

9339-21

12-12-2002

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U.S. ENVIRONMENTAL PROTECTION AGENCY  
Office of Pesticide Programs  
Antimicrobials Division (7510C)  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

EPA Reg. Number:  
9339-21

Date of Issuance:  
DEC 12 2002

Term of Issuance:  
CONDITIONAL

NOTICE OF PESTICIDE:  
  X   Registration  
       Re-registration

Name of Pesticide Product:  
Flexgard II Waterbase  
Wire Trap/Crab Pot  
Antifouling Paint

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP code):

Flexabar Corporation  
1969 Rutgers University Blvd.  
Lakewood, NJ 08701

**Note:** Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Antimicrobials Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA Section 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for registration of your product under FIFRA Section 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for re-registration of your product under FIFRA Section 4, or as required by registration review under FIFRA Section 3(g).

2. Make the following labeling changes:

- a. Revise the EPA Registration Number to read, "EPA Reg. No. 9339-21".
- b. Place the appropriate Establishment No. on the product labeling.

Signature of Approving Official:

Marshall Swindell, Product Manager, Team 33,  
Regulatory Management Branch I, Antimicrobials Division

Date:

DEC 12 2002

3. Submit three copies of a final printed production label.


The Confidential Statement of Formula dated November 7<sup>th</sup>, 2002, is acceptable.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA Section 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the accepted label is enclosed for your records.

If you have any questions concerning this letter, please contact Karen M. Leavy-Munk at (703)-308-6237.

Sincerely,



Marshall Swindell  
Product Manager 33  
Regulatory Management Branch 1  
Antimicrobial Division(7510C)

Enclosure

ACCEPTED  
with COMMENTS  
in EPA Letter Dated:

DEC 12 2002

Under the Federal Insecticide,  
Fungicide, and Rodenticide Act as  
amended, for the pesticide,  
registered under EPA Reg. No.

9 339-21

#### ENVIRONMENTAL HAZARDS:

This pesticide is toxic to aquatic organisms  
including fish and shellfish.

"Pesticide wastes are acutely hazardous.  
Improper disposal of excess pesticide, spray  
mixture, or rinseate is a violation of Federal  
Law. If these wastes cannot be disposed of  
by use according to label instructions, contact  
your State Pesticide or Environmental Control  
Agency or the Hazardous Waste representative  
at the nearest EPA Regional Office for  
guidance. Wastes resulting from the use of  
this product may be disposed of on site or at  
an approved waste disposal facility."

#### STORAGE & DISPOSAL

##### STORAGE

Do not contaminate water, food or feed by  
Storage or disposal. Open dumping is  
Prohibited. Store in cool dry area away  
From heat or open flame.  
Keep from freezing.

##### PESTICIDE DISPOSAL

Pesticide spray mixture or rinse water, which  
cannot be used according to label instructions,  
must be disposed of according to applicable  
Federal, State or Local procedures.

##### CONTAINER DISPOSAL

Do not re-use empty container. Replace cap  
and dispose of in a sanitary landfill or by  
other approved State, Federal and local  
procedures. Do not puncture or incinerate.

# FLEXGARD II Waterbase Wire Trap/ Crab Pot Antifouling Paint

Preserves and Protects Against  
Rot, Decay and Fungi Molds

## COMMERCIAL

ACTIVE INGREDIENTS:	
Cuprous Oxide	3.69%
INERT INGREDIENTS	96.31%
TOTAL	100.00%

#### FIRST AID

**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.

**IF INHALED:** Move person to fresh air. If person is not breathing, call 911 or an ambulance.

Then, give mouth-to-mouth, if possible. Call a Poison Control Center or doctor for further  
treatment advice.

**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 SWALLOWED:** Call a Poison Control Center or doctor immediately for treatment advice.

Have 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.

**NOTE TO PHYSICIAN:** Probable mucosal damage may contra-indicate the use of gastric lavage.

**NOTE:** Have the product container or label with you when calling a Poison Control Center or doctor  
or when going for treatment.

#### WARNING

#### KEEP OUT OF REACH OF CHILDREN

#### PRECAUTIONARY STATEMENTS, HAZARDS TO HUMANS (& DOMESTIC ANIMALS)

Causes eye irritation. Do not get in eyes, on skin or on clothing. Wear  
goggles or face shield. Wear protective clothing such as gloves, long-sleeved cotton shirt, long  
pants and hat. Harmful if inhaled. Avoid breathing spray mist, vapor or dust. While spraying,  
sanding or blasting, wear a mask or pesticide respirator approved by The National Institute of  
Occupational Safety and Health. Remove contaminated clothing and wash before re-use.

**DISCLAIMER:** The performance of any marine paint or coating depends on many  
factors outside the control of Flexabar Corporation, including environmental conditions.  
Therefore, Flexabar Corporation cannot guarantee this product's suitability for your  
particular purpose of application. Implied warranties of fitness for particular  
purpose and of merchantability are excluded. Flexabar Corporation 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 Flexabar Corporation's option.

#### NET CONTENTS:

EPA Registration No. 9339  
EPA Est. No.

#### DIRECTIONS FOR USE

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

Product may cause skin irritation.

#### DILUTION:

Dilute ten (10) gallons of this product with one (1)  
gallon of water (10:1)

#### APPLICATION:

1. Flexgard II Waterbase Wire Trap/Crab Pot Antifouling  
Paint is for use in salt water on wood, galvanized wire  
and vinyl coated wire crab, lobster and bass pots. It  
retards the growth of toredo worms, barnacles, algae  
and the hydroid stage of the hydrozoa (commonly  
called "hair").
2. Repeat application on traps and lobster pots (if or when  
mildew appears).
3. The surface should be cleaned and dry before application.
4. Stir contents of container before each use.
5. Apply liberally by brush or dipping. Thoroughly cover  
cut ends and joints.
6. If applied by brush, use two (2) coats.
7. If applied by dipping, allow article to remain in solution  
for three (3) minutes.
8. Allow six to eight (6-8) hours drying time between coats.  
Longer drying time will not cause any adverse effect on  
the performance of this product.
9. Allow overnight drying before use.
10. Clean tools, protective gloves and clothing with water  
when finished.
11. Do not apply at or below freezing temperatures.

#### COVERAGE:

Estimated coverage for diluted product: 275 square feet or  
less per gallon depending on application.

#### USE WITH ADEQUATE VENTILATION:

May cause injury if adequate ventilation is not ensured.  
Do not use this product indoors or in any other confined  
areas where vapors may concentrate and cause  
injury to plant or animal life. Keep containers closed  
when not in use.

Medical Emergencies: 1-800-424-9300

MANUFACTURED by  
**FLEXABAR CORPORATION**  
1969 Rutgers University Blvd  
Lakewood, N.J. 08701

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