

1529-30

03-15-2010

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



Office of Pesticide Programs

International Specialty Products  
1361 Alps Road  
Wayne, N. J. 07470

MAR 15 2010

Attention: Georgia Anastasious, Agent

**Subject: Fungitrol® 158 Fungicide**  
EPA Registration No. 1529-30  
Notification Dated February 18, 2010

This will acknowledge receipt of your notification, submitted under the provisions of FIFRA Section 3(c)(9).

Proposed Notification

- To update the Storage and Disposal language per PR Notice 2007-4

General Comments

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 cursive script that reads "Martha Terry".

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 05-31-98

|  |  |                             |
|--|--|-----------------------------|
|  <b>EPA</b><br>United States<br><b>Environmental Protection Agency</b><br>Washington, DC 20460 | <input type="checkbox"/> <b>Registration</b><br><input type="checkbox"/> <b>Amendment</b><br><input checked="" type="checkbox"/> <b>Other:</b> | OPP Identifier Number _____ |
|--|--|-----------------------------|

**Application for Pesticide - Section I**

|  |  |   |
|--|--|---|
| 1. Company/Product Number<br><b>1529-30</b>  | 2. EPA Product Manager<br><b>Marshall Swindell</b> | 3. Proposed Classification<br><input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted  |
| 4. Company/Product (Name)<br><b>Fungitrol 158 Fungicide</b>  | PM#<br><b>33</b>                                   |   |
| 5. Name and Address of Applicant (Include ZIP Code)<br><b>International Specialty Products</b><br><b>1361 Alps Rd.</b><br><b>Wayne, NJ 07470</b><br><b><u>PLEASE SEND ALL CORRESPONDENCE TO</u></b><br><b><u>"CONTACT POINT" LISTED BELOW</u></b><br><input type="checkbox"/> Check if this is a new address |  | 6. <b>Expedited Review.</b> In accordance with FIFRA Section 3(c)(3) (b)(I), my product is similar or identical in composition and labeling to:<br>EPA Reg. No. _____<br>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.)

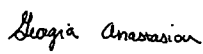
**Notification to update the storage and disposal language per PR Notice 2007-4.**

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 §§ 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 statements to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§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.

**Section - III**

|   |   |   |  |   |  |
|---|---|---|--|---|--|
| 1. Material This Product Will Be Packaged In:   |   |   |  | 2. Type of Container  |  |
| Child-Resistant Packaging<br><input type="checkbox"/> Yes*<br><input type="checkbox"/> No   | Unit Packaging<br><input type="checkbox"/> Yes<br><input type="checkbox"/> No<br>If "Yes"<br>Unit Packaging wgt.    No. per container | Water Soluble Packaging<br><input type="checkbox"/> Yes<br><input type="checkbox"/> No<br>If "Yes"<br>Package wgt.    No. per container | <input type="checkbox"/> Metal<br><input type="checkbox"/> Plastic<br><input type="checkbox"/> Glass<br><input type="checkbox"/> Paper<br><input type="checkbox"/> Other (Specify) |   |  |
| *Certification must be submitted  |   |   |  |   |  |
| 3. Location of Net Contents Information<br><input type="checkbox"/> Label <input type="checkbox"/> Container  |   | 4. Size(s) Retail Container   |  | 5. Location of Label Directions<br><input type="checkbox"/> On Label<br><input type="checkbox"/> On labeling accompanying product |  |
| 6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____<br><input type="checkbox"/> Paper glued<br><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 <b>Georgia Anastasiou, Lewis &amp; Harrison</b><br><b>122 C Street, NW, #740, Washington, DC 20001</b>  | Title<br><b>Agent for International Specialty Products</b>    | Telephone No. (include Area Code) <b>202-293-3903 (ext. 19)</b> |
| <b>Certification</b><br>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<br>  | 3. Title<br><b>Agent for International Specialty Products</b> |   |
| 4. Typed Name<br><b>Georgia Anastasiou</b>   | 5. Date<br><b>February 18, 2010</b>                           |   |

# LEWIS & HARRISON

122 C Street, N.W., Suite 740  
Washington, D.C. 20001

telephone 202.393.3903  
fax 202.393.3906

Consultants in Government Affairs

February 18, 2010

Hand-Delivered

Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
U.S. Environmental Protection Agency  
One Potomac Yard, Room S4900  
2777 S. Crystal Drive  
Arlington, VA 22202-4501

**ATTENTION:** Marshall Swindell  
Product Manager, Team 33

**SUBJECT:** International Specialty Products  
Notification per PR Notice 2007-4 for the Following Products  
Nuosept 95 Preservative (EPA Reg. No. 1529-28)  
Nuosept 635-W Preservative (EPA Reg. No. 1529-29)  
Fungitrol 158 Fungicide (EPA Reg. No. 1529-30)  
Nuosept 101 Preservative (EPA Reg. No. 1529-32)  
Nuosept 145 Preservative (EPA Reg. No. 1529-33)  
Nuosept 495 Preservative (EPA Reg. No. 1529-34)  
Nuosept 166 Preservative (EPA Reg. No. 1529-37)  
Fungitrol 1075 (EPA Reg. No. 1529-38)  
Nuosept 485 Preservative (EPA Reg. No. 1529-39)  
Fungitrol 11-50S Fungicide (EPA Reg. No. 1529-46)  
Fungitrol 2010 (EPA Reg. No. 1529-47)  
Fungitrol 2002 (EPA Reg. No. 1529-48)

Dear Mr. Swindell:

On behalf of International Specialty Products ("ISP"), I am submitting a notification for the above referenced products. The purpose of this notification is to update the storage and disposal section in accordance with PR Notice 2007-4. Please note for some of the products there are two separate labels that have different rinsate language. The rinsate language was chosen according to the size of the container. In addition, please note that ISP will be listing the batch codes on each of the containers.

Enclosed please find the following documents to support this notification:

1. Application for Pesticide which includes the required certification for each product
2. Two (2) copies of each product label

If you have any questions and/or comments about the enclosed submission, please feel free contact me by phone at 202-393-3903 (ext. 19) or by email at [georgia@lewisharrison.com](mailto:georgia@lewisharrison.com).

Sincerely,

*Georgia Anastasiou*

Georgia Anastasiou  
Agent for,  
International Specialty Products

# FUNGITROL® 158 FUNGICIDE

FOR MANUFACTURING USE ONLY AS A PRESERVATIVE AGAINST BACTERIA AND FUNGI IN BUILDING MATERIALS

## PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

### DANGER

**CORROSIVE.** Causes eye damage and skin irritation. Do not get in eyes, on skin or on clothing. **HARMFUL OR FATAL IF SWALLOWED.** Do not breathe spray or mist. When using this product long rubber gloves, vapor respirator and safety goggles should be worn. This product is a sensitizer.

### FIRST AID

**IF SWALLOWED:** Call a Poison Control Center or doctor immediately for treatment advice. Have a 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.

**IF ON SKIN:** Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a Poison Control Center or 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 first 5 minutes, then continue rinsing eye.

Call a 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.

Have the product container or label with you when calling a Poison Control Center or doctor, or going for treatment.

**NOTE TO PHYSICIAN:** Probable mucosal damage may contraindicate the use of gastric lavage.

Measures against circulatory shock, respiratory depression and convulsion may be needed.

## EMERGENCY MEDICAL INFORMATION: 800-241-7439

## ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish, birds and other wildlife. 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 or equipment or disposing of wastes. This product must not be used in any connection with feed, food or drinking water.

Alkyl (derived from fatty acids of coconut oil\*) amine hydrochloride.....21.20%  
(\*5.0% Caprylyl, 7.0% Capryl, 56.0% Lauryl, 18.0% Myristyl, 7.0% Palmityl, 5.0 Stearyl, 2.0% Linoleyl)  
Tributyltin benzoate.....15.00%  
INERT INGREDIENTS.....63.80%  
TOTAL: .....100.00%  
This product contains 1.68 lbs. alkyl amine hydrochloride and 1.19 lbs. tributyltin benzoate per gallon.

## KEEP OUT OF REACH OF CHILDREN

### DANGER

## 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 manufacturing to control the growth of bacteria and fungi in spackling, ready-mixed joint cements, caulks, sealants, grouts, adhesives, and ready-mixed wallboard compounds. Typical use levels range from 0.35 to 0.75% based on total net weight of the product. For specific recommendations on specific amounts of products to use please contact ISP.

## STORAGE AND DISPOSAL

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

**PESTICIDE DISPOSAL** - Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or reconstitute 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:** Non-refillable container. Do not reuse or refill this container. Triple rinse (or equivalent) container promptly after emptying. Triple rinse as follows: Empty remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ 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 recycling or reconditioning, or puncture and dispose of in sanitary landfill or by other procedures approved by state or local authorities.

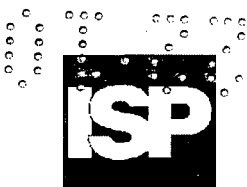
**STORAGE INSTRUCTIONS** - Product should be stored in an area that is not subject to extreme temperatures. Proper protective equipment, as indicated above, should be worn when opening, transferring and using product. Close drum bungs tightly when not in use. Spill-leak procedures and additional handling information are contained in the Material Safety Data Sheet.

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

EPA Reg. No.: 1529-30  
EPA Est. No.: 1529-CAN-001

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

Net Contents: 40LBS/18.1KG



INTERNATIONAL  
SPECIALTY PRODUCTS  
1361 Alps Rd.  
Wayne, NJ 07470