellent Protection for Severe Fouling Areas
 - For Fiberglass, Wood or Steel Boats
- Hard Scrubbable Finish

KEEP OUT OF REACH OF CHILDREN
WARNING

See Side Panel for Additional Precautionary Statements



ONE U.S. GALLON
(3.785 L)

ACTIVE INGREDIENT
CUPROUS OXIDE 56.50%
INERT INGREDIENTS 33.50%
ELEMENTAL COPPER 58.36%
100.00%

CONTAINS PETROLEUM DISTILLATES

EPA EST 2693 NJ-1
EPA REG NO. 2693-135

5 8 7

ULTRA-KOTE® ANTIFOULING BOTTOM PAINT

DIRECTIONS FOR USE: It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

PRODUCT DESCRIPTION: ULTRA-KOTE antifouling paint is the top of the range epoxy ester, copper antifouling. ULTRA-KOTE is tin free. Designed for maximum antifouling performance. ULTRA-KOTE contains the highest copper loading in the INTERLUX line. ULTRA-KOTE is recommended for those areas of severe marine fouling or where pollution or agricultural run off increase the rate of fouling. ULTRA-KOTE has the added benefit of excellent color homogeneity and stability, previously unmatched by ultra high load copper antifouling.

SURFACE PREPARATION: Surface must always be clean and properly prepared prior to painting. All sanded surfaces must be wiped clean with 216 INTERLUX SPECIAL THINNER to remove sanding residue.

GENERAL APPLICATION: For use on fiberglass, wood or properly primed steel and lead. Apply at least two full coats with brush, roller or spray. Do not apply when temperature is below 50°F (10°C).

MIXING AND THINNING: Shake or mix well. Stir continuously while using. For brush or roller use, thin if necessary with 333 INTERLUX BRUSHING LIQUID. For use on bare wood, thin 15% with 216 INTERLUX SPECIAL THINNER. For spray application, thin up to 10% with 216 INTERLUX SPECIAL THINNER.

THEORETICAL COVERAGE: 350 square feet per gallon per coat.

CLEAN UP: INTERLUX SPECIAL THINNER 216.

ESTIMATED DRY TIMES: ULTRA-KOTE may be overcoated with itself after an overnight dry (16 hours). Prior to launch, allow to dry 16 hours. Maximum time to launch is 60 days.

APPLICATION SYSTEMS

PREVIOUSLY PAINTED SURFACES: Copolymer, vinyl and hard epoxy antifouling are the only suitable paints for overcoating with ULTRA-KOTE. It is important that these paints be in excellent condition to allow overcoating. Wash entire surface with 216 INTERLUX SPECIAL THINNER. Repeat application. Sand entire surface with 80 grit sandpaper to a clean firmly attached surface. If a soft conventional antifouling paint is present, it must be removed. If there are excessive coats of old vinyl or hard epoxy antifouling on the surface to be painted, or weakness between or under these old coats, the "pulling" effect of ULTRA-KOTE may cause detachment. To prevent this from occurring, the excessive paint should be removed.

BARE FIBERGLASS - NO SAND METHOD: Wash entire surface with 202 FIBERGLASS SOLVENT WASH changing rags frequently. Repeat application if necessary to be sure all wax and mold release agents have been removed. Repair dents and scratches with 417A/4188 EPOXY SURFACING & FAIRING COMPOUND; sand and clean repaired areas. Apply one thin coat of AL 200 INTERLUX FIBERGLASS PRIMER with brush or roller. Do not spray, do not sand. Apply first coat of ULTRA-KOTE after the AL 200 FIBERGLASS PRIMER has dried between 2-3 hours. NO MORE-NO-LESS! Apply second coat of ULTRA-KOTE after an overnight dry.

BARE FIBERGLASS SANDING METHOD: Wash entire surface with 202 FIBERGLASS SOLVENT WASH, changing rags frequently. Repeat application. Repair scratches and dents with 417A/4188 EPOXY SURFACING & FAIRING COMPOUND. Sand entire surface with 80 grit production paper until a dull, matte appearance is obtained, wipe clean. Apply two coats of ULTRA-KOTE.

BARE WOOD: Sand well with 80 grit production paper; wipe surface clean. Apply first coat of ULTRA-KOTE after it has been thinned with 216 INTERLUX SPECIAL THINNER. Apply second coat (do not thin unless necessary) after an overnight dry.

ALUMINUM AND STEEL: Please contact the INTERLUX Technical Sales Department for full details on how to apply to steel and aluminum.

7 8 7

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

Causes eye irritation. Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Wear protective clothing such as gloves, long-sleeved cotton shirt, long pants, and hat. Wash thoroughly with soap and water after handling and before eating and smoking. May be fatal if swallowed or inhaled. Do not breathe dust, vapor or spray mist. When product is used in confined areas or applied by spraying, wear a respirator jointly approved by the Mining Enforcement and Safety Administration (formerly the U.S. Bureau of Mines) and by the National Institute for Occupational Safety and Health.

FIRST AID

If Swallowed:

- Immediately call a poison control center or doctor.
- Do not induce vomiting unless told to do so by a poison control center or doctor.
- Do not give any liquid to the person.
- Do not give anything by mouth to an unconscious person.

If on skin or clothing:

- 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 mouth-to-mouth if possible.
- Call a poison control center or doctor for further treatment advice.

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 for treatment advice.

Other: 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.

ENVIRONMENTAL HAZARD

This material is toxic to fish. Do not apply directly to water by cleaning of equipment or disposal of wastes. Do not allow chips and dust generated during paint removal to enter water. Dispose of paint debris in an approved landfill. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans and other waters unless in accordance with the requirements of a National Pollution Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent to sewer system without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

PHYSICAL OR CHEMICAL HAZARDS

FLAMMABLE! Keep away from heat, sparks or open flame

GENERAL DESCRIPTION

ULTRA-KOTE antifouling bottom paint is an antifouling protective coating resistant to algae, barnacles and marine fouling.

NOTE:-Protective clothing and respirators should be used as described under Precautionary Statements.

STORAGE AND DISPOSAL

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

PESTICIDE DISPOSAL: Paint that cannot 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: Dispose of container by triple rinse and recycling or puncturing and disposing in a sanitary landfill or by other approved State and local procedures. If burned stay out of smoke.

DISCLAIMER: The performance of any marine paint or coating depends on many factors outside the control of Courtaulds Coatings Inc. including surface preparation, proper application, and environmental conditions. Therefore, Courtaulds Coatings Inc. cannot guarantee this product's suitability for your particular purpose or application. IMPLIED WARRANTIES OF FITNESS FOR A PARTICULAR PURPOSE AND OF MERCHANTABILITY ARE EXCLUDED. COURTAULDS COATINGS INC SHALL NOT, UNDER ANY CIRCUMSTANCES, BE LIABLE FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES. By purchase or use of this product, buyer agrees that the sole and exclusive remedy, if any, is limited to the refund of the purchase price or replacement of the product at Courtaulds Coatings Inc's option.

International Paint Inc.
2270 Morris Ave.
Union, NJ 07083



For information call 908-686-1300
Or write: Interlux, 2270 Morris Ave., Union, NJ 07083