Message

From: Binford, Marshall [Binford.Marshall@epa.gov]
Sent: 7/23/2021 2:28:57 PM
To: Ed Schwartz [ess@mseslegal.com]
CC: Caplan, Robert W. [Caplan.Robert@epa.gov]; Beard, Phillip [Beard.Phillip@epa.gov]; Annicella, Alan [Annicella.Alan@epa.gov]
Subject: RE: Seal Shield - Certification of Compliance Regarding ElectroClave

Ed,

Thank you very much for passing along the executed Declaration.

Are you available for a short call this morning to touch base on the SSURO and where EPA is in its review on the questions you highlighted in your July 19, letter?

We have availability to discuss until noon today, and are also largely available on Monday. Thanks.

F. Marshall Binford, Jr. | Associate Regional Counsel
U.S. Environmental Protection Agency, Region 4 | 61 Forsyth Street, SW | Atlanta, Georgia 30303 | 404.562.9543 | binford.marshall@epa.gov

From: Ed Schwartz <ess@mseslegal.com>
Sent: Thursday, July 22, 2021 12:29 PM
To: Binford, Marshall <Binford.Marshall@epa.gov>
Cc: Caplan, Robert W. <Caplan.Robert@epa.gov>; Beard, Phillip <Beard.Phillip@epa.gov>; Annicella, Alan <Annicella.Alan@epa.gov>
Subject: Re: Seal Shield - Certification of Compliance Regarding ElectroClave

Marshall,

Please find the attached Declaration regarding ElectroClave compliance certification executed by Andrew McCarthy.

As I have indicated, Seal Shield is interested in an expeditious resolution of the other product issues. Please let me know if there is anything we can do to facilitate the EPA review process.

Sincerely,

Ed Schwartz

"HONI SOIT QUI MAL Y PENSE"

SWEETNAM & SCHWARTZ LLC

1050 Crown Pointe Parkway, Suite 500
Atlanta, Georgia 30338

470-395-7842 (p)
678-360-3644 (m)

770-234-6779 (facsimile)

SWEETNAM & SCHWARTZ LLC

Confidentiality: This message and any attachments from Sweetnam & Schwartz LLC may contain confidential and legally protected information. If you are not the intended recipient (addressee) please do not read, copy, disseminate or disclose this communication. Please notify Sweetnam & Schwartz LLC by e-mail to ess@mseslegal.com if you have received this e mail in error and then securely delete from your system. No attorney/client relationship is formed with Sweetnam & Schwartz, LLC in the absence of a signed engagement letter. IRS Circular 230 Disclosure: To ensure compliance with requirements imposed by the IRS and other taxing authorities, any tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties that may be imposed on any taxpayer, or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein.

From: Binford, Marshall <Binford.Marshall@epa.gov>
Sent: Tuesday, July 20, 2021 5:23 PM
To: Ed Schwartz <ess@mseslegal.com>
Cc: Caplan, Robert W. <Caplan.Robert@epa.gov>; Beard, Phillip <Beard.Phillip@epa.gov>; Annicella, Alan <Annicella.Alan@epa.gov>
Subject: Seal Shield - Certification of Compliance Regarding ElectroClave

Ed:

Thank you very much for your letter from yesterday on behalf of Seal Shield, and the additional information you provided regarding the recent measures that Seal Shield has taken to resolve the issues with its website as it relates to the ElectroClave.

In order to move forward with Seal Shield's request for an immediate partial termination of the SSURO with respect to the ElectroClave, EPA will need a signed certification of compliance from Seal Shield. Toward this end, please find attached a draft Declaration for the signature of Andrew McCarthy on behalf of Seal Shield, providing a certification of compliance with respect to the ElectroClave. This Declaration is substantially similar to the declaration signed by Andrew

which Seal Shield previously provided to EPA, dated June 18, 2020, prior to the partial termination of the April 2020 SSURO.

Once we receive the signed Declaration, we will be able to recommend the execution of a partial termination of the SSURO with respect to the ElectroClave.

As it relates to the other items which you raised in your July 19, 2021 letter, (i.e., the International Version of the Website, Seal Shield's Use of the Word "Silver", and the Importation of the Antimicrobial Products currently in inventory in Asia), EPA is discussing these matters internally and will get back to you as soon as we are able to do so. Should you have any immediate questions or concerns at this time, please feel free to contact me or Bob at your convenience. Thank you again very much for your assistance with this matter.

Regards,

F. Marshall Binford, Jr. | Associate Regional Counsel
U.S. Environmental Protection Agency, Region 4 | 61 Forsyth Street, SW | Atlanta, Georgia 30303 | 404.562.9543 | binford.marshall@epa.gov