



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

NOV 03 2016

Mr. John Gradek  
Chief of Marketing and Innovation Officer  
Foam Design, Inc.  
444 Transport Court  
Lexington, KY 40511

OFFICE OF  
SOLID WASTE AND  
EMERGENCY RESPONSE

Dear Mr. Gradek:

We have received and reviewed the information you submitted on your company's sorbent "Oil Eraser™ Boom." Our review indicates that this product meets the definition of a "sorbent" as specified in Title 40 of the Code of Federal Regulations (CFR), sections 300.5 and 300.915(g) of the National Contingency Plan (NCP). Based on this review, "Oil Eraser™ Boom" is not required to be listed on the NCP Product Schedule. Please note the product clarifications listed below.

So that you may be prepared to provide On-Scene Coordinators with a certification as referenced in section 300.915(g)(4) of the NCP, the following statement should be reproduced, dated, and signed on your corporate letterhead:

[SORBENT NAME] is a sorbent material and consists solely of the materials listed in section 300.915(g)(1) of the NCP.

It is recommended that your product is not left in situ. It should be completely collected and properly disposed of after use. It is also recommended that your loose product is not used on open water that is not boomed. Enclosed for your review is a copy of section 300.915(g) from the NCP. If you any have questions, please contact me at the Office of Emergency Management at (202) 564-1974.

Sincerely,

A handwritten signature in black ink, appearing to read "Leigh E. DeHaven".

Leigh E. DeHaven  
NCP Product Schedule Manager  
U.S. Environmental Protection Agency  
Office of Emergency Management (OEM)  
Regulation Implementations Division  
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