

The Learning Center

January 6, 2005

Oceaneering Research & Development
5572-64th Way North
St. Petersburg, FL 33709

Dear Sir:

The Aqua Guard system that Aquatic Technologies installed in our pool has failed. The walls and the floor of the pool are coming away from the gunite. I want to thank you for honoring the warranty of a company that will not.

Sincerely,




Arthur S. Ford
Facility Manager

Notice of Material Defect

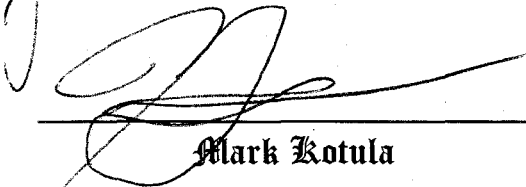
RE: AQUATIC TECHNOLOGIES INC.

Dennis Hardy
891 N.E. Dixie Hwy
Jensen Beach, Fl 34957

The following people are hereby sending notice to your company AQUATIC TECHNOLOGIES INC. Dennis Hardy take notice that a material sold and warranted by your company is defective. The material called AQUA GUARD a pool paint is falling off concrete and fiberglass pools applied in 1997, 1998, 2000, & 2003 the material is blistering cracking and no longer bonding to the surface of the pools applied. This is occurring on many pools applied with your material. The following people would like to know how you are going to warrant this problem and correct the problem with these pools and customers. If there is no response on your behalf we will take other steps to have you respond. The following people are filing this complaint on this day May 28 2004.


John Watson

Date 5 / 28 / 2004


Mark Kotula

Date 6 / 7 / 2004


Thomas L. Newland

Date 5 / 30 / 2004

To this date we have had no response from AQUATIC TECHNOLOGIES DENNIS
HARDY. 1/12 2007

Nov. 3, 2002

Aquatic Surfaces Inc.
State Lic # CPC029643

D. Hardy
444 S.E. 13th Court
Deer Beach Fl 33441

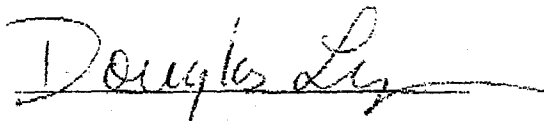
Dear Dennis / Jeff,

This is to inform you that I am submitting all the pertinent paperwork regarding our purchase with your company to the State Attorneys office in Pinellas County. I am also submitting the paperwork to Sam Lynn, the former Chief of Police for St. Petersburg, who now heads the Federal Bunco Squad and Racketeering Task Force out of Washington D.C. Several weeks ago my wife contacted your sister and you in turn contacted us regarding the work you did on our pool. We sent you all the paper work, which you requested. In May of 1998 my wife and I contracted with you to have our pool resurfaced. We signed a legal and binding contract for the sum of \$3,940.00, which we in full. In return you contracted to repair the pool and coated it with a 15 year Aquaglass warranty product. We have seen several cracks in the pool surface and we now want you to honor your warranty. However, you have chosen to ignore our requests. We contracted the job with you in good faith and we paid in the same good faith, now there is a problem and we not only expect you to honor your agreement we demand it.

You asked us to fax you information as to how to get to our home and you also asked for a copy of the contract, all of which we faxed to you, As of the above date we still have not heard from you. The only way we can contact you is either through your sister in Deer Beach, which according to the Contractors License Board 536-4720 is where your license information is registered or through the fax number you left with us.

We have tried to resolve this problem, but you choose to ignore us, and therefore leave us no alternative, but to seek legal advice and assistance.

Sincerely,



Encl/CC State Attorney
Sam Lynn

February 18, 2006

Dear Sir

I am sure you are now aware of the ULTRAGUARD CHALLENGE on our website. I would like to extend this challenge to your Pool Bright and Aquaguard manufactured by Aquatic Technologies.

I have written certified testimonials from pool contractors and residential clients you have sold in which your products failed. You now have the opportunity to prove these failures were due to improper prepping of the pools and not the quality of your materials. By testing your products it will prove your claims of the specifications of your product.

These specifications tested by Sherry Laboratories will certify and attest to all the psi's, solids and your claim of not having solvents in your mix.

I would appreciate a response no later than February 27, 2006.

Sincerely

Ken Bankoff

To Whom It May Concern:

My pool contractor felt he had a superior product with a 10-year warranty. Aquatic Technologies manufactured the product. It has a similar product being offered on the internet as a DIY called Pool-Bright. After the first year I noticed blisters. By the 3rd summer the product was delaminating from the walls. When we had the delaminated product in our hand we found it was brittle and cracked easily. I also found out the Tropicana had Aquatic Technologies product installed on their indoor pool and that also failed after 2 years. My contractor told me that he had an industrial product with 100% solids with no clay and no need to use MEK as a thinner. This product did not have to be heated to make it workable. The entire pool had to be done over again at the expense of the contractor with the UltraGuard product, with a realistic 10-year warranty. I'll be more than happy to speak with anyone about this matter.

Bill Edmunds
Holland, PA

AFFORDABLE POOLS , INC.
SALES , SERVICE , REPAIR & INSTALLATION

3115 Ray Road
Fenton , Michigan 48430
(810) 348-0504 Fax (810) 714-9676

To Whom It May Concern:

8/8/05

For years I handled the account for Marriott's pools removing a lot of Fiber Tec's materials and applying Aqua Guard from Aquatic Technologies. I have lost the account because all the pools done with Aqua Guard has failed big time and the Marriott's & Double Tree Hotels do not want any thing to do with fiberglass and epoxy coating any more. ~~The pools I did do with Armor Guard Oceaneering product I have not had any problems. The Marriott's will only except bids with marcite because of the failures.~~

Regards,

Mark D. Kotula

Mark D. Kotula
President

POOL PROS

601 Guthrie Road
Sterlington, LA 71280

To Whom it May Concern:

7/9/2007

For two years I was using Aquatic Technologies product Aqua Guard, sold to me by Dennis Hardy. Which Aquatic Technologies made all kinds of claims about their product and how good it was. After the first year we started getting calls from almost every pool we applied his product that it was chalking, blistering and falling off, some pools less then a year. We called Mr. Hardy and he said he would get back to me. After calling time after time he never called me again. After doing some checking I found that there was a lot of other contractors that he had sold to and they where having the same problems. While at several Pool & Spa Shows I had talked to other companies that said this is the reason Aquatic Technologies does not show up at any of the pool shows any more. I also was told he was now trying to sell to homeowners his junk material and calls it a different name. He has pretty much burnt his bridges in the Pool & Spa Industry. Also thru the years I have noticed that Dennis Hardy has changed the name of his company & product several times.

Sincerely,

John Watson

John Watson / Pool Pros