

3432-63

06/19/2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

JUN 19 2009

Wendy McCombie
Agent for N. Jonas & Co.
Lewis & Harrison
122 C Street, NW
Suite 740
Washington, DC 20001

SUBJECT: QLF Aligicide
EPA Registration No.: 3432-63
Notification Date: May 21, 2009
EPA Receipt Date: June 4, 2009

Dear Ms. McCombie,

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

Proposed Notification

- Update Container Disposal Statements per PR Notice 2007-4
- Add Environmental Hazards Statements
- Add panel reference statement

General Comments

Based on a review of the submitted materials, your notification to revise the label with the changes mentioned above is unacceptable for the following reasons:

1. Revise the first statement under Environmental Hazards to be in agreement with the ADBAC RED by stating "This pesticide is toxic to fish, aquatic invertebrates, oysters, and shrimp."
2. Since your product is intended for residential use only per your November 20, 2001 letter, revise your proposed "Storage and Disposal" statements as follows:

Storage and Disposal

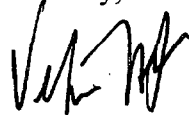
CONCURRENCES

| | | | | | | | |
|---------|---|--|--|--|--|--|--|
| SYMBOL | Keep container closed and in a cool place in a secure area inaccessible to children or persons. | | | | | | |
| | | | | | | | |
| | | | | | | | |
| SURNAME | | | | | | | |
| DATE | | | | | | | |

unfamiliar with its use. Leaking or damaged containers must be placed in a plastic bag and discarded in the trash. Mop up spills with clean water. Nonrefillable container. Do not refill or reuse this container. Offer for recycling or reconditioning. If not available, discard in the trash.

Note: Antimicrobial products for residential use are not covered by PR Notice 2001-6. Therefore, the "If empty" and "Partly Filled" statements are not acceptable and must be deleted.

Sincerely,



Velma Noble
 Product Manager (31)
 Regulatory Management Branch I
 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 3432-63 | 2. EPA Product Manager Velma Noble | 3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) QLF Algicide | PM# Team 31 | |
| 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

Check if this is a new address

Section - II

- Amendment - Explain below.
- Resubmission in response to Agency letter dated _____
- Notification - Explain below.
- Final printed labels in response to Agency letter dated _____
- "Me Too" Application
- 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: [Signature] Date: May 21, 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 | <input type="checkbox"/> Plastic |
| *Certification must be submitted | | If "Yes" Unit Packaging wgt. | No. per container | If "Yes" Package wgt. | No. per container |
| | | | | | <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 Wendy A. McCombie, Lewis & Harrison 122 C Street NW Ste. 740, Washington DC 20001 | wmccombie@lewisharrison.com | 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 <u>[Signature]</u> | 3. Title Agent for N. Jonas & Co., Inc. |
| 4. Typed Name Wendy A. McCombie, Lewis & Harrison | 5. Date May 21, 2009 |

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

May 21, 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: Velma Noble
Product Manager, Team 31
Antimicrobials Division

SUBJECT: N. Jonas & Company Inc.
QLF Algicide (EPA Reg. No. 3432-63)
Notification of Minor Label Changes per PR Notices 1998-10, 2007-1, and 2007-4
This Submission Is Not Subject To PRIA Fees

Dear Ms. Noble:

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 **QLF Algicide (EPA Reg. No. 3432-63)**.

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) Revise the panel reference statement to read, "See [back] [side] panel for additional precautionary statements and First Aid."

Please find enclosed the following documents to support the notification for **QLF Algicide**:

- 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.

Thank you very much for your cooperation.

Sincerely,

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

Enclosures

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QLF ALGICIDE

**EFFECTIVE AGAINST GREEN, BLACK & MUSTARD ALGAE,
AND ALGAL SLIME
EXTREMELY LOW FOAMING
NON-METALLIC**

ACTIVE INGREDIENT:

Didecyl dimethyl ammonium chloride 50%

OTHER INGREDIENTS 50%

TOTAL: 100%

KEEP OUT OF REACH OF CHILDREN

DANGER

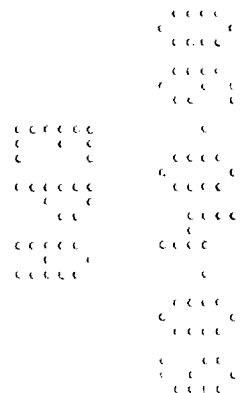
See [side][back] panel for additional precautionary statements and First Aid.

EPA EST. NO. 3432-PA-1

EPA REG. NO. 3432-63

NET CONT: 1QT.

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



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

DANGER: CORROSIVE: Causes severe eye and skin damage. Do not get in eyes, on skin, or clothing. Remove contaminated clothing and wash before reuse. Wear goggles or face shield, and rubber gloves when handling. Wash thoroughly with soap and water after handling. Harmful or fatal if swallowed. Avoid contamination of food.

| FIRST AID | |
|---|--|
| 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. |
| 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 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. |
| 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.

PHYSICAL OR CHEMICAL HAZARDS: This Algicide is cationic. Do not mix with soap or anionic materials. Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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

SWIMMING POOLS

INITIAL DOSE: Add 5 1/4 fluid ounces of product to 10,000 gallons of pool water.

MAINTENANCE DOSE: Add 1 1/4 fluid ounces of product to 10,000 gallons of pool water.

If pool has a visible algae growth, treat with initial dose. Vacuum pool after 24 hours to remove algae debris. If visible algae are still present or re-appear, repeat this treatment procedure as necessary. When pool is free of visible algae, use the recommended maintenance dose.

Maintenance dose should be added weekly. If high temperatures prevail or pool has unusually heavy use, add maintenance dose more frequently.

Maintenance dose should be added after a heavy or prolonged rainfall.

If make-up water is added at the rate of more than 10% per week of pool capacity, add 1/2 fluid ounce of product for each 1000 gallons of fresh make-up water added.

When swimming season is over, add maintenance dose prior to closing pool. This dose helps provide a measure of control of algae growth during the winter months. This treatment will also help the servicing of the pool before it is returned to use the following season.

When this product is used as directed, it is effective against *Chlorella pyrenoidosa* (green algae), *Phormidium luridum* (black algae), *Lyngbya versicolor* (blue-green algae), and *Pleurochloris meiringensis* (mustard algae), and other swimming pool algae and slime producing microorganisms.

For persistent algae or slime producing microorganisms growth, add 5-7 1/2 ounces of this product into the skimmer with the filter pump running. After one minute, shut off the pump and allow the system to remain off over night. The following day, re-start the filter pump and add 5-7 1/2 ounces of this product to the pool. Run the filter continuously for 24-48 hours, brushing the sides and bottom of the pool frequently.

STORAGE AND DISPOSAL:

Do not contaminate food or feed by storage, disposal, or cleaning of equipment.

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. Keep pesticides out of reach of children and stored away from food.

PESTICIDE DISPOSAL: Securely wrap original container in several layers of newspaper and discard in trash.

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:]

