

3432-42

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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460**

FEB 24 2009

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Wendy A. McCombie
Agent for N. Jonas & Co., Inc.
N. Jonas & Co., Inc.
c/o Lewis & Harrison
122 C Street, N.W., Suite 740
Washington, DC 20001

Subject: ALGICIL ALGAECIDE
EPA Registration No. 3432-42
Application Date: January 26, 2009
Receipt Date: February 03, 2009

Dear Ms. McCombie:

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

Proposed Notification

- Addition of Environmental Hazards statement
- Revision of Storage and Disposal statement per PR Notice 2007-4
- Addition of "and First Aid" to the statement

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) 308-8583 or email address at: Mitchell.Emily@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 that reads "Emily Mitchell".

Emily Mitchell
(Acting) Product Manager (34)
Regulatory Management Branch II
Antimicrobials Division (7510P)

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**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 3432-42	2. EPA Product Manager Adam Heyward	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ALGICIL ALGAECIDE	PM# Team 34	
5. Name and Address of Applicant (Include ZIP Code) N. Jonas & Co., Inc. 4520 Adams Circle Bensalem, PA 19020		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 _____
NOTE: PLEASE SEND ALL CORRESPONDENCE TO "CONTACT POINT" LISTED BELOW <input type="checkbox"/> Check if this is a new address		

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.)**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: _____

Date: 26 JAN 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	
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
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 _____	
				<input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name Wendy A. McCombie, Lewis & Harrison 122 C Street NW Ste. 740, Washington DC 20001	Title Agent for N. Jonas & Co., Inc.	Telephone No. (Include Area Code) 202-393-3903 ext. 11
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 	3. Title Agent for N. Jonas & Co., Inc.	
4. Typed Name Wendy A. McCombie, Lewis & Harrison	5. Date January 26, 2009	

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LEWIS & HARRISON

Consultants in Government Affairs

122 C Street, N.W., Suite 740
Washington, D.C. 20001

telephone 202.393.3903
fax 202.393.3906

direct 202.393.3903 ext. 11
wmccombie@lewisharrison.com

January 26, 2009

HAND DELIVERED

Registration Division (Mail Code 7504P)
Office of Pesticide Programs
Document Processing Desk [NOTIFY]
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202

**ATTENTION: Adam Heyward
Product Manager, Team 34
Antimicrobials Division**

**SUBJECT: N. Jonas & Company Inc.
Algicil Algaecide (EPA Reg. No. 3432-42)
Notification of Minor Label Changes per PR Notices 1998-10, 2007-1, and 2007-4
This Submission Is Not Subject To PRIA Fees**

Dear Mr. Heyward:

As Agent for N. Jonas & Company Inc. ("Jonas"), I am submitting a Notification under the provisions of PR Notices 1998-10, 2007-1 and 2007-4 to advise the Agency of minor changes to the label for **Algicil Algaecide (EPA Reg. No. 3432-42)**.

The label changes are as follows:

- 1) Replace the Environmental Hazards language, which was inadvertently omitted from the last label notification.
- 2) Update the container disposal language in the Storage and Disposal section per the instructions provided in PR Notice 2007-1 and PR Notice 2007-4. Please note that this Jonas product is sold for household/residential use only. Therefore, only the label language for household/residential containers required by these PR Notices is applicable to this product.
- 3) Add "and First Aid" to the statement, "See [back] [side] panel for additional precautions."

Please find enclosed the following documents to support the notification for Quizalofop-P-Ethyl MUP Herbicide:

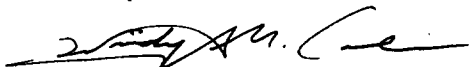
- 1) Pesticide Application Form; and,
- 2) Three (3) copies of the revised product label with the changes highlighted.

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Insofar as I am the authorized "Contact Point" and "Company Agent" for Nissan, please relay all correspondence directly to me at 122 C Street NW, Suite 740, Washington DC 20001. If you have any questions, please contact me by telephone at 202-393-3903 ext. 11 or by e-mail at wmccombie@lewisharrison.com.

Thank you very much for your cooperation.

Sincerely,



Wendy A. McCombie
for,
N. Jonas & Company Inc.

Enclosures

Algicil

ALGAECIDE

[EFFECTIVE AGAINST GREEN, BLACK & MUSTARD ALGAE]

[NO FOAMING] [NO STAINING]

[NO DISCOLORATION] [NO METALS]

ACTIVE INGREDIENT:

Poly [oxyethylene (dimethyliminio)

ethylene (dimethyliminio)

ethylene dichloride] 60%

OTHER INGREDIENT:..... 40%

TOTAL 100%

This product contains 5.76 lbs. of active ingredient
per gallon and weighs 9.6 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. 3432-42

Net Cont: 1qt.

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

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

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

FIRST AID	
IF SWALLOWED	<ul style="list-style-type: none"> • 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 by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
IF INHALED	<ul style="list-style-type: none"> • 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. • Call a poison control center or doctor for further treatment advice.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15-20 minutes. • Call a poison control center or doctor for treatment advice.
IF IN EYES	<ul style="list-style-type: none"> • 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.
Have the product container or label with you when calling a poison control center or doctor or going for treatment.	
NOTE TO PHYSICIAN	
Probable mucosal damage may contraindicate the use of gastric lavage.	

(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 kill and control the growth of algae, including so called "black algae", in swimming pools. For maximum effectiveness, pools containing heavy growth of algae, should be cleaned prior to using this product. For pools having visible growth of algae, add an initial dose of 12 to 18 oz. per 10,000 gal. water (approx. 1 1/2 ozs. per 1000 gal.) and remove settled algae debris by cleaning (vacuuming). For treatment of freshly cleaned and filled pool, add initial dose 7 to 12 oz. per 10,000 gal. pool water. (approx. 1 oz. per 1000 gal.) To maintain pools free of visible algae growth, subsequent additions of 2 1/2 ozs. per 10,000 gal. (approx. 1 oz. per 5000 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 is compatible with those

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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 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 _____]