

74681-14

06/22/2010

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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:  
 74681-14

Date of Issuance:  
 JUN 22 2010

Term of Issuance:  
**Conditional**

Name of Pesticide Product:  
 SPC 99

**NOTICE OF PESTICIDE:**  
 Registration  
 Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):  
 Donald Schnurr  
 Blue Water Marine Paint  
 1999 Elizabeth Street  
 North Brunswick, NJ 08902

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.

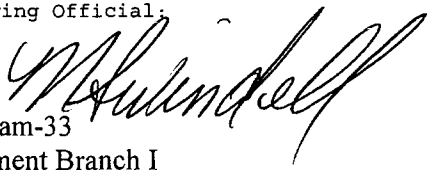
Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of 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. Make the labeling changes listed below before you release the product for shipment:
  - a. Revise the "EPA Registration Number to read, "EPA Reg. No. 74681-14".

Signature of Approving Official:

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



Date:

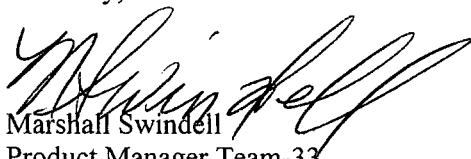
JUN 22 2010

- b. One page one, your Signal Word language must be revised. Your application lists "Warning" as the Signal Word. We identified that your product is substantially similar to other products that are currently registered. Your proposed Signal Word is not similar to what was listed for those registrations (Danger). Therefore, you must replace the Signal Word "Warning" with the Signal Word "Danger" to reflect labeling in accordance with 40 CFR 152.112.
- c. One page two, rearrange the "Container Disposal" statement so that the language associated with "Nonrefillable Container" is listed first.
- d. One page four, delete all of the wording described under the Precautionary Statements "Hazards to Humans and Domestic Animals" section. Replace with the following wording cited below:
  - a. "Corrosive. Causes irreversible eye damage or skin burns. Harmful if absorbed through skin. Do not get in eyes, on skin or on clothing. Harmful if swallowed or inhaled. Do not breathe dust, vapor or spray mist. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling.
  - b. 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. In addition to these minimum PPE, commercial users must wear a disposable coverall with hood and chemical resistant footwear.
  - c. While removing existing paint by sanding or blasting, or applying new antifoulant paint, commercial users must wear a respirator with an organic vapor removing cartridge with a prefilter approved for pesticides (MSHAINIOSH approval number prefix TC-23C), or a canister approved for pesticides (MSHAINIOSH approval number TC-14G), or a NIOSH approved full face respirator with an organic vapor removing cartridge with a P100 prefilter. Residential (non-commercial) users are advised to wear the same respirators, cartridges, and prefilters as required by commercial users."

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. 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 Abigail Downs at (703) 305-5259.

Sincerely,



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

JUN 22 2010

Enclosure: (Stamped Label)

FRONT PANEL

# **BLUE WATER®**

## **MARINE PAINT**

ACCEPTED  
with COMMENTS  
in EPA Letter Dated:  
JUN 22 2010  
Under the Federal Insecticide,  
Fungicide, and Rodenticide Act as  
amended, for the pesticide.  
registered under EPA Reg. No  
74691-14

# **SPC 99™**

## **HIGH LOAD BOOSTED SELF-POLISHING COPOLYMER**

### **9902**

### **Marine Black**

- High Load Boosted SPC - Self Polishing Copolymer
- Controlled Polishing Rate & Optimum Biocide Release
- Maximum Fuel Efficiency through SPC Technology
- added Zinc Omadine Booster
- Multi-Season Protection
- Relaunch without Painting
- Self Smoothing for Hull Roughness Control
- Tremendous Protection for High Fouling Conditions

**WARNING:** Keep Out of Reach of Children  
SEE SIDE PANELS FOR ADDITIONAL PRECAUTIONARY STATEMENTS

One Gallon 3.785 Liters

**FRONT - LEFT PANEL**

**ACTIVE INGREDIENT:**

CUPROUS OXIDE 37.8%  
ZINC PYRITHIONE 3.3%  
INERT INGREDIENTS 58.9%  
TOTAL: 100.00%  
COPPER AS METALLIC = 34.55%  
EPA REG. 74681-  
EPA ESTABLISHMENT 74681-NJ-1  
CONTAINS PETROLEUM DISTILLATE

ACCEPTED  
with COMMENTS  
in EPA Letter Dated:

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**STORAGE AND DISPOSAL**

Store in a dry area away from heat and severe cold. Keep partially used container tightly sealed. Do not contaminate water, food or feed by storage or disposal. In case of spillage, absorb with inert material and dispose of in accordance with applicable regulations.

**PESTICIDE DISPOSAL**

Pesticide wastes are toxic. Improper disposal of excess pesticides 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 hazardous waste representative at the nearest EPA regional office for guidance. Triple rinse container after emptying. Triple rinse as follows: Empty remaining contents into application equipment or a mix tank and drain for 10 seconds after the begins to drip. Fill the container 1/10th full with thinner and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or recycling. Drain for 10 seconds after flow begins to drip. Repeat this procedure two more times. Then offer the container for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other approval state and local procedures.

**CONTAINER DISPOSAL**

Triple rinse container, then offer it for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities. Nonrefillable Container. Do not reuse or refill this container. Offer for recycling if available.

**MANUFACTURED BY BLUE WATER MARINE PAINT**

1999 ELIZABETH STREET  
NORTH BRUNSWICK, NJ 08902  
1-800-628-8422  
[www.bluewatermarinepaint.com](http://www.bluewatermarinepaint.com)

A  
This wording  
must be moved  
to the front of  
this  
section.

**BACK INSTRUCTIONS**

**DIRECTIONS FOR USE**

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

**Product Description:** SPC 99™ is a self-polishing copolymer (SPC) antifouling which releases biocides via a hydrolysis reaction of an acrylic polymer with salt or fresh water. This is a chemical reaction & only occurs at the surface of the coating. SPC 99™ combines controlled polishing rate and optimum biocide release with inherent self smoothing for hull roughness control & maximum fuel efficiency. SPC 99™ has been specifically designed to meet the performance & environmental demands of powerboats, sailboats, deep sea & coastal vessel operators.

**Surface Preparation:** Surface must always be clean, dry and properly prepared prior to painting. Failure to do so will lead to eventually blistering and/or peeling. All sanded surfaces must be wiped clean with Dewaxer – 973 to remove sanding residue.

**General Application:** For use on boats below the true waterline. Can be brushed or rolled on fiberglass, wood, steel and previously painted surfaces per application systems below. Do not use on aluminum. Apply at least 2 coats for best performance, as the life of the paint is proportional to the number of coats applied.

**Mixing and Thinning:** Shake or mix thoroughly and stir continuously while using. Thin when necessary with Reducer – 974.

**Theoretical Coverage:** Depending on surface conditions, one gallon of bottom paint will usually cover over 400 square feet of surface when brushed or rolled.

**Clean Up:** Use Reducer – 974 for cleaning equipment and paint brushes.

**Estimated Dry Times:** Bottom paints are designed for overcoating after an overnight dry. Prior to launching, allow a minimum dry of overnight. If drying conditions are poor, or if paint was applied too thickly, longer periods of drying will be required. Fresh coats of paint must be thoroughly dry before overcoating.

**Yearly Repainting:** Scrub bottom clean at haul-out. Repaint only if old paint is sound and tight; if not, remove it by sanding or with paint remover. If old paint is rough, sand it with 100-150 grit sandpaper. Prepare seams, nicks and chips as below. Spotcoat any scuffs with antifoulant. Apply 2 coats of antifoulant.

**On Bare Wood:** If seams are not flush, fill them with seam compound. Dry several days until skin forms. Do not sand. Fill nicks with trowel cement, dry hard, sand, apply antifoulant (reduced 10%) then follow with 2 additional unreduced coats of antifoulant.

**On Bare Fiberglass:** Dewax by washing with Dewaxer – 973, remove dissolved wax at once with clean paper towels or rags; repeat; sand hard to a dull finish with 80-100 grit sandpaper. Fill any chips with trowel cement, dry hard, sand. Apply 3-5 coats of 8000A / 8000B Bottom Protect High Build Epoxy Primer, then apply 2 coats of antifoulant.

**On Bare Steel:** Sandblast surface to a near white metal; remove blast residue with a broom and airhose. Wipe off with Dewaxer – 973. Do not sand. Fill in any imperfections with fairing compound. Sand smooth and wipe clean. Apply 3-5 coats of 8000A / 8000B Bottom Protect High Build Epoxy Primer, then apply 2 coats of antifoulant

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Under the Federal Insecticide,  
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registered under EPA Reg. No. 74651-14-3-

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

May be fatal if swallowed. Wash thoroughly with soap and water after handling, and before eating, drinking, chewing gum, using tobacco or using the toilet. May be fatal if absorbed through skin. Do not get in eyes, on skin, or on clothing. Wear protective gloves & clothing jointly approved by the Mining Enforcement and Safety Administration and by the National Institute for Occupational Safety. Remove and wash contaminated clothing before reuse. May be fatal if inhaled. Do not breathe dust, vapor, or spray mist. Causes skin irritation. Remove and wash contaminated clothing before reuse. Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear specific goggles & respirator jointly approved by the Mining Enforcement and Safety Administration and by the National Institute for Occupational Safety.

**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. Call a poison control center or doctor for treatment advices.

**IF SWALLOWED:** Call a poison control center or doctor immediately for treatment advice. Have a 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.

**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.

**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 a poison control center or doctor immediately for further treatment advice. For additional information in case of emergency call toll free Chemtrec- 1-800-424-9300. Have the product container or label with you when calling a poison control center or doctor or going for treatment.

**ENVIRONMENTAL HAZARDS**

This paint is toxic to birds, fish and aquatic invertebrates. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or public waters unless product is specifically identified and addressed in a NPDES permit. Do not discharge effluent containing this product to sewage systems without previously notifying the sewage plant authority. For guidance contact your State Water Board or Regional Office of the U.S. Environmental Protection Agency.

**PHYSICAL AND CHEMICAL HAZARDS**

Do not use or store near heat or open flame.

**DISCLAIMER:** The performance of any marine paint or coating depends on many factors outside the control of our company including surface preparation, proper application, and environmental condition. Therefore, we 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. We shall not, under any circumstances, be liable for incidental or consequential damages. By purchase or use of this product, buyer agrees that the sole exclusive remedy, if any, is limited to the refund of the purchase price or replacement of the product, at the company's option.

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