

3432-20005

12-16-2009

1/6

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



Office of Pesticide Programs

Wendy A. McCombie
Lewis & Harrison
122 C Street NW Suite 740
Washington, DC 20001

FILE COPY

Subject: N Jonas & Co., Inc.
On Guard JCH Calcium Hypochlorite
EPA Registration No. 3432-20005
Application Date: Nov 18, 2009
Receipt Date: Nov 20, 2009

Dear Wendy A. McCombie

This acknowledges receipt of your notification, submitted under the provision of PR Notice 98-10, FIFRA section 3(c)9.

Proposed Notification:

- Revision of label with Minor label changes including container handling instructions per PR-Notice 2007-4

General Comments:

Based on a review of the material submitted, the following comment applies:

The notification application is acceptable and a copy has been inserted in your file for future reference.

Should you have any questions or comments concerning this letter, please contact me at (703) 308-6345.

Sincerely,

Wanda Y. Henson
Acting Product Manager (32)
Regulatory Management Branch II
Antimicrobials Division (7510P)



United States
Environmental Protection Agency
 Washington, DC 20460

- Registration
 Amendment
 Other NOTIFICATION

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 3432-2005 20005	2. EPA Product Manager Emily Mitchell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ON GUARD JCH CALCIUM HYPOCHLORITE	PM# Team 32	
5. Name and Address of Applicant (Include ZIP Code) N. Jonas & Co., Inc. 4520 Adams Circle Bensalem, PA 19020	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(1), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

NOTE: PLEASE SEND ALL CORRESPONDENCE TO CONTACT POINT LISTED BELOW

Check if this is a new address

Section - II

- Amendment - Explain below. Final printed labels in response to Agency letter dated _____
 Resubmission in response to Agency letter dated _____ "Me Too" Application
 Notification - Explain below. Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

APPLICATION FOR NOTIFICATION: MINOR LABEL CHANGES

Notification of Minor Label Changes in Accordance With PR Notices 1998-10, 2007-1 and 2007-4: See Cover Letter

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 95-2 and 40 CFR 152.46, this product may be in violation of FIFRA and may be the subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Signature: _____ Date: **November 18, 2009**

THIS SUBMISSION IS NOT SUBJECT TO PRIA FEES

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
					<input type="checkbox"/> Glass
					<input type="checkbox"/> Paper
					<input type="checkbox"/> Other (Specify)
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled				<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)

Name Wendy A. McCombie, Lewis & Harrison 122 C Street NW Ste. 740, Washington DC 20001	Title Agent for N. Jonas & Co., Inc.	Telephone No. (Include Area Code) 202-393-3903 ext. 11
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Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

6. Date Application Received
(Stamped)

2. Signature 	3. Title Agent for N. Jonas & Co., Inc.
4. Typed Name Wendy A. McCombie, Lewis & Harrison	5. Date November 18, 2009

LEWIS & HARRISON

Consultants in Government Affairs

122 C Street, N.W., Suite 740
Washington, D.C. 20001
telephone 202.393.3903
fax 202.393.3906

direct 202.393.3903 ext. 11
wmccombie@lewis-harrison.com

November 18, 2009

HAND DELIVERED

Registration Division (Mail Code 7504P)
Office of Pesticide Programs
Document Processing Desk [NOTIFY]
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202

**ATTENTION: Emily Mitchell
Product Manager, Team 32
Antimicrobials Division**

**SUBJECT: N. Jonas & Company Inc. 2005
On Guard JCH Calcium Hypochlorite (EPA Reg. No. 3432-~~2005~~)
Notification of Minor Label Changes per PR Notices 1998-10, 2007-1, and 2007-4
This Submission Is Not Subject To PRIA Fees**

Dear Ms. Mitchell:

As Agent for N. Jonas & Company Inc. ("Jonas"), I am submitting a Notification under the provisions of PR Notices 1998-10, 2007-1 and 2007-4 to advise the Agency of minor changes to the label for **On Guard JCH Calcium Hypochlorite (EPA Reg. No. 3432-~~2005~~)**.
2005

The label changes are as follows:

- 1) Update the container disposal language in the Storage and Disposal section per the instructions provided in PR Notice 2007-1 and PR Notice 2007-4. Please note that this Jonas product is sold for household/residential use only. Therefore, only the label language for household/residential containers required by these PR Notices is applicable to this product.
- 2) Move the First Aid statements to the front panel per the Agency's recent internal policy changing the current guidelines set forth in the Label Review Manual at Chapter 7, Part III, Section F(3). Previously, the Agency did "permit reasonable variations in the placement of the First Aid statement as long as the reference statement, 'See First Aid (or Statement of Practical Treatment) on [identify appropriate panel]' appears on the front panel." However, since recent comments for EPA Reg. Nos. 3432-35, 3432-38 and 3432-56 have indicated that this former policy has changed, Jonas wants to ensure that all of their Toxicity Category I chlorinated products are in compliance with the new rule.
- 3) Revise the panel reference statement to read, "See [back] [side] panel for additional precautionary statements"

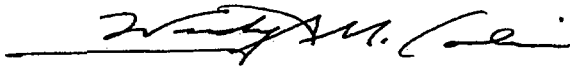
Please find enclosed the following documents to support the notification for **Guard JCH Calcium Hypochlorite**:

- 1) Pesticide Application Form; and,
- 2) Three (3) copies of the revised product label with the changes highlighted.

Insofar as I am the authorized "Contact Point" and "Company Agent" for Jonas, please relay all correspondence directly to me at 122 C Street NW, Suite 740, Washington DC 20001. If you have any questions, please contact me by telephone at 202-393-3903 ext. 11 or by e-mail at wmccombie@lewisharrison.com.

Thank you very much for your cooperation.

Sincerely,



Wendy A. McCombie
for,
N. Jonas & Company Inc.

Enclosures

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[bracketed text denotes alternate language options]

OnGuard

JCH

Calcium Hypochlorite

GRANULAR CHLORINATING POWDER

NOTIFICATION
Date Reviewed: 12/16/09
Reviewed By: [Signature]

FIRST AID

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

IF ON SKIN OR ON CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice.

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

IF SWALLOWED: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.

EPA Est. No. 3432-PA-1

EPA Reg. No. 3432-20005

KEEP OUT OF REACH OF CHILDREN

DANGER

See [back] [side] panel for additional precautionary statements

ACTIVE INGREDIENT:

Calcium Hypochlorite..... 68%

OTHER INGREDIENTS: 32%

TOTAL..... 100%

*Available Chlorine.....65%

NET WT. 5 LBS.

Mfg. By: N. Jonas & Co., Inc. • Bensalem, PA 19020

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS: Danger, highly corrosive. Causes skin and eye damage. May be fatal if swallowed. Do not get in eyes, on skin, or in clothing. Do not handle with bare hands. Wear goggles or face shield and use rubber gloves and only thoroughly clean dry utensils when handling. Irritating to nose and throat. Avoid breathing dust and fumes. Remove and wash contaminated clothing before reuse.

PHYSICAL AND CHEMICAL HAZARDS: Danger, strong oxidizing agent. Add product to water only. Contamination may start a chemical reaction with generation of heat, liberation of hazardous gases, and possible fire and explosion. Avoid any contact with flame or burning material, such as lighted cigarettes. Do not contaminate with moisture, garbage, dirt, organic matter, chemicals, including other pool chemicals, pool chlorinating compounds, household products, cyanuric acid, pool stabilizers, soap products, paint products, solvents, acids, vinegar, beverages, oil, pine oil, dirty rags or any other foreign matter. Do not use moist or damp utensils.

ENVIRONMENTAL HAZARDS: This product is toxic to fish and aquatic organisms. [Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of National Pollutant Discharge Elimination Systems (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.]*

DIRECTIONS FOR POOL USE: It is a violation of Federal law to use this product in a manner inconsistent with its labeling. A concentrated chlorine agent in dry, free-flowing form. This product controls growth of algae and effectively kills many bacteria thus helping to keep the pool in a sanitary condition. For best results, in vinyl pools add the product as a solution (1 oz. in 2 qts. of water) to the pool water, and in concrete pools scatter the granular material directly over the pool surface. **IMPORTANT:** When mixing, add product to water in a clean pail. **DO NOT** add water to the product. All mixing must be done outdoors.

READ THE PRECAUTIONARY STATEMENTS BEFORE USE.

INITIAL CHLORINATION: For initial chlorination of any pool water, add 1 oz. for each 1,000 gallons. Allow 5 minutes to dissolve and then test the chlorine residual with a pool test kit and if below 1.0 ppm (parts per million) repeat this dosage until 1.0 ppm is obtained. Pool should not be entered until chlorine residual reads 1.0 - 3.0 ppm.

ROUTINE CHLORINATION DOSAGE: Subsequently add 3-4 oz. per 5,000 gallons daily or as often as needed to maintain 1.0 ppm whether the pool is in use or not. Use a test kit frequently to determine chlorine residual. If any chlorine residual is present, it is possible to increase the residual in pool water by 1.00 ppm by using 1 oz. per 5,000 gallons of water. For best results, in vinyl pools add the product as a solution (1 oz. in 2 qts. of water) to the pool water, and in concrete pools scatter the granular material directly over the pool surface. **IMPORTANT:** When mixing, add product to water in a clean pail. **DO NOT** add water to the product. All mixing must be done outdoors.

MAINTENANCE OF pH: pH should be maintained in the 7.2-7.6 range. Use any product available for this purpose, follow directions on the label. Maintaining 1.0 ppm (parts per million) chlorine residual and a 7.2-7.6 pH range will result in clean, sparkling water.

STABILIZED POOLS: If cyanuric acid is used to stabilize available chlorine, follow label directions for that product. Always maintain the chlorine residual at 1.0-1.4 ppm as determined by test kit. Add 3 oz. of product per 10,000 gallons of water every other day or as often as needed to maintain 1.0 - 1.5 ppm chlorine residual. To control algae during the pool season, superchlorinate every two weeks at the rate of 1 oz. per 1,000 gallons of water when the temperature is below 80° F and once every week when the temperature is above 80° F. Pool should not be entered until chlorine reads 1.0 - 3.0 ppm.

SHOCK TREATMENT OR SUPERCHLORINATION: Every 7 days, or as necessary, superchlorinate the pool with 10 to 20 oz. of product for each 10,000 gallons of water to yield 5 to 10 ppm available chlorine by weight. If algae develop, shock treat or superchlorinate the pool water by adding 1 oz. Per each 500 gallons of water. Allow 5 minutes for product to dissolve and repeat if necessary. Thoroughly clean pool by scrubbing surface of algae growth, then vacuum and cycle through filter. Pool should not be entered until chlorine residual reads 1.0-3.0 ppm.

EMERGENCY HANDLING: In case of contamination or decomposition, do not reseal container. If possible, isolate container in open and well-ventilated area. Flood with large volumes of water.

STORAGE AND DISPOSAL:

Do not contaminate water, food or feed by storage or disposal.

PESTICIDE STORAGE: Keep product dry in tightly closed container when not in use. Store in a cool, dry, well ventilated area away from heat or open flame.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. If Empty: Do not reuse this container. Place in trash or offer for recycling if available. If Partly Filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

HOW TO DETERMINE POOL CAPACITY (IN U.S. GALLONS)

For Rectangular Pools: average depth x length x width (all in feet) x 7.5 = gallons.

For Round Pools: Diameter of pool x diameter of pool x average depth (all in feet) x 5.9 = gallons.

[Lot Number] [Batch Number]

*If container size is 5 gallons or larger, use the bracketed Environmental Hazards statement