

1624-130

03-25-2010

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Antimicrobials Division (7510C)
1200 Pennsylvania Avenue NW
Washington, D.C. 20460

Eg.

Number:

1624-130

Date of Issuance:

MAR 25 2010

Term of Issuance:

Conditional

Name of Pesticide Product:

Optibor Guard

NOTICE OF PESTICIDE:

☒ Registration
☐ Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

U.S. Borax Inc.
14486 Borax Road
Boron, CA 93516-2000

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product (OPP Decision No. D-414987) is conditionally registered in accordance with FIFRA sec 3(c)(7)(A) provided that you:

1. A 90-day Inhalation Study (OPPTS Guideline 870.3465) is submitted to the Agency to confirm that there is no risk to occupational and residential workers applying this product with an airless sprayer. The data must be submitted to the Agency for review five years from the dated of this registration notice.
2. Make the labeling changes listed below before you release the product for shipment:
 - a. Revise the "EPA Registration Symbol to read, "EPA Reg. No. 1624-130".

Signature of Approving Official:

Jacqueline Campbell-McFarlane, Acting Product Manager Team-34

Date:

MAR 25 2010

Regulatory Management Branch II

CONCURRENCES

SYMBOL Antimicrobials Division (7510P)

SURNAME

DATE

b. The 3rd and 4th statements under the "Directions for Use" must be revised to be in agreement with PR Notice 2000-5, Mandatory Labeling, by deleting the term, should, and stating "must."

c. Revise the 6th statement under the "Directions for Use" to bring it in compliance with PR Notice 2000-5 by deleting the phrase, "it is recommended to," and state "*challenge test your formulation prior to selecting an optimum concentration*."

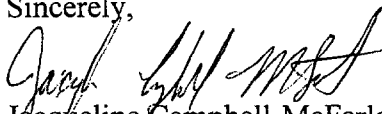
d. Revise the "Container Disposal" heading to read "Container Handling" such that it is in agreement with PR Notice 2007-4, Container Rule.

3. Submit three (3) copies of your final printed labeling before distributing or selling the product bearing the revised labeling.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records. Should you have any questions or concerns regarding this letter, please contact Stacey Grigsby by telephone at (703) 308-6440 or by email at grigsby.stacey@epa.gov or Jacqueline Campbell-McFarlane by telephone at (703) 308-6416 or by email at Campbell-mcfarlane.jacqueline@epa.gov.

Sincerely,


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

Enclosure: Stamped Label
Occupational/Residential Risk Assessment

Environmental Risk Assessment CONCURRENCES

SYMBOL								
SURNAME								
DATE								



Optibor® Guard

Boric Acid

For use as a material preservative

Active ingredient:

Boric Acid (H_3BO_3) 100%
[Boric Oxide (B_2O_3) equivalent 56.3%]

EPA Reg. No. 1624-XXX

EPA Est. No. 1624-CA-2

KEEP OUT OF REACH OF CHILDREN

CAUTION

Not for Food or Drug Use

PRECAUTIONARY STATEMENT

Hazards to Humans and Domestic Animals

CAUTION. Causes moderate eye irritation. Harmful if swallowed. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, using tobacco or using toilet.

Environmental Hazards

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.

First Aid

In case of emergency call the 24 hour medical emergency number (see below), a poison control center, or doctor for treatment advice. Have the product container or label with you when calling or going for treatment.

If in eyes - Hold the 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.

If swallowed - 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 on skin or clothing - Take off contaminated clothing. Rinse the skin immediately with plenty of water for 15-20 minutes.

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.

For emergency information on Optibor Guard, call 1-866-786-3439 (24 hr hotline).

ACCEPTED
with COMMENTS
in EPA Letter Dated:

MAR 25 2010

Under the Federal Insecticide,
Fungicide, and Rodenticide Act as
amended, for the pesticide,
registered under EPA Reg. No. 1624-130

DIRECTIONS FOR USE

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

For industrial use as material preservative

Optibor Guard is a stable, broad-spectrum biocide for the protection of aqueous-based products against fungi and bacteria. This product is not intended for use against any pest posing threats to public health. Compatibility of Optibor Guard with the product formulation ~~must~~ always be checked before use. Optibor Guard may be added at any stage in the processing but ~~should~~ be thoroughly mixed into the formulation to ensure proper distribution. The suggested range of application rates on which trials can be based are provided below. But formulations may vary and when first using Optibor Guard ~~it is recommended that a~~ challenge test your formulation(s) prior to selecting an optimum concentration.

For use as an In-Can Preservative in Paints, Coatings, Stains, Inks, and Dyes:

- Application rate 0.5 - 8.0% (based the total weight of the finished product)

This product shall not be used in any broadcast carpet, rug or upholstery applications.

Storage and Disposal

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

Storage: Store in original container in a dry place. Do not store where children or animals may gain access.

Pesticide disposal: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container ~~is~~ Completely empty non-refillable container. Do not reuse or refill this container. Place in trash or offer for recycling. If partly filled call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

Notice: Neither manufacturer nor seller shall be liable in respect to any injury or damages suffered by reason of the use of this product for a purpose not indicated by the label, or when used contrary to the directions or instructions hereon, nor with respect to breach of any warranty not expressly specified herein. Buyer accepts this material subject to these terms, and assumes full risk of usage and handling except when used or handled in accordance with this label.

©1998 U.S. Borax Inc.



Manufactured by

U.S. Borax Inc.

14486 Borax Road

Boron, CA 93516-2000, USA

☎(1) 760 762 7000

U.S. 24 Hour Emergency Number

☎(1) 866 786 3439

Outside the U.S. Emergency Number

☎(1) 661 284 5200

Manufactured under management systems
compliant with ISO 9001 and ISO 14001

EPA submitted sample AJ5a

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