

PM 22

3008-69

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 05-31-98

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number 244563
	NOTIFICATION		

Application for Pesticide - Section I

1. Company/Product Number 3008-69	2. EPA Product Manager PHILIP V. ERRICO	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) BARDEC PART 1 ALTERNATE NAME OZINCO PART 1	PM# 22	
5. Name and Address of Applicant (Include ZIP Code) Osmose Wood Preserving, Inc. 980 Ellicott Street Buffalo, NY 14209 <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 _____	

NOTIFICATION 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. ALTERNATE BRAND NAME	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 This notification is consistent with the provisions of PR Notice 95-2 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 statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 95-2 and 40 CFR 152.46, 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 <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted					
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 Teri Muchow	Title Regulatory Specialist	Telephone No. (Include Area Code) 716-882-5905
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 <i>Teri Muchow</i>	3. Title Regulatory Specialist	
4. Typed Name Teri Muchow	5. Date November 26, 1996	

DIRECTIONS FOR USE

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

Sold only for formulating BARDEC solutions for pressure treated wood products. Use with caution strictly with manufacturer's instructions. More detailed instructions for use are included in the technical bulletin.

Refer to label attachment "Permissible Exposure limit (PEL) Monitoring Program" for additional information concerning the use of this product.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and wildlife. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or public 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 treatment plant authority. For guidance contact your State Water Board or Regional Office of the Environmental Protection Agency.

PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame. BARDEC Part 1 has acidic properties and reacts with galvanized metals, black iron and certain other metals. Do not use galvanized metal containers as highly toxic arsine gas may be formed. To reduce possible corrosion to metals and other parts, all equipment which has been in contact with or exposed to BARDEC Part 1 should be thoroughly washed with water immediately after use.

Note to User: Examples of acceptable materials for protective clothing (e.g., gloves, overalls, jackets, and boots) required during application and handling of inorganic arsenicals are vinyl, polyvinyl chloride (PVC), neoprene, NBR (Buna-N), rubber and polyethylene.

STORAGE AND DISPOSAL

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

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.

CONTAINER DISPOSAL: Triple rinse (or equivalent). Then offer for recycling or reconditioning or puncture and dispose of in a sanitary landfill, or by other approved state and local procedures.

NOTIFICATION

RESTRICTED USE PESTICIDE

DUE TO CARCINOGENICITY

FOR RETAIL SALE TO AND USE ONLY BY CERTIFIED APPLICATORS OR PERSONS UNDER THEIR DIRECT SUPERVISION, AND FOR THOSE USES COVERED BY THE CERTIFIED APPLICATOR'S CERTIFICATION.

OZINCO PART 1 WOOD PRESERVATIVE

For manufacturing BARDEC Wood Preservative only.

ACTIVE INGREDIENTS:

Arsenic Acid 75.0%

INERT INGREDIENTS:

..... 25.0%

Total 100.00%

Total Arsenic, all in water soluble form expressed as metallic is 39.6%

KEEP OUT OF REACH OF CHILDREN

DANGER



POISON

STATEMENT OF PRACTICAL TREATMENT

IF ON SKIN: Wash with plenty of soap and water. Get medical attention.

IF SWALLOWED: Call a physician or Poison Control Center at once. Dilute stomach contents by giving patient two to four glasses of milk or water. Induce vomiting by touching back of throat with finger. Give four ounces of milk of magnesia followed by whites of two eggs beaten in a glass of water or milk. Keep patient calm and warm to avoid shock. (Do not induce vomiting or give anything by mouth to an unconscious person).

IF IN EYES: Hold eyelids open and flush with steady, gentle stream of water for 15 minutes. Get medical attention.

IF INHALED: Remove victim to fresh air. If not breathing give artificial respiration, preferably mouth to mouth. Get medical attention.

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

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

EPA EST. NO. 3008-TN-1

EPA REG. NO. 3008-69



Osiose Wood Preserving, Inc.
980 Ellicott Street
Buffalo, NY 14209

NET CONTENTS: _____

BEST AVAILABLE COPY

PRECAUTIONARY HAZARDS TO AND DOMESTI

DANGER: Fatal if swallowed. Corrosive. Causes irreversible eye damage to skin, or on clothing. Do not breathe spray or rubber gloves. Wear a mask or pesticide high efficiency filter jointly approved by the Administration, and the National Institute for Health. Wear goggles or face shield when handling. Wash face, hands, and clothing after handling and before eating or smoking. Wash before reuse.

Applicators must wear gloves in all situations where they are handling freshly treated wood and manure.

Individuals who enter pressure related equipment that is contaminated (e.g. cylinders that are in operation or solution) must wear protective clothing, shoes, and boots, impervious to the wood treatment.

In addition, individuals who enter must wear properly fitting, well maintained MSHA/NIOSH approved for inorganic arsenic in the plant is unknown or exceeds 10 ug/m³ of air (10 ug/m³) averaged over an 8 hour work shift. Programs, procedures and record retention must be conducted in accordance with the instructions on the labeling material.

Applicators must not eat, drink, or use those parts of the application process that require the use of treatment formulation (e.g. manually moving trams out of cylinders, mixing treated wood).

Wash thoroughly after skin contact with use of tobacco products, or using restrooms.

Protective clothing must be worn to prevent contamination. Applicators must leave work clothes or boots and equipment at the plant. Work shoes or boots must be left at the plant and approved for pesticide disposal and in accordance with regulations.

Processes used to apply inorganic arsenic must leave no visible surface deposits on wood. Standard C-1 and AWPB Standards for inorganic arsenic deposits means a surface residue or small isolated or infrequent spots of discoloration shall be allowed.

Individuals in the work area must wear properly fitting, well maintained respirators, MSHA/NIOSH-approved for inorganic arsenic in the plant is unknown or exceeds 10 ug/m³ of air (10 ug/m³) average monitoring programs, procedures and record retention must be conducted in accordance with the instructions on the labeling material.