

365-81



10/15/2008

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

October 15, 2008

Auria Trelles  
Registration Coordinator  
**Troy Corporation**  
8 Vreeland Road  
P.O. Box 955  
Florham Park, NJ 07932-0955

Subject: Notification in Accordance with PR Notice 98-10  
**Mergal@ BCM Technical**  
EPA Registration Number 365-81  
Application: September 12, 2008  
Receipt Date: September 15, 2008

Dear Ms. Trelles:

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

**Proposed Notification:**

- Add the phrase "Produced for/Manufactured for" on the label


**General Comment:**

Based on a review of the material submitted, the following comments apply.

The notification application is acceptable.

Should you have any questions concerning this letter, please contact me by telephone at (703) 308-6422 or email address at: [heyward.adam@epa.gov](mailto:heyward.adam@epa.gov), or Renae Whitaker telephone at (703) 308-7003 or email address at: [whitaker.renae@epa.gov](mailto:whitaker.renae@epa.gov) during the hours of 8:00 am to 3:30 pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

  
Adam Heyward  
Product Manager 34  
Regulatory Management Branch II  
Antimicrobials Division (7510P)

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98



**EPA**

United States  
**Environmental Protection Agency**  
Washington, DC 20460

- Registration
- Amendment
- Other:

OPP Identifier Number  
**296895**

**Application for Pesticide - Section I**

1. Company/Product Number <b>365-81</b>	2. EPA Product Manager <b>Adam Heyward</b>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>Mergal BCM Technical</b>	PM# <b>34</b>	
5. Name and Address of Applicant (Include ZIP Code) <b>Troy Chemical Corporation</b> <b>8 Vreeland Road</b> <b>Florham Park, NJ 07932</b> <b><u>PLEASE SEND ALL CORRESPONDENCE TO</u></b> <b><u>"CONTACT POINT" LISTED BELOW</u></b> <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(I), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____

**Section - II**

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

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

Labeling revision notification

**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	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
		If "Yes" Package wgt.	No. per container	<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 <b>Auria Trelles</b>	Title <b>Registration Coordinator</b>	Telephone No. (Include Area Code) <b>(973) 443-4200 ext 2206</b>
<b>Certification</b> 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 <i>Auria Trelles</i>	3. Title <b>Registration Coordinator</b>	
4. Typed Name <b>Auria Trelles</b>	5. Date <b>9/12/08</b>	



## TROY CORPORATION

September 12, 2008

Via DHL Courier

Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
Antimicrobial Division (AD)  
U.S. EPA  
Room S-4900, One Potomac Yard  
2777 South Crystal Drive  
Arlington, VA 22202-4501

Attn: Mr. Adam Heyward  
PM# 34/Antimicrobials Division (AD)

RE: Product label revision  
Polyphase 663 EPA Reg. No. 5383-109  
Polyphase 678 EPA Reg. No. 5383-110  
Polyphase P20T EPA Reg. No. 5383-74  
Polyphase P100 EPA Reg. No. 5383-50  
~~Mergal-BCM-Technical EPA Reg. No. 365-81~~  
Mergal BCM EPA Reg. No. 365-80

Dear Mr. Heyward:

Troy Corporation hereby is submitting a labeling notification for the following products:

Polyphase 663 EPA Reg. No. 5383-109  
Polyphase 678 EPA Reg. No. 5383-110  
Polyphase P20T EPA Reg. No. 5383-74  
Polyphase P100 EPA Reg. No. 5383-50  
Mergal BCM Technical EPA Reg. No. 365-81  
Mergal BCM EPA Reg. No. 365-80

Due to use of toll manufacturers for alternate formulations we have included the phrase "Produced for/Manufactured for" on each label.

All changes have been highlighted in yellow. Enclosed find the following documents:

- EPA Pesticide Application EPA Form (8570-1)- OPP Identifier No.  
296895  
296896  
304964  
296897  
304963  
296898
- Four (4) copies of each revised product label
- Certification Statement as required by PR Notice 98-10

If you should have any questions or require additional information, please contact me directly at (973) 443-4200 Ext (2206) or at [Trellesa@troycorp.com](mailto:Trellesa@troycorp.com)

Sincerely,

Aura Trelles  
Registration Coordinator

**Notification of Labeling revision: Mergal BCM Technical**  
**EPA Reg. No.: 365-81**  
**Per PR Notice 98-10:**

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 for 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 Notices 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

*Auria Trelles*  
Auria Trelles

9/12/03  
Date

**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**CAUTION-CUIDADO**

Causes moderate eye irritation. Avoid contact with eyes, skin and clothing. Wash thoroughly with soap and water after handling.

FIRST AID	
IF IN EYES:	<ul style="list-style-type: none"> <li>• 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.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
IF SWALLOWED:	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
NOTE TO PHYSICIAN:	
Probable mucosal damage may contraindicate the use of gastric lavage.	

**MERGAL® BCM TECHNICAL**

For use in the Formulation of Pesticides which control Fungi when used in Paints, Coatings, Concrete Admixtures, Plasters, Stuccos, Sealants, Fillers, Architectural Products, Finishes And Special Purpose Coatings

EPA Reg. No.	365-81
EPA Establishment Number	5383-NJ-1

ACTIVE INGREDIENT: .....% Weight  
Methyl (1H-benzimidazol-2-yl) carbamate. .... 99.00%  
INERT INGREDIENTS ..... 1.00%  
TOTAL ..... 100.0%

**CAUTION-CUIDADO**

See Side Panel for Additional Precautionary Statements  
**PRECAUCION AL USUARIO:** Si Usted no lee inglés no use este producto hasta que la etiqueta le haya sido explicada completamente.

**KEEP OUT OF REACH OF CHILDREN  
IN CASE OF EMERGENCY:  
CALL 1-800-424-9300**

Net Weight:

[Produced for/Manufactured for]

**Troy Chemical Company, LTD**  
Concord, Ontario L4K 4E5 Canada

Made in Germany

POLYPHASE® and MERGAL® registered trademarks

**ENVIRON**

This product is toxic to fish. Do not discharge into lakes, streams, ponds, estuaries, or other aquatic environments in accordance with the requirements of the National Pollutant Discharge Elimination System (NPDES) permit. Notify the appropriate authority in writing prior to discharging this product to sewer systems with a municipal treatment plant authority. For general information, contact the Regional office of the EPA.

**DIREC**

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

Only for use as a fungicide to be used in the manufacture of paints, coatings, sealants, fillers, architectural products, finishes, or other surfaces. Do not use to inhibit or control the growth of plants or animals on sealants or filler surfaces.

**STORAG**

Do not contaminate water, food, or feed. **PESTICIDE STORAGE:** Store in a cool, dry area out of reach of children. **PESTICIDE DISPOSAL:** Waste should be disposed of at an approved waste disposal site. **CONTAINER DISPOSAL:** Triple rinse, if necessary, and recycle in a sanitary landfill or by other approved method.

This label provides information on Seller's present state of knowledge regarding the properties of this product or its use. Seller warrants that this product conforms to the label. SELLER MAKES NO IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR ANY OTHER WARRANTY ABOVE. In no event, shall Seller be liable for indirect, or incidental damages.