

1529-31

4/12/2013

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

APR 12 2013



United States
Environmental Protection
Agency

Office of Pesticide Programs

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

Attention: Kaci Rosario
Senior Product Safety Specialist

Subject: Nuosept® 91 Preservative
EPA Registration No. 1529-31
Notification Dated March 15, 2013

The amendment, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable.

Proposed Amendment

- Revised Recommended use rates for caulks, sealants, grout, spackling and read-mixed wallboard compounds

General Comment

A stamped copy of the "accepted" product label is enclosed for your records.

If you have any questions concerning this letter, please contact Martha Terry at (703) 308-6217.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Swindell".

Marshall Swindell
Product Manager (33)
Regulatory Management Branch 1
Antimicrobials Division (7510P)

Enclosure

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Please read instructions on reverse before completing form.

Form Approved, OMB 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
 1529-31

2. EPA Product Manager
 Marshall Swindell

3. Proposed Classification

4. Company/Product (Name)
Nuosept 91 Preservative

PM#
 33

☒ None ☐ Restricted

5. Name and Address of Applicant (Include ZIP Code)
International Specilaty Products
1361 Alps Road
Wayne, NJ 07470

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 _____

PLEASE SEND ALL CORRESPONDENCE TO
"CONTACT POINT" LISTED BELOW

☐ Check if this is a new address

Section - II

☒ Amendment - Explain below.

☐ Final printed labels in response to Agency letter dated _____

☐ Resubmission in response to Agency letter dated _____

☐ "Me Too" Application

☐ Notification - Explain below.

☐ Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

LABEL AMENDMENT - Revise use rates for caulks, sealants, grouts, spackling and ready-mixed wallboard compounds.
See cover letter for details.

Section - III

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging

☐ Yes*
☐ No

Unit Packaging

☐ Yes
☐ No

Water Soluble Packaging

☐ Yes
☐ No

2. Type of Container

☐ Metal
☐ Plastic
☐ Glass
☐ Paper
☐ Other (Specify)

***Certification must
 be submitted**

If "Yes" No. per
 Unit Packaging wgt. container

If "Yes" No. per
 Package wgt. container

3. Location of Net Contents Information
☐ Label ☐ Container

4. Size(s) Retail Container
 50 lb., 100lb. fiberboard drum

5. Location of Label Directions
☐ On Label
☐ On labeling accompanying product

6. Manner in Which Label is Affixed to Product

☐ Lithograph
☐ Paper glued
☐ Stenciled

☐ Other _____

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)
 973-628-3192

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

Kaci Rosario

3. Title

Product Regulatory Specialist

4. Typed Name

Kaci Rosario

5. Date

March 15, 2013

1361 Alps Road Wayne NJ 07470

(973) 628 4000



March 15, 2013

via FEDEX

Document Processing Desk [AMEND]
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW
Washington, DC 20460

Attention: Marshall Swindell,
Product Manager 33

Re: Label Amendment for Nuosept 91 Preservative (EPA Reg. No. 1529-31)

Dear Mr. Swindell:

I am submitting a label amendment for Nuosept 91 Preservative (EPA Reg. No. 1529-31) to revise the rates for various end uses as listed on the label. We are requesting to amend the label to increase the recommended use level for caulks, sealants, grout, spackling and ready-mixed wallboard compounds from 0.05 – 0.2 to 0.05 – 0.3.

We are providing under this cover letter revised product labels and documentation for your review. Since this amendment should not require supporting data, we believe that this qualifies for Fast Track review.

Enclosed please find the following documents:

- Application Form for Amendment; and
- Five copies of revised product labeling.

Please note that I have attached product labeling for the different sizes as the container disposal statements differ, depending on the package size.

If you have any questions, please do not hesitate to contact me at 973-628-3192 or by e-mail at krosario@ashland.com

Sincerely,

Xaci Rosario

Kaci Rosario
Product Regulatory Specialist

NUOSEPT® 91 PRESERVATIVE

Nuosept® 91 Preservative is a liquid antimicrobial agent for use in controlling microbial contamination in materials such as caulks, sealants, resin emulsions, adhesives, water based metal working fluids, and drilling muds and workover and completion fluids.

ACTIVE INGREDIENT:		% w/w
Hexahydro-1,3,5-tris-(2-hydroxyethyl)-s-triazine		78.0%
INERT INGREDIENTS		22.0%
TOTAL		100.0%

KEEP OUT OF REACH OF CHILDREN
DANGER PELIGRO

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 the first 5 minutes, then continue rinsing eye. • Call a Poison Control Center or doctor for treatment.
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 advice.
If Inhaled	• Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth if possible • Call a Poison Control Center or doctor for further treatment advice.
If Swallowed	• Call 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.
HOT LINE NUMBER	
Have the product container or label with you when calling a Poison Control Center or doctor or going for treatment. You may also contact 1.800.241.7439 for emergency medical treatment information.	
NOTE TO PHYSICIAN	
Probable mucosal damage may contraindicate the use of gastric lavage.	



INTERNATIONAL SPECIALTY PRODUCTS
1361 Alps Road
Wayne, NJ 07470

EPA Registration Number: 1529-31
EPA Establishment No.: 1529-CAN-001

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

PRECAUTIONARY STATEMENTS HAZARD TO HUMANS AND DOMESTIC ANIMALS * DANGER

Corrosive. Causes irreversible eye damage. Do not get in eyes or on clothing. Wear goggles or face shield when handling. Harmful if swallowed, inhaled or absorbed through skin. Avoid breathing vapor or spray mist. Avoid contact with skin or clothing. Wear protective clothing and chemical-resistant rubber gloves when handling. Wash thoroughly with soap and water after handling, and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

All mixers and other handlers must wear the following PPE:

- long-sleeved shirt and long pants,
- shoes plus socks,
- chemical-resistant gloves, and
- goggles, face shield, or safety glasses.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions exist, use detergent and hot water. Keep and wash PPE separately from other laundry. Discard clothing and other absorbent material that have been drenched or heavily contaminated with the product's concentrate. Do not reuse them.

USER SAFETY RECOMMENDATIONS:

- Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- 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.

ENVIRONMENTAL HAZARDS

This product 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 into 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 waste.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: 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. Do not transport in unlined metal container.

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.

Instructions for non-refillable Container Disposal: Non-refillable for recycling, if available. Triple rinse as follows: Empty remaining container 1/4 full with water, and roll it back, ensuring at least one container on its end and tip it back; other end and tip it back and forth; equipment or a mix tank or store in more times. Then offer for recycling, landfill or by other procedures apply

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN

End Use
Adhesives (non-food use)
Caulks
Sealants
Grouts
Spackling
Ready-mixed wallboard compounds
Resin Emulsions
Dispersed colors and pigments
Ready-mixed cements
Inks (non-food use)
Drilling Muds, workover completion fluids ⁽²⁾
Aqueous metalworking fluids ⁽³⁾
Metalworking, cutting, cooling and lubricating fluids ⁽³⁾
Wood fillers ⁽⁴⁾
Glazing compounds ⁽⁵⁾
Floor preparation plaster/compounds ⁽⁶⁾
Fuel systems ⁽⁷⁾⁽⁸⁾
Scavenge hydrogen sulfide from air streams
Oilfield water systems ⁽⁹⁾
Emulsifiable asphalt

(1) Percent by weight of the final formulation. For contact ISP.

(2) For oilfield secondary recovery use, the maximum concentration is 10%.

(3) For metal working fluids, the maximum concentration is 10%.

(4) Add to fuel tanks to control microbial growth.

(5) For non-paint use.

(6) Not for Use in California

Use of this product in paints, stains and other products is prohibited.

NOTE: REAL SHEET BE

Net Contents: 500LBS/226.8KG / 2000LBS/907.2KG / 2800LBS/1270KG / 3100LBS/1406.1KG

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PRECAUTIONARY STATEMENTS
DANGER TO HUMANS AND DOMESTIC ANIMALS

Causes irreversible eye damage. Do not get in eyes or on clothing. Wear goggles or face shield when handling. Harmful if swallowed, inhaled or absorbed through skin. Avoid breathing vapor or spray mist. Avoid contact with skin or clothing. Wear protective clothing and chemical-resistant rubber gloves when handling. Wash thoroughly with soap and water after handling, and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

- All mixers and other handlers must wear the following PPE:
- long-sleeved shirt and long pants,
 - shoes plus socks,
 - chemical-resistant gloves, and
 - goggles, face shield, or safety glasses.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions exist, use detergent and hot water. Keep and wash PPE separately from other laundry. Discard clothing and other absorbent material that have been drenched or heavily contaminated with the product's concentrate. Do not reuse them.

USER SAFETY RECOMMENDATIONS:

- Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
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ENVIRONMENTAL HAZARDS

This product 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 into 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 waste.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.
PESTICIDE STORAGE: 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. Do not transport in unlined metal container.
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.

Net Contents: 500LBS/226.8KG / 2000LBS/907.2KG / 2800LBS/1270KG / 3100LBS/1406.1KG

Instructions for non-refillable containers greater than 5 gallons:

Container Disposal: Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse (or equivalent) container promptly after emptying. Triple rinse as follows: Empty 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, 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 by other procedures approved by state and local authorities.

DIRECTIONS FOR USE

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN A MANNER INCONSISTENT WITH ITS LABELING

End Use	Recommended Use Level ⁽¹⁾ of NUSOPEPT 91 PRESERVATIVE
Adhesives (non-food use)	0.05 - 0.2
Caulks	0.05 - 0.3
Sealants	0.05 - 0.3
Grouts	0.05 - 0.3
Spackling	0.05 - 0.3
Ready-mixed wallboard compounds	0.05 - 0.3
Resin Emulsions	0.05 - 0.2
Dispersed colors and pigments ⁽²⁾	0.05 - 0.2
Ready-mixed cements	0.05 - 0.2
Inks (non-food use)	0.05-0.2
Drilling Muds, workover and completion fluids ⁽³⁾	0.05-0.1
Aqueous metalworking fluids	0.04-0.15
Machining, cutting, cooling and lubricating fluids ⁽³⁾	0.05-0.12
Wood fillers ⁽³⁾	0.05 - 0.15
Glazing compounds ⁽⁶⁾	0.05 - 0.15
Floor preparation plaster/cement compounds ⁽⁶⁾	0.05 - 0.15
Fuel systems ⁽⁵⁾⁽⁶⁾	0.05 - 0.15
Scavenge hydrogen sulfide (H ₂ S) from air streams	0.05 - 0.15
Oilfield water systems ⁽⁸⁾	6.44 lb of this product / lb of H ₂ S
Emulsifiable asphalt	0.005-0.015
	0.05-0.2

⁽¹⁾ Percent by weight of the final formulation. For specific recommendations on specific amounts of product to use please contact ISP.

⁽²⁾ For oilfield secondary recovery use, the maximum use concentration is 0.12% active ingredient.

⁽³⁾ For metal working fluids, the maximum concentration is 500 parts per billion (ppb) of active ingredient.

⁽⁴⁾ Add to fuel tanks to control microbial growth in diesel oil, fuel oil, gasoline or kerosene fuel systems.

⁽⁵⁾ For non-paint use

⁽⁶⁾ Not for Use in California

Use of this product in paints, stains, coatings, and institutional and household cleaning products is prohibited.

NOTE: READ THE MATERIAL SAFETY DATA

SHEET BEFORE USING THIS PRODUCT

[Batch No. _____]

RECEIVED
with COMMENTS
in EPA Letter Dated:

APR 12 2013

under the Federal Insecticide, Fungicide, and Rodenticide Act as amended, for the pesticide, registered under EPA Reg. No.

1529-31