

From: Robert Wendoll <Robert.Wendoll@DunnEdwards.com>
Sent: Thursday, September 01, 2011 4:12 PM
To: Paint Product Stewardship
Cc: Karl Altergott; Alison Keane; mzarrehparvar@paint.org
Subject: Dunn-Edwards Comments on CalRecycle Proposed Regulations for Paint Recovery Program
Attachments: DE Letter re CA Paint Recovery Program Regulations.doc

Please find attached the comment letter of Dunn-Edwards Corporation, regarding proposed regulations for the architectural paint recovery program.

Regards,

RWendoll

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Robert Wendoll | Director of Environmental Affairs

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September 1, 2011

Mr. Mark Leary, Acting Director
California Department of Resources,
Recycling and Recovery
801 K Street, MS 19-01
Sacramento, CA 95814

RE: PROPOSED REGULATIONS FOR PAINT RECOVERY PROGRAM

Dear Mr. Leary:

Dunn-Edwards Corporation is a California-based manufacturer and distributor of architectural coatings, serving the Southwestern United States. Our Main Office & Factory Complex, as well as a majority of our retail outlets, are located in California, where we provide good jobs for more than 1,300 people directly and contribute indirectly to the livelihoods of thousands more professional painting contractors and maintenance staff painters. Dunn-Edwards paint and coatings are frequently specified for use on public buildings, including federal, state, county and municipal facilities, in addition to residential, commercial, institutional and industrial structures of all kinds. Dunn-Edwards is one of the few paint companies to offer a recycled latex paint product, our RECOVER brand.

This letter is to provide our comments on the above-referenced draft proposed regulations for the architectural paint recovery program to be established pursuant to AB 1343. Dunn-Edwards supported AB 1343, and is committed to participating in the California paint stewardship program that will be implemented by PaintCare, which is currently operating the successful Oregon paint stewardship program.

Although Dunn-Edwards does not distribute paint in Oregon, we have been involved with the program there because I have been an active participant in the national Paint Product Stewardship Initiative and Karl Altergott, president of Dunn-Edwards, sits on the Board of Directors of PaintCare. We believe that the success of the Oregon program – and the future success of the California program – depends on operating as efficiently as possible, keeping costs and administrative burdens to the absolute minimum that is consistent with fully achieving program goals.

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Unfortunately, the proposed regulations as currently drafted would impede, rather than facilitate, program efficiency. Especially troubling is that the draft regulations exceed, by a wide margin, the scope of authority granted to the Department under the plain language and clear legislative intent of AB 1343. Dunn-Edwards strongly supports the analyses and recommendations submitted by both PaintCare and the American Coatings Association, and we urge the Department to revise the draft regulations as suggested to remove unnecessary, costly, burdensome, and excessively punitive components.

Thank you for your consideration of our comments, and the comments submitted by PaintCare and the American Coatings Association. We look forward to working with the Department on improving the draft regulations and launching a successful paint stewardship program to benefit the citizens and environment of California.

If you have any questions concerning this letter, or need more information, please feel free to call me at (323) 826-2663.

Very truly yours,

DUNN-EDWARDS CORPORATION



Robert Wendoll
Director of Environmental Affairs

Cc: Karl Altergott
Alison Keane
Marjeneh Zarrehparvar