

1529-28

6/30/2014

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

JUN 30 2014

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

International Specialty Products
1361 Alps Road
Wayne, NJ 07470
Attn: Kaci Rosario

Subject: Label Notification to Include Container Disposal Directions
EPA Reg. No. 1529-28
Notification Letter dated June 5, 2014

This letter acknowledges receipt of the Notification identified above submitted under the provisions of section 3(c)(9) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended and PR Notice 98-10.

Updated Container Disposal Directions:
Non-refillable containers less than 5 gallons
Non-refillable containers greater than 5 gallons

Based on a review of the submitted information, this notification is acceptable. This information has been made a part of your file.

Should you have any questions concerning this letter, please contact Seiichi Murasaki at murasaki.seiichi@epa.gov or (703) 347-0163.

Sincerely,

A handwritten signature in black ink, appearing to read "Seiichi Murasaki", is written over a horizontal line.

Seiichi Murasaki
Risk Manager (Team 33)
Regulatory Management Branch 1
Antimicrobials Division (7510P)

Please read instructions on reverse before completing form.

Form Approved, EMB No. 2070-0060, Approval expires 05-31-98

**EPA**

United States
Environmental Protection Agency
 Washington, DC 20460

☐ **Registration**
☐ **Amendment**
☒ **Other:**

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 1529-28	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Nuosept 95 Preservative	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) International Specialty Products An Ashland Inc. business 1005 U.S. 202/206 Bridgewater, NJ 08807 <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.)**Notification of label revision to update container disposal statements per PR Notice 98-10.**

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 statements 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 section 12 and 14 of FIFRA.

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 If "Yes" Unit Packaging wgt. No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Package wgt. No. per container	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)
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***Certification must be submitted**

3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container	5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Other <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name Kaci Rosario	Title Product Regulatory Specialist	Telephone No. (Include Area Code) 908-243-3546
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 	3. Title Product Regulatory Specialist	
4. Typed Name Kaci Rosario	5. Date June 5, 2014	



Kathryn Rosario
Product Regulatory Specialist

1005 U.S. 202/206
Bridgewater, NJ 08807
Tel: 908-243-3546, Fax: 908-243-3582

krosario@ashland.com

June 5, 2014

via FEDEX

Marshall Swindell
Product Manager #33
Document Processing Desk [NOTIF]
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW
Washington, DC 20460

RE: Label Revision Notification
Nuosept 95 Preservative (EPA Reg. No. 1529-28)

Dear Mr. Swindell:

On behalf of International Specialty Products, an Ashland Inc. business, I am submitting this Notification to update the label to include disposal directions for containers less than 5 gallons and separately for containers greater than 5 gallons.

To support this Notification, I am submitting the following documents for review:

1. Application for Pesticide Notification which includes a signed statement certifying compliance with PR Notice 98-10;
2. One copy of the revised labeling with changes highlighted.

Thank you in advance for your assistance with this Notification. If you have any questions, you can reach me at 908-243-3546 or by e-mail at krosario@ashland.com.

Sincerely,

Laci Casario

Kaci Rosario
Product Safety Specialist

each me at

NUOSEPT™ 95 PRESERVATIVE**ACTIVE INGREDIENTS:**

5-Hydroxymethyl-1aza-3, 7-dioxabicyclo-(3.3.0) octane.....	28.80%
5-Hydroxymethoxymethyl-1aza-3,7-dioxabicyclo-(3.3.0) octane.....	16.00%
5-Hydroxypoly (methyleneoxy (74% C2, 21% C3, 4% C4, 1% C5) methyl-1-aza-3, 7-dioxabicyclo- (3.3.0) octane	5.20%
INERT INGREDIENTS	50.00%
TOTAL.....	100.00%

**KEEP OUT OF REACH OF CHILDREN
DANGER****FIRST AID**

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye. Call poison control center or doctor for treatment advice.

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 or 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 or doctor for treatment.

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.

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

IN CASE OF EMERGENCY CALL 1-800-ASHLAND

International Specialty Products
an Ashland Inc. business
1005 U.S. 202/206
Bridgewater, NJ 08807

EPA Reg. No. 1529-28
EPA Est. No. XXXX-XX-XX

**NOTE: READ THE MATERIAL SAFETY DATA SHEET
BEFORE
USING THIS PRODUCT.**

**IN CASE OF TRANSPORTATION EMERGENCY
CALL CHEMTREC 800-424-9300 (703-527-3887)**

Net Weight: _____

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS

DANGER

Causes irreversible eye damage. Do not get in eyes or in clothing. Wear goggles, face shield or safety glasses, and rubber gloves. Harmful if inhaled. Avoid breathing vapor or spray mist. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

DIRECTIONS FOR USE

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

For use as a preservative in latex paints, latex emulsions, slurries and pigment dispersions, inks, adhesives, construction materials such as caulks and sealants, metalworking fluids (enclosed systems only), textile fiber finish solutions, paper coatings (must be limited to contact with dry food), general use in petroleum production recovery, and wax emulsions.

End Use	Recommended Use Level ⁽¹⁾ of NUOSEPT® 95 PRESERVATIVE	Point of Addition
Adhesives (Natural-Based)	0.2 – 0.5	Add to water phase or post add
Adhesives (Synthetic)	0.1 – 0.5	Add to water phase or post add
Caulks	0.1 – 0.5	Add to water phase during manufacture
Drilling Muds	0.05 – 0.2	Add to water phase or post add
Flooding Fluids	0.01 – 0.1	Post addition
Latex Emulsions	0.05 – 0.3	Post addition
Wax Emulsions	0.2 – 0.3	Post addition
Latex Paint	0.1 – 0.4	Add at any point during manufacture
Inks	0.1 – 0.5	Post addition
Paper Coatings	0.1 – 0.5	Add to water phase or post add
Pigment Dispersion	0.1 – 0.3	Add at any point during manufacture
Pigment Slurry	0.05 – 0.1	Add to water phase or post add
Sealants	0.1 – 0.5	Add to water phase during manufacture
Metalworking Fluids ⁽²⁾	0.1 – 0.2	Add to water phase during manufacture and service
Textile Fiber Finish ⁽³⁾	0.05 – 0.1	Add at any point during manufacture

⁽¹⁾ Percent by weight of formulation. The optimum amount of NUOSEPT® 95 PRESERVATIVE required for adequate preservation is best determined by conducting a series of test loadings and making any subsequent adjustments.

⁽²⁾ Only for use in enclosed metalworking systems.

⁽³⁾ Only for use on fibers that are not in direct contact with skin.

6/6

NOTIFICATION

06/30/2014

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. 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. Do not contaminate water by cleaning of equipment or disposal of wastes.

PHYSICAL AND CHEMICAL HAZARDS

Keep away from heat and flame. In case of fire, use spray, foam, CO₂ or dry chemical. Protect from freezing.

STORAGE AND DISPOSAL

STORAGE - Store indoors in a cool, dry place. Protect from heat and flame. Keep from freezing. Wear organic vapor respirator, face shield and rubber gloves when opening container and transferring contents. Reseal open container. If pesticide is spilled, extinguish sources of ignition, ventilate area and cover spill with inert absorbent material. Sweep up and dispose of as below.

PESTICIDE DISPOSAL - Do not contaminate water, food, or feed by storage or 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:**[Instructions for non-refillable containers 5 gallons or less:]**

Non-refillable container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container $\frac{1}{4}$ 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 the flow begins to drip. Repeat this procedure two more times. Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

CONTAINER DISPOSAL:**[Instructions for non-refillable containers greater than 5 gallons:]**

Non-refillable container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container $\frac{1}{4}$ 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 or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

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