

3008-101

4/8/2011

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

APR - 8 2011

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

Teri Muchow  
Osmose, Inc.  
980 Ellicott Street  
Buffalo, NY 14209-2398

Subject: Notification per PR Notice 98-10  
ORD-X170  
EPA Registration Number: 3008-101  
Application Date: March 10, 2011  
Application Receipt: March 15, 2011

Dear Ms. Muchow:

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

**Proposed Notification:**


Label revisions per PR Notice 2007-4.

**General Comment:**

Based on a review of the submitted materials, your notification to revise your label to comply with PR Notice 2007-4 is acceptable. A copy of this letter has been made a part of the permanent record for 3008-101.

If you have questions concerning this letter, then please contact me at 703-308-6416 or by email at [campbell-mcfaarlane.jacqueline@epa.gov](mailto:campbell-mcfaarlane.jacqueline@epa.gov) or Killian Swift at 703-308-6346 or by email at [swift.killian@epa.gov](mailto: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  
Product Manager 34  
Regulatory Management Branch II  
Antimicrobials Division (7510P)

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

 <b>United States</b> <b>Environmental Protection Agency</b> Washington, DC 20460	<input type="checkbox"/> <b>Registration</b> <input type="checkbox"/> <b>Amendment</b> <input checked="" type="checkbox"/> <b>Other</b>	OPP Identifier Number _____
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**Application for Pesticide - Section I**

1. Company/Product Number 3008-101	2. EPA Product Manager Jacqueline Campbell-McFarlane	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ORD-X170	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) Osmose, 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 _____

**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.	<input type="checkbox"/> Other - Explain below.

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

Notification of label change per PR Notice 2007-4.  
 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 for 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 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 Sections 12 and 14 of FIFRA.


**Section - III**

<b>1. Material This Product Will Be Packaged In:</b>				<b>2. Type of Container</b>	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____	
* Certification must be submitted		If "Yes" Unit Packaging wgt.    No. per container	If "Yes" Package wgt    No. per container		
<b>3. Location of Net Contents Information</b> <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		<b>4. Size(s) Retail Container</b> Not for retail sale.		<b>5. Location of Label Directions</b> <input type="checkbox"/> _____	
<b>6. Manner in Which Label is Affixed to Product</b> <input type="checkbox"/> Lithograph Paper glued Stenciled			<input checked="" type="checkbox"/> Other Pressure Sensitive Vinyl		

**Section - IV**

**1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)**

<b>Name</b> Teri Muchow	<b>Title</b> Manager - Regulatory Administration	<b>Telephone No. (Include Area Code)</b> 770-233-4244
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<b>Certification</b> 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.		<b>6. Date Application Received (Stamped)</b>  _____
<b>2. Signature</b> 	<b>3. Title</b> Manager - Regulatory Administration	
<b>4. Typed Name</b> Teri Muchow	<b>5. Date</b> March 10, 2011	

**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION: Causes moderate eye irritation. Harmful if swallowed or absorbed through skin. Avoid contact with skin, eyes or clothing. 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, applicators, and other handlers must wear the following: Long-sleeved shirt, long pants, shoes plus socks, eye protection and rubber gloves.

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. Discard clothing and other absorbent material that have been drenched or heavily contaminated with the product's concentrate. Do not reuse them.

**USER SAFETY REQUIREMENTS**

Users must wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Users must remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Users must remove PPE immediately after handling this product. As soon as possible, wash thoroughly and change into clean clothing. Wash the outside of gloves before removing.

Applicators must not eat or drink, or use tobacco products during those parts of the application process that may expose them to the wood treatment formulation (e.g., manually opening/closing cylinder doors, moving trams out of cylinders, chemicals, handling freshly treated wood).

**ENVIRONMENTAL HAZARDS**

This product is toxic to fish and aquatic invertebrates and may contaminate water through runoff. This product has the potential for runoff for several months after application. Poorly draining soils with shallow water tables are more prone to product runoff that contains this product. For terrestrial uses, do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment wash waters or rinsate. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Certain water conditions including low pH (less than or equal to 6.5), low dissolved organic carbon (DOC) levels (3.0 mg/L or lower), and "soft" waters (i.e., alkalinity less than 50 mg/L), increases the potential acute toxicity to non target organisms. Do not contaminate water by cleaning of equipment or disposal of wash waters. 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.

Batch Code: \_\_\_\_\_

**ORD-X170**

ANTIMICROBIAL – WOOD PRESERVATIVE

Active Ingredients:

Copper Carbonate\*..... 57.60 %  
(CAS No. 12069-69-1)  
Tebuconazole..... 1.32 %  
Inert Ingredients..... 41.08 %  
Total : 100.00 %

\*Metallic Copper Equivalent: 33.31%

**KEEP OUT OF REACH OF CHILDREN  
CAUTION**

FIRST AID	
IF ON SKIN:	<ul style="list-style-type: none"> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
IF IN EYES:	<ul style="list-style-type: none"> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
IF SWALLOWED:	<ul style="list-style-type: none"> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Have a person sip a glass of water if able to swallow.</li> <li>Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul>

**HOT LINE NUMBER**

In case of emergency, call CHEMTREC toll free at 800-424-9300. Have the product container or label with you when calling a poison control center or doctor or going for treatment.

SEE LEFT PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

EPA Registration No. 3008-101  
EPA Establishment No.  3008-TN-1  
 3008-SC-1

Manufactured by  
Osmose, Inc.  
980 Ellicott Street  
Buffalo, NY 14209

**NOTIFICATION**  
Date Reviewed: 4/8/14  
Reviewed By: [Signature]

**DIRECTIONS FOR USE**

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

Use ORD-X170 to control all types of fungal decay of wood products - brown, white and soft rot and wood eating insects. ORD-X170 should be used to treat any wood product that will be exposed to conditions favorable to rot, decay or insect attack both above and in ground, or water. Types of products include lumber, timbers, landscape ties, fence boards, and posts, building poles and decks, docks, walkways, and wood shingles.

Dilute ORD-X170 with water. Apply the tank mix solution by vacuum pressure impregnation with solutions having concentrations ranging from 0.05% - 3.0% active ingredients by weight. The percent solution to be used must be based on the retention, in lbs., per cubic foot (pcf), specified by purchaser and by the treating process used.

**STORAGE AND DISPOSAL**

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

**PESTICIDE STORAGE:** Store unused product in original containers in a cool, dry well ventilated area.

**PESTICIDE DISPOSAL:** Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these pesticides 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 HANDLING:** TOTES: Nonrefillable container. Do not reuse this container to hold materials other than pesticides or dilute pesticides (rinsate). After emptying and cleaning, it may be allowable to temporarily hold rinsate or other pesticide-related materials in the container. Contact your state regulatory agency to determine allowable practices in your state. Empty tote container must be returned to a tote collection agent.

**Residue Removal:** Cleaning container before final disposal is the responsibility of the person disposing of the container. To clean container before final disposal, fill container about 10 percent full with water; Agitate container vigorously; discard rinsate according to pesticide disposal instructions; repeat this rinsing procedure two more times. For additional container disposal information, contact product supplier.