

1022-584

08-08-2011

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

AUG - 8 2011

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Gail Watson
IBC Manufacturing Company
416 East Brooks Road
Memphis, TN 38109

Subject: **Tuff Brite**
EPA Registration No.: 1022-584
Application Date: July 11, 2011
Receipt Date: July 13, 2011

Dear Ms. Watson:

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

Proposed Notification:

Update label per PR Notice 2007-4

General Comment:

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

A copy of the notification is accepted and has been inserted in your file for future reference.

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 Stacey Grigsby by telephone at (703) 305-6440 or by e-mail at grigsby.stacey@epa.gov during the hours of 8:00am to 4:00pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

Jacqueline McFarlane
(Acting) Product Manager (34)
Regulatory Management Branch II

Antimicrobials Division (7510P)

| CONCURRENCES | | | | | | | |
|--------------|--|--|--|--|--|--|--|
| SYMBOL | | | | | | | |
| SURNAME | | | | | | | |
| DATE | | | | | | | |



United States
Environmental Protection Agency
Washington, DC 20460

Registration
Amendment
Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number: 1022-584
2. EPA Product Manager: Campbell-McFarlane
3. Proposed Classification: None / Restricted
4. Company/Product (Name): Tuff-Brite
5. Name and Address of Applicant: IBC Manufacturing Company, 416 East Brooks Road, Memphis, TN 38109
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.)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR SS 156.10, 156.140, 156.144, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product.

Section - III

1. Material This Product Will Be Packaged In: Child-Resistant Packaging, Unit Packaging, Water Soluble Packaging, 2. Type of Container: Plastic
3. Location of Net Contents Information: Container
4. Size(s) Retail Container: 5-gal (2 x 2 1/2), 55-gal, 270-gal
5. Location of Label Directions: on label
6. Manner in Which Label is Affixed to Product: Lithograph Paper, glued

Section - IV

1. Contact Point: Gail Watson, Registrations Representative
Certification: I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete.
2. Signature: Gail Watson
3. Title: Registrations Representative
4. Typed Name: Gail Watson
5. Date: July 11, 2011
6. Date Application Received (Stamped)

July 11, 2011

Ms. Jacquie Campbell-McFarlane, Team Leader (34)
Regulatory Management Branch II
Antimicrobials Division (7510W)
U.S. Environmental Protection Agency
Room S4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202

Re: Notification
Tuff-Brite (EPA Reg. No. 1022-584)
Revised Label per PR Notice 2007-4

Dear Jacquie:

Enclosed please find a notification for the above product to update the Storage and Disposal Statements and bring this label into compliance with PR Notice 2007-4. The Container Disposal instructions have been updated to comply with Agency guidelines.

This submission includes:

- EPA Form 8570-1
- 1 copy of updated label language

Changes to the label have been marked for ease of review.

If you have questions or need additional information, I can be reached at 901-344-5316 or watsong@ibio.com.

Sincerely,



Gail Watson
Registrations Representative

gw

Enclosures

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Net Contents:

TUFF-BRITE®

For Control of Sapstain and Mold in
Freshly Cut Lumber and Timbers and
Decay Protection in Wood Composites

To Impart Mildew Control on Paint and Stain Films, Adhesives, Caulks and Sealants

FOR INDUSTRIAL USE ONLY

Read Entire Label Carefully and Use Only as Directed

Ingredient Statement

| | |
|---|--------|
| Active Ingredient: | |
| Chlorothalonil (tetrachloroisophthalonitrile) | 40.4% |
| Inert Ingredients: | 59.6% |
| Total: | 100.0% |

Patent Pending
EPA Reg. No. 1022-584

EPA Est. No. 1022-TN-1

KEEP OUT OF REACH OF CHILDREN

WARNING

SEE BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS.

IBC Manufacturing Company
416 East Brooks Road
Memphis, TN 38109
901-344-5350

NOTIFICATION
Date Reviewed: 5/18/11
Reviewed By: *[Signature]*

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

May be fatal if inhaled. Harmful if swallowed or absorbed through the skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Do not breathe spray mist. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals.

5/8

Personal Protective Equipment

Mixers, loaders, applicators and all other handlers must wear:

- long sleeve shirt and long pants
- shoes plus socks
- chemical resistant gloves (such as or made out of any waterproof material)
- when spraying, wear a respirator with an organic-vapor removing cartridge with a prefilter approved for pesticides (MSHA/NIOSH approval number prefix TC-14G), or a NIOSH-approved respirator with an organic vapor (OV) cartridge or canister with any N, R, P, or HE prefilter.

Follow manufacturer's instructions for cleaning / maintaining Personal Protective Equipment (PPE). If no such instructions or washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

Do not apply this product in such a manner as to directly, or through drift, expose workers or other persons.

User Safety Recommendations:

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

| | |
|--|---|
| FIRST AID | |
| IF IN EYES: | <ul style="list-style-type: none"> ▪ 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. ▪ Call a poison control center or doctor for treatment advice. |
| 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 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 by a Poison Control Center or doctor. ▪ Do not give anything by mouth to an unconscious person. |
| 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 further treatment advice. |
| HOT LINE NUMBER | |
| <p>In case of emergency, call Chemtrec toll free at 800-424-9300.</p> <p>Have the product container or label with you when calling a poison control center or doctor or going for treatment.</p> | |
| NOTE TO PHYSICIAN: Persons having a temporary allergic reaction respond to treatment with antihistamine or steroid creams and/or systemic steroids. | |

ENVIRONMENTAL HAZARDS

This product is toxic to fish, aquatic vertebrates, aquatic invertebrates, marine/estuarine organisms and wildlife.

Do not apply directly to water or to areas where surface water is present or to intertidal areas below the mean high-water mark. Drift and runoff may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwater or rinsate.

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 Environmental Protection Agency.

DIRECTIONS FOR USE

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

APPLY ONLY AS SPECIFIED ON THIS LABEL

GENERAL PRECAUTIONS AND RESTRICTIONS

- **KEEP OUT OF REACH OF CHILDREN**
- **Do Not Store near Foodstuffs**
- **This Product is Toxic to Fish**
- **Furnish Protective Clothing and Goggles to Workers**
- **Instruct Workers to Use Good Hygiene And Always Wash Hands Before Eating or Drinking.**
- **Do not apply this product in a way that will contact workers or other persons, or pets, either directly or through drift. Only protected handlers may be in the area during application.**
- **Do not allow others to enter the treatment area until sprays have settled.**

WOOD PROTECTION:

General: TUFF-BRITE® is a liquid formulation to be dispersed in water for control of sapstain and mold in freshly sawed lumber and timbers and decay protection in wood composites. The dispersion in water may be applied by dip or a coarse spray. Shake or mix the concentrate well before dispersing in the water.

Constant (24-hour) agitation is required in the dip vat, pre-mix tank, or nurse tank to maintain adequate distribution of the treatment material. Agitation should continue even when no treatment operation is occurring, such as overnight and on weekends.

Lumber Treatment: For lumber approximately 2" (50 mm) or less in thickness, use 1 quart (a liter) per 100 gallons (378 liters) of water. Dip or spray the lumber until all surfaces are thoroughly wet.

Timber Treatment: For timbers or lumber thicker than 2" (50 mm), use 2 quarts (2 liters) per 100 gallons (378 liters) of water. Measure the chemical and water accurately. Dip or spray until all surfaces are thoroughly wet.

Seasoned Wood Treatment: For control of mildew fungi on seasoned wood above ground, mix 1 to 2 1/2 gallons of TUFF-BRITE with 100 gallons of water, water repellent, or latex coating, and apply by brush or spray.

Proper Handling of Treated Lumber and Timbers: For best results, use fresh logs as free from infection as possible before converting into lumber. Treat the lumber as soon as possible (within 12 to 24 hours) after cutting. Place lumber and timbers on sticks if possible for rapid air seasoning. Protect freshly treated lumber from excessive rainfall immediately after treatment.

Note #1: If possible, dipping is better than spraying for complete coverage of all surfaces.

Note #2: Bulk piled lumber and timbers should always use the stronger mixture.

Composite Wood Products:

To provide decay protection for composite wood products, such as flakeboard or particle board that is to be used for building siding, sheathing, construction timbers, decking or planking, incorporate Tuff-Brite into the wood composite material while it is being manufactured. Use 1.25 to 12.5 pounds of Tuff-Brite per cubic foot volume of final wood composite. The high loading rate should be used in composite wood products that are intended to be installed in contact with soil or concrete, or where the wood is intended to be exposed to conditions with continuously high levels of moisture. Thoroughly incorporate Tuff-Brite into the composite material as it is being ground, mixed or blended with adhesives or binding materials prior to final formation of the wood composite matrix.

For Pressure Treatments:

APPLY WITH CCA PRESSURE TREATMENT: Add 0.2 – 0.4 gallons of Tuff-Brite to 100 gallons of CCA treating solution ready to use. Pressure treat wood or lumber by the standard procedure of American Wood Preservers' Association.

APPLY BEFORE PRESSURE TREATMENT: Dip wood in a vat containing 0.2 - 0.4 gallons of Tuff Brite to 100 gallons water. This is to control mold while wood is air drying. CCA pressure treating may be done immediately following the dip treatment if desired.

APPLY AFTER CCA PRESSURE TREATMENT: Dip CCA-treated wood in a vat containing 0.2 – 0.4 gallons of Tuff Brite to 100 gallons of water. This may be done as soon after pressure treatment as desired.

PAINT & STAIN FILMS, ADHESIVES, CAULKS AND SEALANTS:

This product is used to protect treated articles from decay, mold or mildew, including paints and stains, adhesives, caulks, grouts and sealants.

This product must not be formulated into a product intended as a mildewcidal paint additive designed for direct sale to retail customers, e.g. in a "pillow pack" or other small volume or one-use package.

This product may only be formulated into mildewcidal paint products that are labeled
A) with product-specific instructions for the use of a respirator during application,
B) as follows: "When applying with a sprayer, use a respirator with an organic-vapor removing cartridge with a prefilter approved for pesticides (MSHA/NIOSH approval number prefix TC 14G), or a NIOSH-approved respirator with an organic vapor (OV) cartridge or canister with any N, R, P OR HE prefilter. (If oil is not present in the paint product or recommended for use as an additive in the paint product, add "N" as an additional respirator type.)"

This product must not be used as an in-container preservative.

Mix contents slowly before using to assure uniform mixture. Tuff-Brite is an aqueous dispersion containing 40.4% (wt/wt) active ingredient. Tuff-Brite is to be used in water-based or water-compatible products only.

Latex Emulsion Paints, Stains and Coatings:

Disperse 12.4 to 24.8 pounds (9.6 to 19.3 pints) of Tuff-Brite per 100 gallons of exterior paint to obtain effective mildew control in the paint film after it is applied. Use the high rate in areas favorable to mildew and mold growth, such as where painted surfaces frequently are warm and moist. Tuff-Brite, when added to stains designed for exterior wood, also protects the wood from surface molds and mildew stains caused by fungi.

Use 6.2 to 12.4 pounds (4.8 to 9.6 pints) of Tuff-Brite per 100 gallons of interior latex paint.

Tuff-Brite is compatible with zinc oxide in latex paints.

Tuff-Brite can be used with either unmodified or alkyd modified acrylic, vinyl acrylic, or polyvinyl acetate latexes.

Tuff-Brite can be added into the paint formula during the pigment grind operation, during or after letdown, or post-added to a finished paint product after manufacture.

Note: If Tuff-Brite is used to produce post-manufacturing paint additive products, such products must be distributed to and used by only professional personnel engaged in the mixing or blending of such paints. Such post-manufacturing paint additive products may not be sold directly to homeowners or non-professional painters.

If an in-can preservative is used in combination with Tuff-Brite, its compatibility with Tuff-Brite should be examined first.

DO NOT use in paints designed for applications on food-contact surfaces, or on the interior of buildings engaged in food processing or food handling. DO NOT use in paints designed to be handled by children.

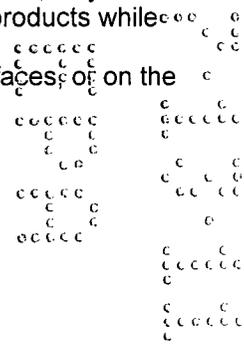
Aqueous Adhesives

Tuff-Brite may be incorporated into adhesives to protect the applied adhesive films from mold growth and decomposition. Fully disperse 12.4 to 24.8 pounds of Tuff-Brite per 1,000 pounds of adhesive while it is being manufactured. Use the high rate in areas favorable to mildew and mold growth, such as where surfaces frequently are warm and moist.

DO NOT use in adhesives designed for applications on food-contact surfaces, or on the interior of buildings engaged in food processing or food handling.

Aqueous Caulks and Sealants

To provide mildew and mold control on caulking or sealing deposits after application, fully disperse 1.25 to 12.5 pounds of Tuff-Brite per 1,000 pounds of caulk or sealant products while they are being manufactured. The high rate is recommended for exterior caulks. DO NOT use in caulks or sealants designed for applications on food-contact surfaces or on the interior of buildings engaged in food processing or food handling.



STORAGE AND DISPOSAL

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

STORAGE: Store away from food or feed in a secure, well-ventilated area protected from extreme temperatures. Do not transfer to unmarked containers. Keep container closed when not in use.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide 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 Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER HANDLING: Nonrefillable Container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows:

For containers small enough to shake: Empty the remaining contents into application equipment or a mix tank. Fill container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after flow begins to drip. Repeat procedure two more times.

For containers too large to shake:

For containers too large to shake: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times.

Then offer for recycling if available or reconditioning if appropriate or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

WARRANTY AND LIMITATION OF DAMAGES

Seller warrants to those persons lawfully acquiring title to this product that at the time of the first sale of this product by seller this product conformed to its chemical description and that it was reasonably fit for the purposes stated on the product label when used both in accordance with the Direction for Use appearing on the product label and under normal conditions of use. Buyers and users of this product assume the risk of all loss or damage from use or handling of this product that results from their failure to read and comply with the Directions for Use of this product which appear on the product label. SELLER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY, INCLUDING ANY OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR OF MERCHANTABILITY, AND NO AGENT OF SELLER IS AUTHORIZED TO DO SO. Unless expressly prohibited by state law, the liability of seller for any breach of warranty shall not exceed the purchase price of the product as to which a claim is made.

