



U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Antimicrobials Division (7510C)
1200 Pennsylvania Avenue NW
Washington, D.C. 20460

EPA Reg. Number:
9339-31

Date of Issuance:
050907

Term of Issuance:
Expiration Date: 04/25/09

Name of Pesticide Product: Aquagard
II Antifouling Spray Paint for
Outdrives/Outboards

NOTICE OF PESTICIDE:

- Registration
- Reregistration

(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 Registration 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.

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 sec 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for registration of your product under FIFRA sec. 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.

2. This is a time limited registration. The Agency is still in the process of completing the Environmental Risk Assessment needed to support the antifouling use pattern.

Signature of Approving Official:

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

Date:

050907

3. This conditional registration will expire automatically on April 25th, 2009. If you fail to satisfy the conditions imposed in the registration, EPA may issue a Notice of Cancel under Section 6 (e) of FIFRA.

4. Make the following labeling changes:

a. Revise the EPA Registration Number to read, EPA Reg. No. 9339-31.

b. Place the appropriate EPA Establishment Number on the product labeling.

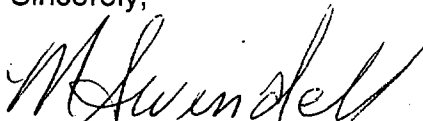
5. Submit three (3) copies of the final printed label prior to releasing this product for sale.

The Confidential Statement of Formula dated March 26th, 2007, is acceptable.

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

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

Sincerely,



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

Enclosure: (Stamped Labeling)

AQUAGARD. III

ANTIFOULING SPRAY PAINT

for Outdrive & Outboards

CONTROL SLIME, AND OTHER FOULING ORGANISM.

- For use on aluminum and other non-ferrous materials.
- Ideal for use on stern drive and outboard lower unit.

ACTIVE INGREDIENTS:

Cuprous Thiocyanate 3.71%

N-Cyclopropyl-N'-(1,1-dimethylethyl)-6-(methylthio)-1,3,5-triazine-2,4-diamine

.80%

INERT INGREDIENTS:

95.49%

100.00%

Copper as Metallic 3.70%

Contains Petroleum Distillates

**KEEP OUT OF
REACH OF CHILDREN**

**CAUTION: EXTREMELY FLAMMABLE.
CONTENTS UNDER PRESSURE, HARMFUL IF
INHALED. SEE OTHER CAUTIONS ON BACK**

PANEL.

DISCLAIMER: The performance of any marine paint or coating depends on many factors outside the control of Flexdel Corp. including environmental conditions. Therefore, Flexdel Corp. cannot guarantee this product's suitability or your particular purpose of application. Implied warranties of fitness for particular purpose and of merchantability are excluded. Flexdel Corp. shall not under any circumstances be liable for incidental or consequential damages. By purchase or use of this product, you agree that sole and exclusive remedy, if any, is limited to the refund of the purchase price or replacement of the product at Flexdel Corp., option.

EPA Reg. No. 9339-51
Manufactured for: FLEXDEL CORP.
1969 Rutgers University Blvd.
Lakewood, NJ USA 08801
Tel: 1-800-353-9335
Made in U.S.A. Printed in U.S.A.

NET WEIGHT 12 OZ. (340 GRAMS)

DIRECTIONS FOR USE

APPLICATION: A clean dry surface free of scale, corrosion, dirt, grease, oil, marine fouling or other foreign matter will provide the optimum performance of this paint when used for either complete coating or for touch-up. Inadequate surface preparation will result in unsatisfactory performance. Be sure to remove all dust, debris and other surface contaminations that are generated by the cleaning process prior to painting.

BRING TO ROOM TEMPERATURE (72°) BEFORE SPRAYING. Shake for 3 minutes.

MIX: Shake can, listening for mixing ball.

New Outdrive Units: Lightly sand the factory finish with 80 grit sandpaper, wipe clean with water, allow to dry. Then apply two (2) coats of Aquagard II allowing 2-4 hours drying time between coats. Let second coat dry overnight. Allow 24 hours before launching.

Bare Aluminum: Make sure surface is dry and free of grease, wax, oil and loose paint. Abrade to bright metal by sandblasting, sanding or wire brushing. Wipe clean of any residue, then apply two (2) coats of Aquagard 181 Primer, allowing four (4) hours drying time between coats. Let dry overnight and sand lightly. Closely follow these instructions, then apply two (2) coats of Aquagard II allowing 2-4 hours drying time between coats. Let second coat dry overnight. Allow 24 hours before launching.

Previously Painted Aluminum: Previously painted surfaces in poor condition (chipping of flaking) should be stripped to bare metal, then proceed with the bare aluminum instructions specified above. If the previous antifouling paint is a vinyl type, sand it thoroughly with 80 grit sand paper, wipe clean of sanding residue and apply at least two (2) coats of Aquagard II.

PRECAUTIONARY STATEMENTS.

CAUTION

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Causes eye irritation. Harmful if swallowed or absorbed through skin. Avoid contact with skin, eyes or clothing. Wear protective clothing such as gloves, long-sleeved shirt, long pants and hat. May be fatal inhaled. Do not breath vapor or spray mist. While spraying paint or sanding or sandblasting boat surfaces, wear a mask or respirator jointly approved by the Mining Enforcement and Safety Administration and the National Institute for Occupational Safety and Health. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling.

FIRST AID

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

If on skin or clothing:

- Take off contaminated clothing
- If on skin wash with plenty of water
- Get medical attention if irritation persists.

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 poison control center or doctor for 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 distillates. Vomiting may cause aspiration pneumonia.

PHYSICAL OR CHEMICAL HAZARD:

Extremely flammable. Contents under pressure. Keep away from heat, sparks and open fire or heated surfaces. Do not puncture or incinerate container. Exposure to temperatures above 130 F may cause bursting.

ENVIRONMENTAL HAZARDS: 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 or public waters unless this product is specifically identified and addressed in an NPDES permit. Do not discharge effluent containing this product to sewer systems without previously notifying the sewage treatment plant authority. For guidance contact your state water board or regional office of the EPA.

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

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Paint that cannot be used according to label instructions must be disposed of according to federal, state or local procedures under the Resource Conservation and Recovery Act.

CONTAINER DISPOSAL: Do not puncture or incinerate. A completely empty can, can be disposed of with household trash. Wrap in paper before disposing.

PRODUCT EMERGENCIES 1-800-424-9300

ACCEPTED
with COMMENTS
in EPA Letter Dated

MAY - 9 2007

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

9339-51

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