

1529-65

10/25/2013

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



United States
Environmental Protection
Agency

Office of Pesticide Programs

OCT 25 2013

International Specialty Products
An Ashland Inc. Business
1361 Alps Road
Wayne, NJ 07470

Attention: Kaci Rosario

Subject: Nuosept BMc 412
EPA Registration No: 1529-65
Notification Received: September 3, 2013

This will acknowledge receipt of your notification for the following additional alternate brand name, submitted under the provisions of Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) Section 3(c) (9).

ADDITIONAL BRAND NAME

General Comments

Based on a review of the submitted material, the following comments apply:

The Notification Received on September 3, 2013 to add the following brand name "**Nuosept BMc 412 Preservative**" is acceptable and in compliance with PR Notice 98-10. A copy has been inserted in your file for future reference.

If you have any questions concerning this letter, please feel free to contact Zebora Johnson at (703) 308-7080.

Sincerely

Marshall Swindell
Product Manager (33)
Regulatory Management Branch I
Antimicrobial's Division (7501P)

**EPA**

United States
Environmental Protection Agency
 Washington, DC 20460

- ☐ **Registration**
☐ **Amendment**
☒ **Other**

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 1529-65	2. EPA Product Manager Marshall Swindell	3. Proposed Classification ☒ None ☐ Restricted
4. Company/Product (Name) Nuosept BMC 412	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) International Specialty Products An Ashland Inc. Business 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 _____
<u>PLEASE SEND ALL CORRESPONDENCE TO "CONTACT POINT" LISTED BELOW</u> ☐ Check if this is a new address		

Section - II

- | | |
|--|---|
| ☐ Amendment - Explain below. | ☐ Final printed labels in response to Agency letter dated <u>2/24/2009</u> |
| ☐ 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 of alternate brand name 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

- ☐ 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

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

6. Manner in Which Label is Affixed to Product

- ☐ Lithograph ☐ Other _____
☐ Paper glued
☐ 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) 973.628.3192
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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.

2. Signature

3. Title

Product Regulatory Specialist

4. Typed Name

Kaci Rosario

5. Date

September 3, 2013

6. Date Application
Received
(Stamped)

**International Specialty Products
An Ashland Inc. Business**

Kathryn Rosario
Product Regulatory Specialist

1361 Alps Road
Wayne, NJ 07470
Tel: 973-628-3912, Fax: 973-628-4180

krosario@ashland.com

September 3, 2013

via FEDEX

Mr. 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: Notification per PR Notice 98-10
Nuosept BMc 412 (EPA Reg. No. 1529-65)**

Dear Mr. Swindell:

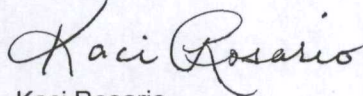
I am submitting an application for Pesticide Notification to propose alternate brand name for Nuosept BMc 412 (EPA Reg. No. 1529-65) in accordance with PR Notice 98-10. The new alternate brand name for Nuosept BMc 412 is the following:

Nuosept BMc 412 Preservative

To support this Notification of Alternate Brand Name, I am submitting an Application for Pesticide Notification, which includes a signed statement certifying compliance with PR Notice 98-10 and a copy of the final printed labeling for the alternate brand name.

Thank you in advance for your assistance with this Notification. If you have any questions, you can reach me at 973-628-3192 or by e-mail at krosario@ashland.com.

Sincerely,


Kaci Rosario

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NUOSEPT BMC 412 PRESERVATIVE

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS DANGER

CORROSIVE: Causes irreversible eye damage on skin irritation. Do not get in eyes, on skin, or in clothing. Harmful if swallowed or inhaled. Wear protective eyewear (goggles, face shield, or safety glasses). Wear coveralls over short-sleeved shirt and short pants, chemical-resistant footwear, socks, and chemical-resistant gloves. 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.

Personal Protective Equipment (PPE)

Mixers, loaders, and other handlers exposed to methylisothiazolinone products must wear: protective eyewear, long-sleeved shirt and long pants, chemical-resistant gloves, and shoes plus socks. Discard clothing or other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

User Safety Recommendations

Users should wash hands before eating, drinking, chewing gum, or using the toilet. Users should remove clothing 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.

ACTIVE INGREDIENTS:

1, 2-Benzisothiazolin-3-one.....	10%
5-Chloro-2-methyl-4-isothiazolin-3-one	0.15%
2-Methyl-4-isothiazolin-3-one	2.55%
INERT INGREDIENTS:	87.3%
TOTAL	100.00%

EPA Reg. No. 1529-65

EPA Est. No. 74655-GA-001

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 the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

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.

IF INHALED: Move the 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 ON 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.

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

EMERGENCY MEDICAL INFORMATION:

800-241-7439

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

STORAGE AND DISPOSAL DO NOT CONTAMINATE WATER, FOOD OR FEED BY STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

PESTICIDE STORAGE:

Protect from frost. If frozen, allow to thaw and stir well before 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.

[For containers less than or equal to 50 lbs.]

CONTAINER DISPOSAL – 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 1/4 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.

[For containers greater than 50 lbs.]
CONTAINER DISPOSAL – 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 1/4 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.

ENVIRONMENTAL HAZARDS
This chemical is toxic to terrestrial and aquatic plants, fish, and aquatic invertebrates. 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.

FOR INDUSTRIAL PRESERVATIVE COMPOSITIONS EMULSIONS AN WATER-BASED SYSTEMS, WAT FOUNTAIN SOL ADHESIVE AND MINERAL SLUR BUILDING MATI FLUIDS, AND P COATINGS.

DIRECTIONS F It is a violation product in a ma labeling. Do no that will contact

Nuosept® BMC 4 may be added al process. For be possible in the r

Typical usage ra the total weight c ppm of BIT, 25 – CMIT/MIT). Nuc has been shown preservation of t aqueous polyme water based pai based inks and f emulsions, lattic cleaning solution sealant systems dispersions, bul compounds, gro metal working fl textile coatings.

NOTE: READ TH SHEET BEFORE I IN CASE OF TRAI CALL CHEMTREC

INTERNATION AN ASP

1: W 4/5

NOTIFICATION
Date Reviewed: 10/20/13
Reviewed By: [Signature]

NUOSEPT BMC 412 PRESERVATIVE

INGREDIENTS:

isothiazolin-3-one.....	10%
4-methyl-4-isothiazolin-3-one.....	0.15%
isothiazolin-3-one.....	2.55%
INGREDIENTS:	87.3%
	100.00%

No. 1529-65

Lo. 74655-GA-001

**OUT OF REACH OF
CHILDREN
DANGER**

FIRST AID

1. 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 advice.

2. Call a poison control center or doctor immediately for treatment advice. Have someone else hold the victim's head while you give them 1-2 glasses of water to drink. 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.

3. Move the person to fresh air. If breathing, call 911 or an ambulance, or artificial respiration, preferably mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

4. **DO NOT ON 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.

5. **PHYSICIAN:** Possible mucosal damage may require the use of gastric lavage.

AGENCY MEDICAL INFORMATION:
800-241-7439

Product container or label with you when you go to a hospital or doctor or going for treatment.

STORAGE AND DISPOSAL DO NOT CONTAMINATE WATER, FOOD OR FEED BY STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

PESTICIDE STORAGE: Protect from frost. If frozen, allow to thaw and stir well before use.

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ENVIRONMENTAL HAZARDS

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FOR INDUSTRIAL USE ONLY AS A PRESERVATIVE FOR AQUEOUS COMPOSITIONS SUCH AS POLYMER EMULSIONS AND LATEX SYSTEMS, WATER-BASED PAINTS AND COATING SYSTEMS, WATER-BASED INKS AND FOUNTAIN SOLUTIONS, AQUEOUS ADHESIVE AND SEALANT SYSTEMS, MINERAL SLURRIES AND DISPERSIONS, BUILDING MATERIALS, METAL WORKING FLUIDS, AND PAPER AND TEXTILE COATINGS.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. Do not apply this product in a way that will contact workers or other persons.

Nuosept® BMC 412 Preservative is a liquid and may be added at any point in the production process. For best results, add it as early as possible in the manufacturing process.

Typical usage rates are 0.05 - 0.5% based on the total weight of the formulation (50 - 500 ppm of BIT, 25 - 250 ppm MIT, and 1 - 10 ppm CMIT/MIT). Nuosept® BMC 412 Preservative has been shown to be effective in the preservation of the following applications:

aqueous polymer emulsions and latex systems, water based paints and coating systems, water based inks and fountain solutions, oil in water emulsions, lattices, thickeners, detergents, cleaning solutions, aqueous adhesives and sealant systems, mineral slurries and dispersions, building materials (caulks, joint compounds, grouts, concrete admixtures), metal working fluids, pesticide formulations and textile coatings.

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

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

**INTERNATIONAL SPECIALTY PRODUCTS
AN ASHLAND INC. BUSINESS
1361 ALPS ROAD
WAYNE, NJ 07470
(973) 628-4000**

NOTIFICATION
Date Reviewed: 10/2/13
Reviewed By: [Signature]