

64684-4

2/1/2013

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U.S. ENVIRONMENTAL PROTECTION AGENCY

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

EPA Reg. Number: 64684-4

Date of Issuance: FEB 1 2013

Term of Issuance: Conditional
Expires on 3/30/2015

Name of Pesticide Product: E Paint ZO

NOTICE OF PESTICIDE:

- x Registration
Reregistration

(under FIFRA, as amended)

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 of your product under FIFRA Section 3(c)(5) when the Agency required 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. Make the following labeling changes:
a. Revise the EPA Registration Number to read, "EPA Reg. No. 64684-4."

Signature of Approving Official:

[Handwritten signature of Marshall Swindell]

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

Date:

FEB 1 2013

b. The following submitted data must be found acceptable:

- 1. 73-1 Whole sediment acute freshwater invertebrate
- 2. 73-2 Whole sediment acute marine invertebrate
- 3. 850.5400 Marine diatom *Skeletonema costatum*
- 4. 850.4225 Seedling emergency in rice
- 5. 850.5400 Vegetative vigor dose response in rice

c. Submit by 1/1/05 data to satisfy the following two requirements:

- 1. 875.1100 Dermal exposure – outdoor
- 2. 875.1300 Inhalation exposure-outdoor

d. Submit the following “reserved” studies within 12 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:

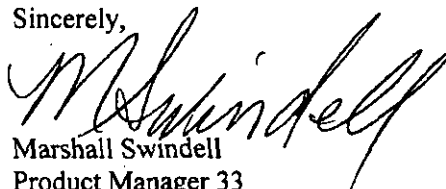
- 1. 72-5 Fish Life Cycle
- 2. 72-7 Simulated or actual field testing for aquatic organisms
- 3. 71-4 Avian Reproductions
- 4. 73-3 Acute Pore Water Studies (fish and invertebrates)
- 5. 74-1 Whole Sediment Chronic Study (invertebrates)
- 6. 123-1 Seedling Emergence – Dose Response Test, Special Study: Monitoring or Representative US Water
- 7. 162-1 Aerobic Soil Metabolism
- 8. 162-2 Anaerobic Soil Metabolism
- 9. 164-2 Aquatic Field Study
- 10. 165-5 Accumulation Study
- 11. Monitoring of Representative US Water (No Guideline No.)

This conditional registration will expire automatically on 9/20/2014. If you fail to satisfy the conditions imposed on the registration, EPA may issue a Notice of Registration to cancel under Section 6(e) of FIFRA.

3. Submit two copies of the revised final printed labeling before you release the product for shipment. Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the accepted label is enclosed for your records. Submit one (1) copy of your final printed labeling prior to release of this product for shipment. If you have any questions concerning this letter, please contact Demson Fuller at 703-308-8062.

Sincerely,



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

Enclosure: (Stamped Label)

E Paint ZO

Antifouling Paint for Boat Bottoms With Zinc Omadine®

Manufactured by:
E Paint Company
25 Research Road
E. Falmouth, MA 02536
U.S. Patents #5,916,947 #6,063,849

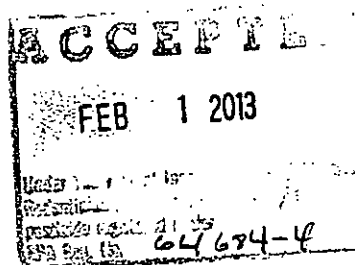
	Active Ingredients:
Zinc Pyrithione	4.8%
Inert Ingredients	95.2%
	100.0%

"Contains Petroleum Distillates"
EPA Reg. No. 64684-4
EPA Establishment No. 87830-MA-001

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.

DANGER: KEEP OUT OF REACH OF CHILDREN SEE BACK PANEL FOR ADDITIONAL PRECAUTIONS AND STATEMENT OF PRACTICAL TREATMENT.

NET CONTENTS: ONE U.S. GALLON



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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. This paint is intended for use on commercial and recreational vessels.

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. Thinning not recommended. Clean up with EP-13.

Application and Temperature: E Paint ZO can be applied by spray, 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.

For application by residential (non-commercial) users: Do not apply by airless sprayer. Do not apply more than one coat of this product within 24 hours. Apply only in outdoor, non-enclosed spaces.

Drying Times: Let the first coat dry for four hours at 70 degrees before applying next coat. After application of the third coat allow at least 15 hours drying time at 70 degrees before launching. Under adverse drying conditions allow paint to dry overnight to be sure that all of the solvent has evaporated. See technical data sheets for additional details.

FIRST AID

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.

If on skin • Take off contaminated clothing.

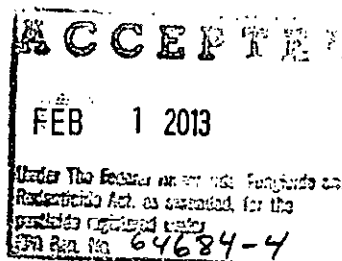
- Rinse skin immediately with plenty of water for 15-20 minutes.
- Call a poison control center or doctor for further treatment advice.

If in eyes • Hold eye open and rinse slowly and gently with water for 15-20 minutes.

- Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye.
- Call a poison control center or doctor for further treatment advice.

If swallowed • Call a poison control center or doctor immediately for treatment advice.

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



IN CASE OF EMERGENCY CALL: 800-424-9300

Note to Physician: • Probable mucosal damage may contraindicate the use of gastric lavage.

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. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Do not get in eyes, on skin, or on clothing. Do not breathe vapor or spray mist. Wash thoroughly after handling with soap and water, and before eating, drinking or using tobacco. Remove contaminated clothing and wash clothing before reuse. When mixing and loading, or cleaning equipment, wear a chemical resistant apron.

Residential PPE: Residential (non-commercial) users are advised to wear chemical resistant gloves, protective eyewear (goggles, safety glasses or face shield), long-sleeved shirt and long pants, socks, and shoes. While removing existing paint by sanding or blasting, or applying new paint by brush or roller, it is advised to wear a respirator with an organic vapor removing cartridge with a prefilter approved for pesticides (MSHA/NIOSH approval number prefix TC-23C), or a canister approved for pesticides (MSHA/NIOSH approval number TC-14G), or a NIOSH approved full face respirator with an organic vapor removing cartridge with a P-100 prefilter.

Commercial PPE: Users must wear a disposable coverall with hood, chemical resistant gloves, protective eyewear (goggles, safety glasses or face shield), long-sleeved shirt and long pants, socks, and chemical resistant footwear. While removing existing paint by sanding or blasting, or applying new paint, user must wear a respirator with an organic vapor removing cartridge with a prefilter approved for pesticides (MSHA/NIOSH approval number prefix TC-23C), or a canister approved for pesticides (MSHA/NIOSH approval number TC-14G), or a NIOSH approved full face respirator with an organic vapor removing cartridge with a P-100 prefilter.

STORAGE & DISPOSAL

Do not store near heat source or open flames. Containers are hazardous when empty. Emptied containers retain product residue (vapors and/or liquid). Residual vapors may explode or ignite; do not cut, drill, grind, or weld on or near this container. Do not contaminate water, food or feed by storage, disposal, or cleaning of equipment.

Pesticide Disposal: Pesticide wastes are hazardous. Improper disposal of excess pesticide or rinsate 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. **Container Disposal:** If empty, do not reuse this container. Place in trash or offer for recycling if available. If partly filled, call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic invertebrates. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Offices of the EPA. 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. Wear protective clothing and respirator in accordance with the Precautionary Statements above when handling, painting or removing this paint.