

3432-42

04-06-2010  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCYUNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

APR - 6 2010

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCESWendy McCombie  
**Lewis & Harrison**  
122 C Street / Suite 740  
Washington, DC 20001Subject: **Algicil Algaecide**  
EPA Registration No.: 3432-42  
Application Date: March 10, 2010  
Receipt Date: March 12, 2010

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:**

Adding Alternate Marketing Statements

**General Comment:**

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

A copy of this accepted notification has been inserted in your file for future reference.

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6416 or by e-mail at [campbell-mcfarlane.jacqueline@epa.gov](mailto:campbell-mcfarlane.jacqueline@epa.gov) or Stacey Grigsby by telephone at (703) 305-6440 or by e-mail at [grigsby.stacey@epa.gov](mailto:grigsby.stacey@epa.gov) during the hours of 8:00am to 4:00pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

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

CONCURRENCES							
SYMBOL							
SURNAME							
DATE							

**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>3432-42</b>	2. EPA Product Manager <b>Jacqueline McFarlane (Acting)</b>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>ALGICIL ALGAEICIDE</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**

<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 Notice 1998-10**

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. McCombieDate: March 10, 2010**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	
	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> <b>122 C Street NW Ste. 740, Washington DC 20001</b>	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.

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>March 10, 2010</b>

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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

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direct 202.393.3903 ext. 11  
wmccombie@lewisharrison.com

March 10, 2010

**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: Jacqueline McFarlane**  
**Acting 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 Notice 1998-10**  
**This Submission Is Not Subject To PRIA Fees**

Dear Ms. McFarlane:

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

The label change includes adding the alternate marketing statements "Effectively Kills Green, Black And Mustard Algae" and "Kills Green, Black And Mustard Algae," both of which are another way of stating the existing marketing claim, "Effective Against Green, Black And Mustard Algae."

Please find enclosed the following documents to support the Notification for **Algicil Algaecide**:

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

Insofar as I am the authorized "Contact Point" and "Company Agent" for Jonas, 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](mailto:wmccombie@lewisharrison.com).

Thank you very much for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "Wendy A. McCombie", written over a horizontal line.

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

Enclosures

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# Algicil

## ALGAECIDE

[EFFECTIVE AGAINST GREEN, BLACK & MUSTARD ALGAE]  
[EFFECTIVELY KILLS GREEN, BLACK AND MUSTARD ALGAE]  
[KILLS GREEN, BLACK AND 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

NOTIFICATION  
Date Reviewed: 2/20/02  
Reviewed By: [signature]

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.

<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>
Have the product container or label with you when calling a poison control center or doctor or going for treatment.	

(NOTE TO REVIEWER: 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.]

(NOTE TO REVIEWER: 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 no 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 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

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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 \_\_\_\_\_]