

1258-1269

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)



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 1258-1269	2. EPA Product Manager Adam Heyward	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> 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 <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.)

Arch is submitting this notification per PR Notice 98-10 and PR Notice 2007-4 (see attached certification statements)
 PRIA Category: N/A (notification)
 PRIA Fee: N/A
 Contact: Mark E. Burt, phone 770-803-2526, e-mail, meburt@archchemicals.com.
 If I am unavailable call John Hott, phone 770-598-7735

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	If "Yes" Unit Packaging wgt. No. per 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" Package wgt. No. per container			
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions	
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 Mark E. Burt	Title Regulatory Manager	Telephone No. (Include Area Code) (770) 803-2526
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 both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Manager	
4. Typed Name Mark E. Burt	5. Date December 3, 2007	

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Arch Chemicals, Inc.

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

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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:
o 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
o 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 lid.

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.

