1-4-2008

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

January 4, 2008

Mark E. Burt, Ph. D. Arch Chemicals, Inc. 1955 Lake Park Drive, suite 100 Smyrna, GA 30080

Subject:

Product Name: Baquacil Premium Algicide

EPA Registration Number 1258-1269

Application Date: 03-Dec-2007 Receipt Date: 06-Dec-2007

Dear Dr. Burt:

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

Proposed Notification

- Add responsible care symbol as an advisory statement
- Add marking statements
- Add advisory statements
- Revise label per Notice 2007-4

General Comments:

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

The subject application is acceptable, except for the following proposed notification request:

 Add a responsible care symbol as an advisory statement. The proposed symbol must submit as a label amendment.

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A copy of the approved notification has been inserted in your file for future reference.

Should you have any questions or comments concerning this letter, please contact me by telephone at 703) 308-6422 or by e-mail at heyward.adam@epamail.epa.gov during the hours of 7:00 am to 4:00 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 (7510C)

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United States

Registration
Amendmen
Other

OPP Identifier Number

SEPA	Environmental Protection Agency Washington, DC 20460			X	Amendmo	ent	
·	-	Application	on for Pestici	de - Section	n I	· · · · · · · · · · · · · · · · · · ·	
1258-1269	. Company/Product Number		1	Product Manager Heyward		3. Proposed Classification X None Restricted	
4. Company/Product (Name Baquacil Premium Algicide)		PM# 34	,			
5. Name and Address of Applicant (Include ZIP Code) Arch Chemicals, Inc. 1955 Lake Park Drive Smyrna, GA 30080 Check if this is a new address		(b)(i), n to: EPA I	6. Expedited Reveiw. 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 -				
Amendment - Explain Resubmission in resu Notification - Explain	conse to Agency letter c	dated		Final printed lab Agency letter do "Me Too" Appli Other - Explain I	cation.	0	
Explanation: Use addition Arch is submitting this notion PRIA Category: N/A (notified PRIA Fee: N/A Contact: Mark E. Burt, phouse of I am unavailable call John	fication per PR Notice 9 cation) ne 770-803-2526, e-ma	98-10 and PR	R Notice 2007-4 (se	n.	ication statemen	ts)	
			Section - I	11			
1. Material This Product Wi Child-Resistent Packaging Yes No * Certification must be submitted	Unit Packaging Yes No If "Yes" Unit Packaging wgt.	No. per container	Water Soluble P Yes No If "Yes" Package wgt	No. per container		ntainer Metal Plastic Glass Paper Other (Specify)	
3. Location of Net Contents	Information Container	4. Size(s) Ret	ail Container	5. L	ocation of Label	Directions	
6. Menner in Which Label is Affixed to Product Lithograph Other Other Stenciled							
			Section - I'				
1. Contact Point <i> Complete</i> Name Mark E. Burt	items directly below fo	r identificatio	n of individual to b Title Regulatory IV		Te	ess this application.) Ilephone No. (Include Area Code) 770) 803-2526	
	ments I have made on t ny knowlinglly false or n law.		all attachments the		curate and comp r imprisonment of	6. Date Application Rcca vad (Stamped)	
2. Signature	and E Gud		3. Title Regulatory Mana	ager			
4. Typed Name Mark E. Burt		!	5. Date Decem	nber 3, 2007			

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Arch Chemicals, li. 1955 Lake Park Drive Suite 100 Smyrna, GA 30080 Tel: 770.801.6600



Via Federal Express December 3, 2007

Mr. Adam Heyward
Product Manager 34
Office of Pesticide Programs (7504P)
C/O Document Processing Desk (NOTIF)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Subject:

Baquacil Premium Algicide

- EPA Reg. No. 1258-1269
- Combined PR Notice 2007-4 Notification and PR Notice 98-10 Notification:
 - To Revise Label to Comply With Container Regulations in Subpart H Container Labeling, §156.140
 - o To Add a Responsible Care Symbol as Advisory Statement
 - To add optional marketing statements
 - o To add optional advisory statements

Dear Mr. Heyward:

Arch Chemicals, Inc. is submitting a combined PR Notice 2007-4 Notification and a PR Notice 98-10 Notification for the above subject project.

Please note that the batch number or lot number will be printed directly on the container.

The PR Notice 98-10 notification seeks to add optional marketing claims and Arch believes these may be added to the label via notification.

Also, for product stewardship reasons, Arch proposes to include, via a PR Notice 98-10 notification, a Responsible Care symbol as an optional advisory statement "Stop! Do Not Mix With Other Products Or Dissolve Before Use. Read Precautionary / First Aid Statements On Label", inside an octagonal graphic symbol. Additionally, this optional advisory statement and graphic symbol will be placed on the product container. Id.

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Arch Chemicals, I 1955 Lake Park Drive Suite 100 Smyrna, GA 30080 Tel: 770.801.6600



Additionally, Arch proposes to add optional advisory statements to the directions for use section. Arch believes that these items can also be added via notification.

In support of this application for notification, enclosed are the following documents:

- A completed application for amendment (EPA 8570-1) form, with attached certification statements, as required by PR Notice 2007-4 and PR Notice 98-10.
- Two copies of the product labeling with additions in red print.

Thank you for your cooperation. Please contact me 770-803-2526 or by e-mail at meburt@archchemicals.com, if there are any questions. If I am not available, please contact John Hott at 770-598-7735.

Sincerely,

Mark E. Burt, Ph.D.

Mall E Gut

Regulatory Manager

Notification Statements for:

Product:

Baquacil Premium Algicide

EPA Reg. No.: 1258-1269

Registrant: Arch Chemicals, Inc.

PR Notice 98-10 Certification Statement

Notification to add optional marketing claims and advisory statement.

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 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.

PR Notice 2007-04 Certification Statement

This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR Sections 156.10, 156.140, 156.144, 156.146, and 156.156. 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 the amended label is not consistent with the requirements of 40 CFR Sections 156.10, 156.140, 156.144, 156.146, and 156.156, 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. RA.

Company Agent:

M.E. Burt

Title: Regulatory Manager

Date: December 3, 2007

Signature:

Mad E Gut

DRAFT EPA MASTER LABEL COPY draft cont reg Dec 07

[All text in square brackets [AAA] is optional and may/may not be included on final label] {All text in rounded brackets {AAA} is for information purposes and will not appear on final label}

Chlorine-free

Baquacil® PREMIUM ALGICIDE

FOR PERSISTENT ALGAE

NOTIFICATION Date Reviewed: 1-5-06 Reviewed By: 4 Frank n

WARNING:

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS KEEP OUT OF REACH OF CHILDREN

FIRST AID:

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 doctor for further 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 doctor for 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.
- Avoid alcohol.

MEDICAL EMERGENCY INFORMATION CENTER 1-800-654-6911

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

Net Contents: 1 qt. (946 ml)

EPA Reg. No. 1258-1269

If lot no. ends with "M" EPA Est. No. is 36209-NJ-01. If lot no. ends with "B" EPA Est. No. is 4091-TN-3

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Do not stack more than four drums high. Leaking or damaged drums should be placed in overpack drums for disposal. Spills should be absorbed in sawdust or sand and disposed of in a sanitary landfill. Keep container closed when not in use.

PESTICIDE 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 Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: {Optional statements – usage depends on whether or not refillable or nonrefillable containers are used and whether or not product is packaged for household/residential use only}

{Nonrefillable container - household/residential use}

[Keep this product in its tightly closed container when not in use. Nonrefillable container. Do not reuse or refill this container. Rinse empty container thoroughly with water prior to disposal. Offer for recycling if available. Do not contaminate food or feed by storage or disposal or cleaning of equipment.]

{Refillable container - household/residential use}

[Keep this product in its tightly closed container when not in use. Do not contaminate food or feed by storage or disposal or cleaning of equipment. Refillable container. Refill this container with Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)ethylene dichloride] only. Do not use this container for any other purpose. Rinse empty container thoroughly with water prior to disposal.]

{Nonrefillable container - non-household/residential use}

[Keep this product in its tightly closed container when not in use. Do not contaminate food or feed by storage or disposal or cleaning of equipment. Nonrefillable container. Do not reuse this container. Offer for recycling if available. Rinse empty container thoroughly with water prior to disposal.]

{Refillable container - non-household/residential use}

[Keep this product in its tightly closed container when not in use. Do not contaminate food or feed by storage or disposal or cleaning of equipment. Refillable container. Refill this container with Poly[oxyethylene(dimethyliminio)ethylene(dimethyliminio)ethylene dichloride] only. Do not use this container for any other purpose. Cleaning of this container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. Rinse empty container thoroughly with water prior to disposal.]

{Redundant statements will be deleted} **PLASTIC:** Triple rinse, then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. FOR INFORMATION ON SPILLS, CALL 1-800-654-6911

PRECAUTIONARY STATEMENTS -

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING: Causes eye and skin irritation. Do not get in eyes, on skin or on clothing. Harmful if swallowed. Avoid breathing vapors.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish and aquatic organisms. Do not contaminate water by the cleaning of equipment or disposal of waste. 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 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 sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

PHYSICAL OR CHEMICAL HAZARDS: Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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

[For best results follow a weekly routine with the BAQUACIL system or BAQUACIL CDX System. Consult with your authorized BAQUACIL dealer for advice on the system that best suits your pool and your lifestyle.]

[Take a pool water sample to your authorized [brand] dealer regularly for a detailed water analysis.]

BAQUACIL Premium Algicide for Persistent Algae is used to control the growth of algae recreational water systems such as pools. For optimum results, systems containing heavy algae growth should be cleaned prior to using BAQUACIL Premium Algicide for Persistent Algae.

For swimming pools having algae growth add 30 fluid ounces of BAQUACIL Premium Algicide for Persistent Algae per 10,000 gallons of water. Run filter continuously for 24 to 48 hours. Brush sides and bottom of pool daily until algae growth is eliminated. If algae growth is still present after 7 days, repeat treatment.

BAQUACIL Premium Algicide for Persistent Algae is not compatible with chlorine. Do not mix BAQUACIL Premium Algicide for Persistent Algae with concentrated dry or liquid chlorine products.

BAQUACIL is a registered trademark of Arch UK Biocides Limited.

Arch Chemicals, Inc. Smyrna, GA 30080

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For more information, visit our website at www.baquacil.com. For product support, call 1-877-929-7945.

{Optional }



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