

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



United States
Environmental Protection
Agency

Office of Pesticide Programs

The Dow Chemical Company
1803 Building
Midland, MI 48674

NOV 21 2006

Attention: Abigail Trueblood
Regulatory Specialist

Subject: TRIS NITRO Brand of 50% Aqueous Tris(hydroxymethyl)
EPA Registration No. 464-663
Notification Dated November 3, 2006

This will acknowledge receipt of your notification addition of the qualifier "Produced for" above the company name, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

The Notification is in compliance with PR Notice 98-10 and is acceptable. This information has been made a part of your file.

If you have any questions concerning this letter, please contact Martha Terry at (703) 308-6217.

Sincerely

A handwritten signature in black ink that reads "M Swindell".

Marshall Swindell
Product Manager (33)
Regulatory Management Branch 1
Antimicrobials Division (7510P)

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-



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 464-663	2. EPA Product Manager M. Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TRIS NITRO Brand of 50% Aqueous Tris (hydroxymethyl) Nitromethane	PM# 33	
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: 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.)

Addition of the qualifier "Produced for" above the company name
Please see attached sheet for additional information

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" 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 checked="" type="checkbox"/> Container		4. Size(s) Retail Container Bulk or 55 gal		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Abigail Trueblood	Title Regulatory Specialist	Telephone No. (Include Area Code) 347-808-3555
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 <i>Abigail Trueblood</i>	3. Title Regulatory Specialist	
4. Typed Name Abigail Trueblood	5. Date 11/8/06	



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November 3, 2006

The Dow Chemical Company
1500 E. Lake Cook Road
Buffalo Grove, IL 60089
USA

Mr. Marshall Swindell/ PM33
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Office of Pesticide Programs
Antimicrobials Division
One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Re: Notification of Addition of Qualifier "Produced for"
above Company Name
**TRIS NITRO™ Brand of 50% Aqueous Tris(hydroxymethyl)
Nitromethane (EPA Reg. No. 464-663)**

Dear Mr. Swindell:

The Dow Chemical Company (Dow) seeks to notify USEPA of the following change to the product label for TRIS NITRO Brand of 50% Aqueous Tris (hydroxymethyl) nitromethane:

- addition of qualifier "Produced for" above the company name

Enclosed are the following:

- EPA Form 8570-1, *Application for Registration* (with attached sheet)
- One copy of the proposed label with changes highlighted

If you have any questions concerning this submission, please contact me.

Sincerely,

Abigail Trueblood
Regulatory Specialist
atrueblood@dow.com
(847)-808-3555

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 to enforcement action and penalties under Sections 12 and 14 of FIFRA.

TRIS NITRO™

BRAND OF 50% AQUEOUS TRIS(HYDROXYMETHYL)NITROMETHANE
INDUSTRIAL BACTERIOSTAT

Active Ingredients:

2-Hydroxymethyl-2-nitro-
1,3-propanediol 51.5%
Inert Ingredients: 48.5%
Total 100%

E.P.A. Registration No. 464-663
E.P.A. Est.

KEEP OUT OF REACH OF CHILDREN

CAUTION

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals
Harmful If Swallowed Or Absorbed
Through The Skin Or Inhaled • Causes
Moderate Eye Irritation • Avoid Contact
With Eyes, Skin, Or Clothing • Avoid
Breathing Spray Mist • Wash Thoroughly
With Soap And Water After Handling •
Remove Contaminated Clothing and Wash
Clothing Before Reuse

Produced for:



THE DOW CHEMICAL COMPANY

Midland, Michigan 48674 U.S.A.
(989)636-4400

* Trademark of THE DOW CHEMICAL COMPANY

77071-00144691 • 2/28/2006-1751

FIRST AID:	
IF IN EYES:	<ul style="list-style-type: none"> • Hold eyes open and rinse slowly and gently with water for 15-20 minutes. • Remove contact lenses, if present, after the first five minutes, then continue rinsing. • Call a poison control center or doctor for treatment advice.
IF SWALLOWED:	<ul style="list-style-type: none"> • 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 by a poison control center.
IF ON SKIN:	<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.
IF INHALED:	<ul style="list-style-type: none"> • 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.
HOT LINE NUMBER	
IN CASE OF AN EMERGENCY endangering life or property involving this product	

ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination system (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.

Notice: Seller warrants that the product conforms to its chemical description as contained on this label and is reasonably fit for the purposes stated on this label (except uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration) when used in accordance with directions under normal conditions of use. THE WARRANTIES MADE IN THIS PARAGRAPH ARE SELLER'S SOLE WARRANTIES WITH RESPECT TO THE PRODUCT AND ARE MADE EXPRESSLY IN LIEU OF AND EXCLUDE ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE AND ALL OTHER EXPRESS OR IMPLIED REPRESENTATIONS AND WARRANTIES.

STORAGE AND DISPOSAL

STORAGE: Freezes at 60°F.

Store in a warm place.

TRIS NITRO decomposes in the presence of alkaline materials. Protect from vapors of ammonia and amines during handling and storage to prevent deterioration and release of formaldehyde.

PESTICIDE DISPOSAL: Do not store by storage or disposal. Wastes re product may be disposed of on site disposal facility.

CONTAINER DISPOSAL: Triple for recycling or reconditioning or p sanitary landfill, or by other proper authorities.

DIRECTIONS FOR USE

It is a violation of Federal Law to use inconsistent with its labeling.

USE IN METALWORKING FLU

In Diluted Fluids: A concentration of NITRO in the fluid is sufficient to coat 1-2 quarts of 50% aqueous TRIS NITRO

Maintenance Dosage: Add 250 to 500 ppm weekly as required to maintain control. 0.25 quart of 50% aqueous TRIS NITRO will provide a 250 ppm concentration.

In Concentrates: TRIS NITRO may be used as a manufacturer in metal working fluid required in such concentrates will be maintained in the range of 6 to 8. Deterioration of TRIS NITRO may result in levels of formaldehyde. Long-term stability by the manufacturer on his specific concentrate does not contain ingredients that affect TRIS NITRO stability. The amount to be added is dependent on the dilution factor recommended to be used. For efficient bactericidal activity, a concentration of 1000 to 2000 ppm of active TRIS NITRO is suggested.

526

