



State of California -The Natural Resources Agency  
DEPARTMENT OF FISH AND WILDLIFE  
1416 9<sup>th</sup> Street  
Sacramento, CA 95814  
<http://www.wildlife.ca.gov>

*EDMUND G. BROWN JR., Governor*  
*CHARLTON H. BONHAM, Director*



January 10, 2013

Mr. Timothy Woodward  
Advanced Innovative Recovery Technologies, Inc.  
20472 Crescent Bay Drive, Suite 104  
Lake Forest, CA 92630-8849

***Subject: Smart Foam Boom Product Exemption***

Dear Mr. Woodward:

We have received and reviewed the information you submitted on the Advanced Innovative Recovery Technologies (AIRTech) "Smart Foam" boom product. Government Code section 8670.13.1 (b) states that sorbents and other cleanup devices that do not employ the use of active chemical cleanup agents, or otherwise determined not to cause aquatic toxicity for purposes of oil spill response, are not subject to the licensing provisions. Our review indicates that these products meet the exemption requirements outlined in this subsection.

Please be aware that the Office of Spill Prevention and Response restricts the use of loose particulate materials for purposes of on-water spill response. As such, loose particulate materials must be in self-contained form (e.g., pillows, socks, pads, boom) for use in cleanup for all waters of the State. These restrictions are necessary to ensure that large quantities of foreign materials are not lost to the environment where they can become available to wildlife.

Should you have any questions or need any additional information regarding this exemption letter, please contact Ms. Ellen Faurot-Daniels of my staff at (831) 649-2888.

Sincerely,

Thomas M. Cullen, Jr.  
Administrator  
Office of Spill Prevention and Response