

3432-26



06/29/2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

JUN 29 2009

Wendy A. McCombie  
Consultant, Lewis & Harrison  
c/o N. Jonas & Co., Inc.  
122 C Street NW, Ste. 740  
Washington, DC 20001

Subject: Notification in Accordance with PR Notice 98-10  
Winter Algaecide  
EPA Registration No. 3432-26  
Application Date: June 4, 2009  
Receipt Date: June 5, 2009

Dear Ms. McCombie:

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

**Proposed Notification**

Label change due to PR Notice 2007-1 and 2007-4

**General Comment:**

Based on a review of the material submitted, the following comment applies:

The notification is acceptable and a copy has been inserted in your file for future reference.

Should you have any questions concerning this letter, please contact me by telephone at (703) 308-6415 or email address at: [lantz.tracy@epa.gov](mailto:lantz.tracy@epa.gov) or Renae Whitaker by telephone at (703) 308-7003 or email at [whitaker.renae@epa.gov](mailto:whitaker.renae@epa.gov) during the hours of 8:00 am to 3:30 pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tracy Lantz".

Tracy Lantz  
(Acting) Product Manager (34)  
Regulatory Management Branch II  
Antimicrobials Division (7510P)



**EPA**

United States  
**Environmental Protection Agency**  
 Washington, DC 20460

- Registration  
 Amendment  
 **Other NOTIFICATION**

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number <b>3432-26</b>	2. EPA Product Manager <b>Tracy Lantz (Acting)</b>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>WINTER ALGAECIDE</b>	PM# <b>Team 34</b>	
5. Name and Address of Applicant (Include ZIP Code) <b>N. Jonas &amp; Co., Inc. 4520 Adams Circle Bensalem, PA 19020</b>	6. <b>Expedited Review.</b> 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 _____	

**NOTE: PLEASE SEND ALL CORRESPONDENCE TO "CONTACT POINT" LISTED BELOW**  
 Check if this is a new address

**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.)

**APPLICATION FOR NOTIFICATION: MINOR LABEL CHANGES**

**Notification of Minor Label Changes in Accordance With PR Notices 1998-10, 2007-1 and 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 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 the subject to enforcement action and penalties under sections 12 and 14 of FIFRA.*

Signature: Wendy A. McCombie Date: June 4, 2009

**THIS SUBMISSION IS NOT SUBJECT TO PRIA FEES**

**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		<input type="checkbox"/> Metal	
* <b>Certification must be submitted</b>		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<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: <b>Wendy A. McCombie, Lewis &amp; Harrison</b> 122 C Street NW Ste. 740, Washington DC 20001	Title: <b>Agent for N. Jonas &amp; Co., Inc.</b>	Telephone No. (Include Area Code): <b>202-393-3903 ext. 11</b>
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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.

6. Date Application Received  
**(Stamped)**

2. Signature <u>Wendy A. McCombie</u>	3. Title <b>Agent for N. Jonas &amp; Co., Inc.</b>
4. Typed Name <b>Wendy A. McCombie, Lewis &amp; Harrison</b>	5. Date <b>June 4, 2009</b>





# WINTER ALGAECIDE

**NOTIFICATION**  
Date Reviewed: 6/29/09  
Reviewed By: R. W. Vitale

[A SPECIALLY PREPARED FLUID TO HELP KEEP  
POOL WATER ALGAE FREE DURING THE  
WINTER MONTHS]

[EFFECTIVE AGAINST GREEN, BLACK AND  
MUSTARD ALGAE]

[NO FOAMING]

[NO STAINING]

[NO DISCOLORATION]

[NO METALS]

**Active Ingredient:**

Poly [oxyethylene (dimethyliminio)	
ethylene-(dimethyliminio)	
ethylene dichloride].....	10.0%
<b>Other Ingredients</b> .....	<b>90.0%</b>
<b>TOTAL</b>	<b>100.0%</b>

**This product contains .87 lbs. of active ingredient per gallon and weighs 8.69 lbs. per gallon**

**KEEP OUT OF REACH OF CHILDREN**

## CAUTION

See [back] [side] panel for additional precautions and First Aid.

EPA EST. NO. 3432-PA-1

EPA REG. NO. 3432-26

Net Cont: 1qt.

Mfg. by: N. Jonas & Co., Inc. • Bensalem, PA 19020

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

**CAUTION:** Harmful if swallowed. Avoid breathing vapors. Avoid contact with skin, eyes, or clothing.

<b>FIRST AID</b>	
<b>IF SWALLOWED</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to by a poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>IF INHALED</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
<b>IF ON SKIN OR CLOTHING</b>	<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>
<b>IF IN EYES</b>	<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 eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<p>Have the product container or label with you when calling a poison control center or doctor or going for treatment.</p>	

*(If container size is less than 5 gallons, use the following Environmental Hazards statement)*  
**ENVIRONMENTAL HAZARDS:** This pesticide is toxic to fish and aquatic organisms.

*(If container size is 5 gallons or larger, use the following Environmental Hazards statement)*  
**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 National Pollutant Discharge Elimination Systems (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.

**DIRECTIONS FOR USE**

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

[This product is used to control the growth of algae, including so-called "black algae", in swimming pools. For maximum effectiveness, pools containing heavy algae growth should be cleaned prior to using this product.

For pools having visible growth of algae, add an initial dose of 36 to 54 oz. per 5,000 gal. water and remove settled algae debris by cleaning (vacuuming). For treatment of freshly cleaned and filled pool, add initial dose of 21 to 36 oz. per 5,000 gal. pool water. To maintain pools free of visible algae growth, subsequent additions of 6 ¼ ozs. per 5,000 gal. (approx. 1 oz. per 740 gal.) should be used every 5-7 days after initial treatment. Uniform

distribution is necessary. Pour this product all around pool and throughout the pool water for maximum effectiveness.]

[This product will prevent growth of most algae during the off-season winter months when pools are not in use. For pools which have been properly treated during the swimming season and are free of visible algae, add 40 to 64 fl. oz. of this product per 10,000 gals. of water. If, at the end of the swimming season pools have some visible algae growth, add 74 to 112 fl. oz. per 10,000 gals. of water. It is necessary that a uniform distribution of this product be made throughout the water and the pool for maximum effectiveness. If the pool is not covered, it may be necessary to repeat the treatment one or more times during the season.]

[This product will prevent growth of most algae during the off-season winter months when pools are not in use. For pools which have been properly treated during the swimming season and are free of visible algae, add 20 to 32 fluid ounces of this product per 5,000 gallons of water. If, at the end of the swimming season pools have some visible algae growth, add 37 to 57 fluid ounces per 5,000 gallons of water. It is necessary that a uniform distribution of this product be made throughout the water and the pool for maximum effectiveness. If the pool is not covered, it may be necessary to repeat the treatment one or more times during the season.]

[This product is used to control the growth of algae in spas and hot tubs. For maximum effectiveness spas and hot tubs containing heavy growth of algae should be cleaned prior to using this product.

Spas and hot tubs having just visible algae growth require an initial dose of 4 to 6 fluid ounces of this product per 500 gallons of water. For treatment of a freshly cleaned and filled spa or hot tub, add initially 2 to 4 ounces of this product per 500 gallons of water. Subsequent additions of 1 to 2 ounces of this product per 500 gallons of water should be made every 5 to 7 days after initial treatment for maintenance.]

This product is compatible with those chemicals normally used to treat pools and is effective at both acid and alkaline pH. This product can be used in pools treated with chlorine chemicals and may reduce the amount of those chemicals normally required. However, do not mix this product with concentrated dry or liquid chlorine products.

**TO CALCULATE GALLONAGE FOR ROUND OR OVAL POOLS:** Multiply diameter x diameter x average depth (all in feet) x 5.9 = gallons.

**FOR RECTANGULAR POOLS:** Multiply length x width x average depth (all in feet) x 7.5 = gallons.

**STORAGE AND DISPOSAL**

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

**PESTICIDE STORAGE:** Keep container closed and in a cool place when not in use.

Leaking or damaged containers should be placed in a plastic bag and discarded in trash.

Mop up spills with clear water. All pesticides should be kept out of reach of children and stored away from food.

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

**CONTAINER DISPOSAL:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. If Empty: Do not reuse this container. Place in trash or offer for recycling if available. If Partly Filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

[Lot Number:                     ][Batch Number:                     ]