

1529-43

02/17/2011

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

FEB 17 2011

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Nadiyah A. McCarroll, Regulatory Specialist
International Specialty Products
1361 Alps Road
Wayne, NJ 07470

Subject: Notification per PR Notice 98-10
Fungitrol® 440S Fungicide
EPA Reg. No.: 1529-43
Application Date: January 27, 2010
Receipt Date: January 28, 2010

Dear Ms. McCarroll:

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

Proposed Notification:

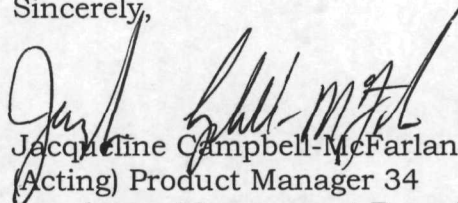
Notification to add the referral statement "See side panel for Precautionary and First Aid statements."

General Comments:

Based on review of submitted materials, your notification to add a referral statement is acceptable and this letter has been placed in your file for future reference.

If you have questions concerning this letter, then please contact me at (703) 308-6416 or by e-mail at campbell-mcfarlane.jacqueline@epa.gov or Killian Swift at (703) 308-6346 or by email at swift.killian@epa.gov. When you are submitting information or data in response to this letter, send a copy of this letter to accompany the submission in order to facilitate processing.

Sincerely,


Jacqueline Campbell-McFarlane
(Acting) Product Manager 34
Regulatory Management Branch II
Antimicrobials Division (7510P)



United States
Environmental Protection Agency
Washington, DC 20460

- Registration
- Amendment
- Other:

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 1529-43	2. EPA Product Manager Jacqueline McFarlane	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Fungitrol® 440S Fungicide	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) International Specialty Products 1361 Alps Road Wayne, NJ 07470 <u>PLEASE SEND ALL CORRESPONDENCE TO "CONTACT POINT" LISTED BELOW</u> <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

- 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.)

Notification: To Add the referral statement "See Side panel for Precautionary and First Aid Statements"

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:				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 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		<input type="checkbox"/> Metal	
*Certification must be submitted				<input type="checkbox"/> Plastic	
				<input type="checkbox"/> Glass	
				<input type="checkbox"/> Paper	
				<input type="checkbox"/> Other (Specify)	
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"/> 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 Nadiyah A. McCarroll	Title Regulatory Specialist	Telephone No. (include Area Code) 973.628.3470
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 Regulatory Specialist	
4. Typed Name Nadiyah A. McCarroll	5. Date January 25, 2011	

FUNGITROL® 440S FUNGICIDE

FOR INDUSTRIAL USE ONLY

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS DANGER

Corrosive. Causes irreversible eye damage. May be fatal if inhaled or absorbed through skin. Harmful if swallowed. Do not get in eyes, on skin or on clothing. Do not breath vapor or spray mist. Wear goggles or face shield (safety glasses). Wear one of the following NIOSH-approved respirators: (1) a non-powered cartridge respirator equipped with an R- or P- series air-purifying filter (NIOSH pre-six TC-84A), or, (2) a powered cartridge respirator equipped with a high efficiency particulate air (HEPA) filter (MSHA/NIOSH approval number prefix TC 21C). Wash thoroughly with soap and water after handling and before eating, drinking, or using tobacco. Remove and wash contaminated clothing before reuse.

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 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 the poison control center or doctor. Do not give anything by mouth to an unconscious person.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.
 Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

EMERGENCY MEDICAL INFORMATION: (800) 241-7439

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic organisms. 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.



**International
Specialty
Products**
 1361 Alps Rd.
 Wayne, NJ 07470

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

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

ACTIVE INGREDIENT:

3-Iodo-2-propynyl butyl carbamate.....40.00%
 OTHER INGREDIENTS.....60.00%
 TOTAL100.00%

KEEP OUT OF REACH OF CHILDREN

DANGER

See side panel for Precautionary and First Aid statements

NOTIFICATION
 Date Reviewed: 2/11/11
 Reviewed By: KSA

DIRECTIONS FOR USE

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

The following are suggested use levels for Fungitrol® 440S Fungicide. The suggested use levels of Fungitrol® 440S Fungicide are given in percentage by weight.

For use as a preservative in manufacturing dry film paint generally use 0.1-2.0% in wet paint, for aqueous metal working, cutting, cooling and lubricating fluids and concentrates use 0.05-0.5%, for paper coatings use 0.05-2.0% (15-750 mg/m² dry fiber), for plastics and plastic coatings use 0.5-2.5%, for cordage use 0.5-2.5%, for inks use 0.05-3.0%, for pigment dispersions, slurries, gypsum slurries for wallboard (drywall and gypsum board) use 0.01-2%. For household, consumer, industrial, institutional, and janitorial products (such as liquid and solid air fresheners, dish detergents, laundry products, soaps and detergents, non-food contact surface cleaners, floor care products, bathroom cleaners, window cleaners, fabric care products, automotive care products, and furniture care products), use 0.01-0.075%. For wood preservation, use only in above-ground applications only at 0.5-3.0%. Fungitrol® 440S Fungicide can be used as a fungicide in non-medical, non food contact aqueous, solvent and non-solvent based systems such as natural and synthetic adhesives, caulks, patching compounds, sealants, grouts, latexes such as sbr/latex used in the manufacture of flooring adhesives or carpet backings and for use in cement-based products. Use levels for these applications are 0.05-0.625%. For specific recommendations on specific amounts of product to use please contact ISP.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE - Keep container tightly closed when not in use. Do not store with strong oxidizing agents or strong (concentrated) acids.

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

CONTAINER HANDLING - Non-refillable container. Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the 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 and forth, ensuring one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth for 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.

EPA Reg. No.: 1529-43
 EPA Est. No.: 1529-CAN-001

Net Contents: 450LBS/204.1KG; 2500LBS/1134KG

Notification for Precautionary and
 First Aid Statement 01.11

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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 the poison control center or doctor. Do not give anything by mouth to an unconscious person.

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.

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

Net Contents: 40LBS/18.1KG; 450LBS/204.1KG; 2500LBS/1134KG

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**PRECAUTIONARY STATEMENTS
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DANGER

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STORAGE AND DISPOSAL

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[Note to reviewer: the following language will be used for containers less than or equal to 50 lbs]

CONTAINER HANDLING - Non-refillable container. Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the 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 the 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.

[Note to reviewer: the following language will be used for containers greater than 50 lbs]

CONTAINER HANDLING - Nonrefillable container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into applications equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll back and forth ensuring at least one complete revolution for 30 seconds. Stand the container on its end and tip back and forth several times. Empty the rinsate into application equipment or 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.