



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

AUG 19 2010

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Ms. Rhonda Vance-Moeser
Senior Product Stewardship Specialist
Dow Chemical Company
1790 Building, Office 226
Midland, MI 48667

Subject: DBNPA 100 PTECH
EPA Registration No.: 464-655
Notification Date: 07/28/2010
EPA Receipt Date: 07/30/2010

Dear Ms. Ronda Vance-Moeser,

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

Proposed Notification

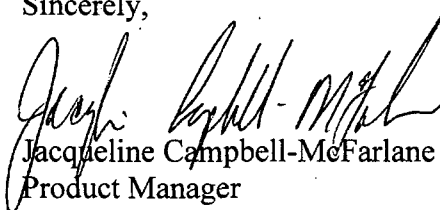
Label additions and omissions corrections

General Comments

Based on reviews of the submitted materials, your notification for the addition of the signal word, "Danger", to the "Precautionary Statements" and the statement, "Toxic to fish and aquatic organisms" to the "Environmental Hazards" section, is acceptable and apart of the records on file.

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6416 or by e-mail at campbell-mcfarlane.jacqueline@epa.gov or Glen McLeod by telephone at (703) 347-0181 or by e-mail at mcleod.glen@epa.gov. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,


Jacqueline Campbell-McFarlane
Product Manager
Regulatory Management Branch
Antimicrobials Division (7510P)



United States
Environmental Protection Agency
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 464-655	2. EPA Product Manager Jacquie Campbell-McFarlane	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) The Dow Chemical Company/ DBNPA 100 PTECH	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) The Dow Chemical Company 1803 Building Midland, MI 48674 <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: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Refer to cover letter for additional details and required Notification statement. Purpose of Notification is to add additional "danger" to label in the precautionary statement section and to correct omission of "and aquatic organisms" to the Environmental Hazards section of the label. This too was inadvertently left off the label.

Section - III

1. Material This Product Will Be Packaged In:

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	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container

3. Location of Net Contents Information
 Label Container

4. Size(s) Retail Container

5. Location of Label Directions
 On Label On Labeling accompanying product

6. Manner in Which Label is Affixed to Product
 Lithograph Other _____
 Paper glued Stenciled

Section - IV

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

Name Rhonda Vance-Moeser	Title Sr. Regulatory Specialist	Telephone No. (Include Area Code) (989) 636-1884
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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.

2. Signature
Rhonda Vance-Moeser

3. Title
Sr. Regulatory Specialist

4. Typed Name
Rhonda Vance-Moeser

5. Date
July 28, 2010

6. Date Application Received (Stamped)

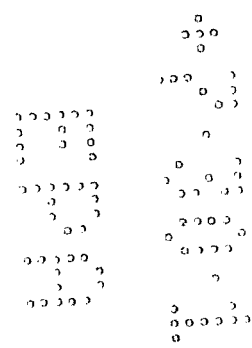


The Dow Chemical Company
Midland, MI 48674
U.S.A.

July 28, 2010

Office of Pesticide Programs (7504P)
Document Processing Desk (NOTIF)
U. S. Environmental Protection Agency
One Potomac Yard, Room S-4900
2777 S. Crystal Drive
Arlington, Virginia 22202-4501

Overnight Mail



RE: NOTIFICATION – EPA REG. NO. 464 – 655 - DBNPA 100 PTECH

Dear Ms. Campbell-McFarlane,

The Dow Chemical Company (Dow) hereby submits a Notification to correct label omissions which were previously approved on the DBNPA 100 PTECH label. Specifically:

- 1) DANGER is the single word and is on the label already. This Notification adds the additional “danger” to the precautionary statements which was inadvertently omitted on label submission.
- 2) Agency previously approved Environmental Hazards to state “toxic to fish and aquatic organisms” which was inadvertently left off the label. This Notification adds this phrase back on the label.

In order for the application to be processed the required Notification statement is included below.

“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 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 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject enforcement action and penalties under section 12 and 14 of FIFRA”

Enclosed are the following documents to support this notification

- 1) Completed application for Pesticide Registration, Form 8570-1.
- 2) Required notification statement above.
- 3) One copy of the label with changes highlighted in yellow and two copies of final printed label.

Please contact me if you have any questions or need additional information.

Sincerely,

Rhonda Vance-Moeser
Senior Product Stewardship Specialist
1790 Building, Office 226
Midland, MI 48667
Phone: (989) 636-1884 e-mail: rgvmoeser@dow.com

KEEP OUT OF REACH OF CHILDREN

DANGER

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

DANGER

• Causes irreversible eye damage • May be fatal if inhaled or swallowed • Causes skin irritation • Do Not touch, on Skin, or on Clothing • Do not breathe dust • When loading or handling wear protective eyewear (eye face shield), long-sleeved shirt and long pants, socks, shoes, chemically resistant gloves and a NIOSH respirator • Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals • Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using the toilet or using tobacco • Remove and wash contaminated clothing separately from other laundry before reuse.

Protective Equipment

Wear: long-sleeved shirt and long pants, chemically resistant footwear, eye face shields, chemically resistant gloves (such as barrier, laminate, butyl nitrile/neoprene rubber, PVC or viton)

Engineering Controls

Use closed metering systems the handler requirements may be reduced or modified to long-sleeve shirt, long pants, socks.

Personal Protective Equipment Requirements

Follow manufacturers' instructions for cleaning & maintaining PPE if no such instructions exist for washables, use detergent and hot water and wash PPE separately from other laundry.

First Aid Recommendations

Wash hands before eating, drinking, chewing gum, or using the toilet. Users must remove clothing immediately if pesticide residue is on clothing. Then wash thoroughly and put on clean clothing. Users must remove PPE immediately after handling this product. Wash the face before removing. As soon as possible, wash thoroughly and change into clean clothing.

Restrictions

Do not use this product directly in a way that will contact workers or other persons, either directly or through drift. Only protected areas may be in the area during application.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and aquatic organisms. Apply this product only as specified on this label. Do not contaminate water by runoff of equipment, or disposal of wastes. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit. If a permit 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 local office of the EPA.

STORAGE AND DISPOSAL

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

Storage: To maintain product quality, store at temperatures below 35°C. Keep container tightly closed when not in use.

Disposal: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Hazardous Waste Control Agency, or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

Recycling: Do not reuse or refill this container. Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by local authorities.

This product conforms to the chemical description on the label and is reasonably fit for the purposes stated when used in strict accordance with the directions. SELLER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

NET WT: XXX lb/XXX kg

LOT NO:

53468-7/27/2010-RA2387

DBNPA 100 PTE

FOR MANUFACTURING USE ONLY

Active Ingredient(s):

2,2-Dibromo-3-nitropropionamide

Inert Ingredient(s):

Total

FIRST AID:

IF IN EYES	• Hold eye open and rinse slowly and gently with water for 30 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing. • Call poison control center or doctor for treatment advice.
IF ON SKIN OR 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 SWALLOWED	• Call 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.
IF INHALED	• Move person to fresh air. • If person is not breathing, call an emergency responder or an ambulance preferably mouth-to-mouth. • Call a poison control center or doctor for further treatment advice.

Have product container or label with you when calling a poison control center or doctor or going to a hospital.

HOT LINE NUMBER

IN CASE OF AN EMERGENCY endangering life or property involving this product, call collect (800) 424-9293.

NOTE TO PHYSICIAN

The decision of whether to induce vomiting or not should be made by a physician. If lavage is indicated, use oral or esophageal control. Danger from lung aspiration must be weighed against toxicity to the stomach. Respiratory symptoms, including pulmonary edema, may be delayed. Persons receiving treatment should be observed 24-48 hours for signs of respiratory distress. Maintain adequate ventilation and oxygenation. Eye burns may require extended irrigation. Obtain prompt consultation, preferably from an ophthalmologist. Treat as any thermal burn, after decontamination. No specific antidote. Treatment of exposure symptoms and the clinical condition of the patient.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with the labeling. This product is to be used for the formulation of pesticide products. Formulators using this product must have EPA registrations for their formulated products.

For use in formulating antimicrobial products for the following uses: paper mills, commercial/industrial cooling water systems, oil field applications, metalworking fluid wastewater and sewage treatment systems (including canals and lagoons), reverse osmosis commercial/industrial process waters and commercial/industrial product preservation.

Produced for - (When produced by a contract manufacturer)



THE DOW CHEMICAL COMPANY
Midland, Michigan 48674
(989) 636-4400

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NOTIFICATION
Date Reviewed: .
Reviewed By: 2

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**OF REACH OF CHILDREN
DANGER**

UTIONARY STATEMENTS

umans and Domestic Animals

DANGER

• May be fatal if inhaled or swallowed • Causes skin irritation • Do Not breathe dust • When loading or handling wear protective eyewear and long pants, socks, shoes, chemically resistant gloves and a NIOSH approved respirator. Repeated skin contact may cause allergic reactions in some people. Wash hands thoroughly after handling and before eating, drinking, chewing gum, using the toilet, or using the toilet. Wash contaminated clothing separately from other laundry before reuse.

butyl nitrile/neoprene rubber, PVC or viton)

Additional requirements may be reduced or modified to long-sleeve shirt, long pants,

Maintaining PPE if no such instructions exist for washables, use detergent and hot water.

Washing gum, or using the toilet. Users must remove clothing immediately if pesticide is on skin. Wash hands thoroughly after handling this product. Wash the clothing, wash thoroughly and change into clean clothing.

Protect other workers or other persons, either directly or through drift. Only protected

ENVIRONMENTAL HAZARDS

Apply this product only as specified on this label. Do not contaminate water by discharge of effluent containing this product into lakes, streams, ponds, estuaries, or wetlands. Discharge of effluent containing this product to sewer systems with secondary treatment requirements of a National Pollutant Discharge Elimination System (NPDES) permit is prohibited. Do not discharge effluent containing this product to sewer systems without secondary treatment plant authority. For guidance contact your State Water Board or local health department.

STORAGE AND DISPOSAL

Store at temperatures below 35°C. Keep container tightly closed when not in use. Do not dispose of by use according to label instructions, contact your State Pesticide or Environmental Representative at the nearest EPA Regional Office for guidance.

Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Rinse water must be disposed of in a sanitary landfill, or by other procedures approved by local health department.

The chemical description on the label and is reasonably fit for the purposes stated. SELLER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

LOT NO:

53468-712712010-RA2387

DBNPA 100 PTECH

FOR MANUFACTURING USE ONLY

Active Ingredient(s):

2,2-Dibromo-3-nitrilopropionamide 97.6%

Inert Ingredient(s): 2.4%

Total 100%

FIRST AID:

IF IN EYES	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 30 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. • Call poison control center or doctor for treatment advice.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • 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 SWALLOWED	<ul style="list-style-type: none"> • Call 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.
IF INHALED	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call an emergency responder or an ambulance, then give artificial respiration, preferably mouth-to-mouth. • Call a poison control center or doctor for further treatment advice.

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

HOT LINE NUMBER

IN CASE OF AN EMERGENCY endangering life or property involving this product, call collect (989)636-4400.

NOTE TO PHYSICIAN

The decision of whether to induce vomiting or not should be made by a physician. If lavage is performed, suggest endotracheal and/or esophageal control. Danger from lung aspiration must be weighed against toxicity when considering emptying the stomach. Respiratory symptoms, including pulmonary edema, may be delayed. Persons receiving significant exposure should be observed 24-48 hours for signs of respiratory distress. Maintain adequate ventilation and oxygenation of the patient. Chemical eye burns may require extended irrigation. Obtain prompt consultation, preferably from an ophthalmologist. If burn is present, treat as any thermal burn, after decontamination. No specific antidote. Treatment of exposure must be directed at the control of symptoms and the clinical condition of the patient.

E.P.A. Registration No. 464-655

E.P.A. Est. XXX-XX-XXX

DIRECTIONS FOR USE

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

This product is to be used for the formulation of pesticide products. Formulators using this product are responsible for obtaining EPA registrations for their formulated products.

For use in formulating antimicrobial products for the following uses:

paper mills, commercial/industrial cooling water systems, oil field applications, metalworking fluids containing water, air-washers, wastewater and sewage treatment systems (including canals and lagoons), reverse osmosis systems, other commercial/industrial process waters and commercial/industrial product preservation.

Produced for - (When produced by a contract manufacturer)



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NOTIFICATION
Date Reviewed: 8/10/10
Reviewed By: J. McLeod

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