

64684-6

12/1/2009

1 of 7



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Ms. Kimberly Fontaine-Goodwin
Operations Manager for,
E Paint Company
25 Research Road
E Falmouth, MA 02536

DEC 1 2009

Subject: EP 2000

EPA Registration Number 64684-6
Your Notification Dated October 26th, 2009
EPA Received Date November 2nd, 2009

The notification referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, FIFRA, as amended, to revise the label's application instruction section, is acceptable.

The notification has been made part of the file.

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

Sincerely,

A handwritten signature in black ink that reads "Marshall Swindell".

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

2007

Please read instructions on reverse before completing form.

Form Approved JMB No. 2070-0060

Print Form



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 64684-6	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) E Paint Company	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) E Paint Company 25 Research Road East Falmouth, MA 02536 <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. 64684-6 Product Name EP2000	

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.)

E Paint Company is submitting a notification to amend the product label for EPA registration number 64684-6. We are making changes to the Application Instructions under the Directions for Use section. The changes are made to clarify instructions for the applicator. This notification is being submitted per PR Notice 98-10 Labeling Notifications

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container	<input type="checkbox"/> Glass
					<input type="checkbox"/> Paper
					<input type="checkbox"/> Other (Specify) _____
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container QT; GAL; 5GAL		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Kimberly Fontaine-Goodwin	Title Operations Manager	Telephone No. (Include Area Code) 508-540-4412
Certification 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, both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Operations Manager	
4. Typed Name Kimberly Fontaine-Goodwin	5. Date 10/26/2009	



October 26, 2009

PM #33
US EPA, OPP Antimicrobials Division
Mr. Marshall Swindell
OPP, 2777 South Crystal Drive Rm S-4900 One Potomac Yrd
Arlington, VA 22202

Dear Mr. Swindell,

ePaint Company is filing a notification for product EP2000, EPA registration # 64684-6. We are amending the label's application instruction section. This is to better assist applicators by clarifying the application instructions. Enclosed is our current label as well as a copy of the new proposed label with the changes highlighted.

This notification is consistent with PR 98-10, Labeling Notifications, (M) Directions for Use, (b). Please feel free to contact me if you have any questions or comments. I look forward to hearing from you soon.

Sincerely,

Kimberly Fontaine-Goodwin
Operations Manager



October 26, 2009

PM #33
US EPA, OPP Antimicrobials Division
Mr. Marshall Swindell
OPP, 2777 South Crystal Drive Rm S-4900 One Potomac Yrd
Arlington, VA 22202

In support of Notification dated 10/26/2009 for EPA# 64684-6.

Notification per PR Notice 98-10

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of 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 98-10 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.

Sincerely,

Kimberly Fontaine-Goodwin

Faint circular stamp or logo on the right side of the page.

FP 2000

epaint®

Revised Label →

Go Fast, Stay Clean

High Performance, Photoactive, Waterborne
Antifouling Paint for Boat Bottoms
With ZINC OXADINE®

DANGER: KEEP OUT OF REACH OF CHILDREN
SEE BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

NET CONTENTS:
ONE U.S. GALLON (3.8 LITERS)

Active Ingredients	
Zinc Pyrithione	4.7%
Inert Ingredients	95.3%
	100.0%

EPA Registration No. 64684-6
EPA Establishment No. 64684-MA-001

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EP 2000

Revised Label

epaint®

Go Fast, Stay Clean

High Performance, Photoactive, Waterborne
Antifouling Paint for Boat Bottoms
With ZINC OXIMADINE®

DANGER: KEEP OUT OF REACH OF CHILDREN
SEE BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS.

Active Ingredient
Zinc Pyrithione
Inert Ingredient

NET CONTENTS:
ONE U.S. GALLON (3.8 LITERS)

EPA Registered
EPA Establishment

Manufactured by
E Paint Company
25 Research Road
E. Palmouth, MA 02536
USA 1-800-368-6713

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 BE LIABLE UNDER ANY CIRCUMSTANCES 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.

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.

Preparation: Surfaces must be prepared according to instructions found in the EP2000 Technical Data Sheet, available for download at www.epaint.com.

Primer: All unpainted surfaces to be coated with EP2000 should be primed with EP-Prime 1000 to provide a fresh, clean substrate for EP2000 to adhere. Follow manufacturer's instructions regarding surface preparation and application of EP-Prime 1000 found in the Technical Data Sheet, available for download at www.epaint.com. After EP-Prime 1000 has fully cured, sand surface with 80-100 grit aluminum oxide sandpaper. Wipe surface with a damp cloth to remove stubborn contaminants and sanding debris. Failure to remove dust and sanding debris will result in adhesion failure.

Application: EP2000 may be applied by spraying, rolling or by using a foam brush. Rolling may cause minor surface imperfections such as pinholing. Only apply EP2000 to clean, dry, well prepared surfaces. **IMPORTANT:** Apply only at temperatures between 60-90°F. Be sure to follow dry-to-recoat and launch instructions.

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.

Number of coats: Apply a minimum of two coats of EP2000. Apply an additional coat along the waterline and other high wear areas.

Thinning & Mixing: For spraying, thin no more than 5% with water. Thinning is not recommended for brushing or rolling. To mix, stir the product thoroughly until a homogenous blend results. **CLEANING:** Clean up with water immediately, do not use solvents other than water.

Coverage: 275Sq.Ft/Gal at 2 mil dft **Film thickness per coat:** 4-6 wet mils to obtain 2-3 dft
Dry-To-Recoat: 8 Hours @70°F (21°C) 50%RH **Dry-To-Launch:** 24 Hours @70°F (21°C) 50%RH

FIRST AID — CLASS 1

- | | |
|--------------|--|
| If inhaled | <ul style="list-style-type: none">• 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 | <ul style="list-style-type: none">• 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 | <ul style="list-style-type: none">• 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 | <ul style="list-style-type: none">• 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 | <ul style="list-style-type: none">• Probable mucosal damage may contraindicate the use of gastric lavage. |
|-------------------|---|

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

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 AND DISPOSAL

Storage: Do not store near heat source or open flames. Containers are hazardous when empty. Emptied containers retain product residue (vapor 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 HAZARD

This pesticide is toxic to fish and aquatic invertebrates. 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 Statement above when handling, painting or removing this paint.