



U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (H7505C)
401 "M" St., S.W.
Washington, D.C. 20460

NOTICE OF PESTICIDE:

- Registration
- Reregistration

(under FIFRA, as amended)

EPA Reg. Number:

64684-4

Date of Issuance:

MAR 17 2000

Term of Issuance: **Conditional,**
Expires 3/17/2003

Name of Pesticide Product:

NO FOUL ZO

Name and Address of Registrant (include ZIP Code):

E Paint, Inc.
25 Research Road
E. Falmouth, MA 02536

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/ reregistration 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 reregistration of your product under FIFRA section 4.
2. Make the following label changes:
 - a. Revise the EPA Registration Number to read, "EPA Reg. No. "64684-4".

Signature of Approving Official:

Marshall Swindell, PM 33
Regulatory Management Branch 1
Antimicrobial Division (7510C)

Date:

MAR 17 2000

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b. Under the "Directions For Use" section (just before the "Preparation" instructions) indicate that this paint is intended for use on commercial and recreational boats.

3. Submit the following "required" studies within 18 months (i.e., by 09/17/2001) of the date stamped of this notice of Conditional Registration:

Studies on the Zinc Omadine Technical Grade Active

Ecological Effects:

- GLN 72-4 Fish Early Life Stage (Estuarine Fish Study)
- GLN 73-1 Whole Sediment Acute, Freshwater Invertebrates
- GLN 73-2 Whole Sediment Acute, Marine Invertebrates
- GLN 123-2 Aquatic Plant Growth (4 species: Navicula,
Anabaena, Lemma, Scenedesmus)
- GLN 163-1 Soil Column
- GLN 162-3 Anaerobic Aquatic Metabolism

Toxicological Effects

- GLN 81-7 Acute Neurotoxicity – Hen
- GLN 82-5 Subchronic 90 Day Neurotoxicity

Exposure Effects

- GLN 875.1100 Dermal Exposure (Outdoor)
- GLN 875.1600 Inhalation Exposure (Outdoor)
- GLN 875.1300 Dermal Exposure (Indoor)
- GLN 875.1400 Inhalation Exposure (Indoor)

4. Submit the following study within two and one half years (i.e., 9/17/2002) of the date stamped on this Notice of Conditional Registration.

GLN 83-4 Two Generation Reproduction (For Residential Uses)

5. Submit the following "reserved" studies within 18 months of the date of the Agency's written request for these data. The need for these reserved data will be based upon the results of one or more of the above studies as determined by the Agency.

- GLN 72-5 Fish Life Cycle
- GLN 72-6 Aquatic organism bioavailability/biomagnification/
toxicity tests
- GLN 72-7 Simulated or actual field testing for aquatic organisms
- GLN 71-4 Avian Reproduction

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- GLN 73-3 Acute Pore Water Studies (fish and invertebrates)
- GLN 74-1 Whole Sediment Chronic Study (invertebrates)
- GLN 123-1 Seedling Emergence-Dose Response Test
- Special Study: Monitoring of Representative U.S. Waters
- GLN 162-1 Aerobic Soil Metabolism
- GLN 162-2 Anaerobic Soil Metabolism
- GLN 164-2 Aquatic Field Study
- GLN 165-4 Bioaccumulation (fish)
- GLN 165-5 Accumulation Study (Nontarget organism)
- GLN (Not Assigned) Monitoring of Representative US Waters

This conditional registration will expire automatically on 3/17/2003. If you fail to satisfy the conditions imposed in the registration, EPA may issue a Notice of Registration to Cancel under Section 6(e) of FIFRA. Your release for shipment of the product constitutes acceptance of these conditions.

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

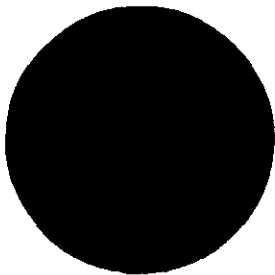
If you have any questions concerning this letter, please contact myself at 703-308-6341, or Tony Kish at (703) 308-9443.

Sincerely,



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

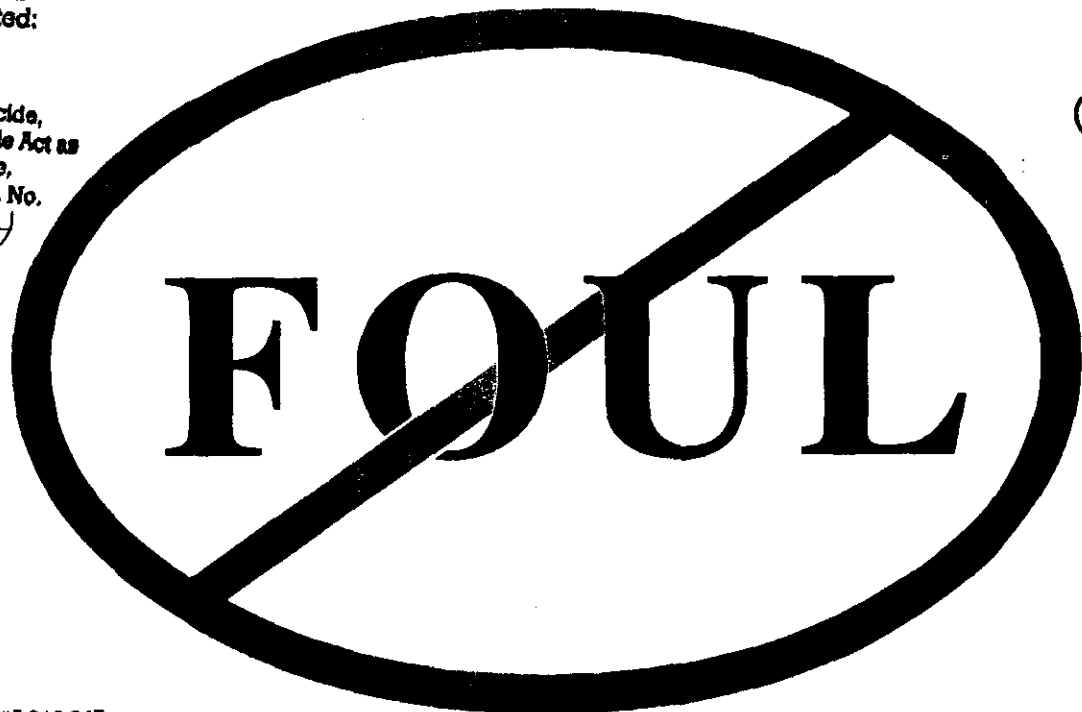
Enclosure



ACCEPTED
with COMMENTS
in EPA Letter Dated:
MAR 17 2000

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

64684-4



DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner that is inconsistent with its labeling. May be used in fresh or salt water, use on the bottom of vessels is recommended.

Directions for mixing: Mix contents of container. Stir until thoroughly mixed before using. Use immediately.

Preparation of Surface: The surface to be painted should be dry, clean and oil free. It should be properly prepared by solvent cleaning and/or sanding before any primers or paints are applied. Follow the recommended systems below. Bare metal surfaces should be primed prior to application. When sanding old antifouling paint, use a face mask to prevent inhalation of sanding dust.

Application and Temperature: *No Foul* can be applied by brush or roller. The work should be done under good drying conditions in the temperature range of 50 to 90°F. Three coats are recommended for best antifouling protection.

Thinner: Thinning not recommended. Clean up with mineral spirits.

Drying Times: Let the first coat dry for four hours before applying next coat. After application of the third coat allow at least 15 hours drying time before launching. Under adverse drying conditions let the boat dry overnight to be sure that all of the solvent has evaporated from the paint film.

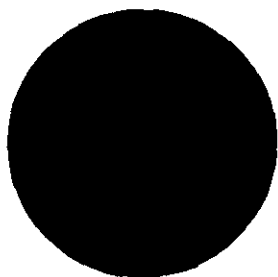
U.S. Patent #5,916,947

Manufactured by:
E Paint Company
25 Research Rd.
E. Falmouth, MA 02536

NO FOUL ZO
Antifouling Paint

DANGER!
KEEP OUT OF REACH OF CHILDREN
See back panel for additional precautions and statement of practical treatment.
NET CONTENTS:
ONE U.S. GALLON (3.8 LITERS)

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DISCLAIMER: The performance of any marine paint or coating depends on many factors outside the control of E Paint Company including surface preparation, proper application, and environmental conditions. Therefore, E Paint Company 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. E PAINT COMPANY 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 refund of the purchase price, or replacement of the product at E Paint Company's option.

Active Ingredients

Zinc Pyrithione..... 4.8%

Inert Ingredients....95.2%
100.0%

Equivalent to 28.9% metallic zinc

"Contains Petroleum Distillate"

EPA Reg. No. 64684-4

EPA Establishment No. 64684-RI-001

**PRECAUTIONARY STATEMENTS
HAZARD TO HUMANS AND DOMESTIC ANIMALS
KEEP OUT OF REACH OF CHILDREN**

CORROSIVE: Causes irreversible eye damage. Harmful if swallowed or absorbed through the skin. May be fatal if inhaled. Do not get in eyes, on skin, or on clothing. Do not breathe vapor or spray mist. While spraying, sanding or blasting the paint, wear protective eyewear (goggles, face shield, or safety glasses), protective clothing and rubber gloves. Wear a mask or pesticide respirator jointly approved by Mine Safety and Health Administration and the National Institute for Occupational Safety and Health. Wash thoroughly after handling with soap and water, and before eating, drinking or using tobacco. Remove contaminated clothing and wash clothing before reuse.

STATEMENT OF PRACTICAL TREATMENT

IF SWALLOWED: Call a doctor or get medical attention. Do not induce vomiting or give anything by mouth to an unconscious person. Drink promptly a large quantity of milk, eggwhites, gelatin solution, or if these are not available, drink large quantities of water. Avoid alcohol.

IF IN EYES: Hold eyelids open and flush with a steady, gentle stream of water for 15 minutes. Get medical attention.

IF ON SKIN: Wash with plenty of soap and water. Get medical attention.

IF INHALED: Remove victim to fresh air. If not breathing give artificial respiration, preferably mouth-to-mouth. Get medical attention.

Note to physician: Probable mucosal damage may contraindicate the use of gastric lavage. May pose an aspiration pneumonia hazard.

STORAGE & DISPOSAL

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

Pesticide Storage: Do not freeze or store near open flame.

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 Resources Conservation and Recovery Act.

Container Disposal:

Dispose of container by triple rinsing and recycling, or by other approved state and local procedures.

ENVIRONMENTAL HAZARDS

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

This Product is Intended for Commercial and Recreational Use.

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