

3432-64

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
Sildate®
EPA Registration No. 3432-64
Application Date: May 21, 2009
Receipt Date: June 4, 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:

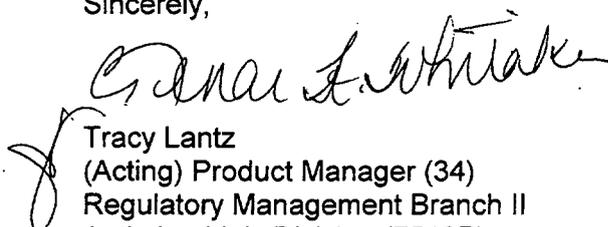
Based on a review of the material submitted, the following comment applies:

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

Please note at your next label amendment the First Aid Statement must have the same toxicity route of exposure order as your Precautionary Statement.

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 or Renae Whitaker by telephone at (703) 308-7003 or email at 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,


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

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

1. Company/Product Number 3432-64	2. EPA Product Manager Tracy Lantz (Acting)	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Sildate	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

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: *Wendy A. McCombie*

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	
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	<input type="checkbox"/> Plastic	
		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

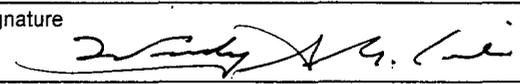
1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)

Name: wmccombie@lewisharrison.com 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
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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)
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2. Signature 	3. Title Agent for N. Jonas & Co., Inc.
4. Typed Name Wendy A. McCombie, Lewis & Harrison	5. Date May 21, 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

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: Tracy Lantz
Acting Product Manager, Team 34
Antimicrobials Division

SUBJECT: N. Jonas & Company Inc.
Sildate (EPA Reg. No. 3432-64)
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. Lantz:

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 **Sildate (EPA Reg. No. 3432-64)**.

The label changes are as follows:

- 1) Replace the Environmental Hazards language option, 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" per a request from the New York State Department of Environmental Quality.

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

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

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NOTIFICATION
Date Reviewed: 6/29/09
Reviewed By: *R. B. [unclear]*

SILDATE®

THE NEW WAVE IN CHLORINE-FREE SWIMMING POOLS
Non-Chlorine Disinfectant & Germicide for Swimming Pools

ACTIVE INGREDIENT:

Silver Oxide II (AgO)	2.0%
Other Ingredients	98.0%
TOTAL	100.0%

Contains 2.67 oz. Silver Oxide II, equivalent to 2.33 Silver as elemental per gallon.

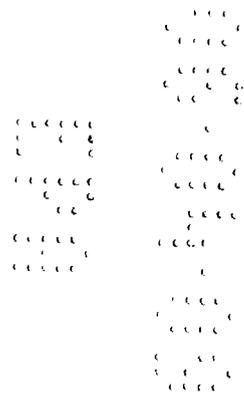
KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE [BACK] [SIDE] PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS AND FIRST AID.

EPA REG. NO. 3432-64
EPA EST. NO. 3432-PA-1

NET CONT. 1/2 Gal. (64 fl. oz.)
Mfg. by: N. Jonas & Co., Inc. • Bensalem, PA • 19020



SILDATE® DISINFECTANT is compatible with those chemicals normally used to treat swimming pools. It is effective at both acid and alkaline pH. SILDATE® DISINFECTANT can be used in swimming pools treated with chlorinating or brominating products. However, do not mix SILDATE® DISINFECTANT with concentrated dry or liquid chlorinating products.

THIS PRODUCT IS USED TO KEEP BACTERIA UNDER CONTROL IN SWIMMING POOLS.

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

CAUTION: Harmful if absorbed through skin. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling.

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.	

(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 AND CHEMICAL HAZARDS: Mix only with water. Do not add this product to any dispensing device containing remnants of any other product. Do not allow contact with any reducing agents, organic matter, or ammonia.

DIRECTIONS FOR USE IN SWIMMING POOLS: It is a violation of federal law to use this product in a manner inconsistent with its labeling.

To start up a new pool or when refilling a pool, add 2 Qts. SILDATE® DISINFECTANT per 10,000 gallons water. Add SILDATE® DISINFECTANT to the pool **through the skimmer**. After SILDATE® DISINFECTANT has circulated for 15 min. add ENERGIZE at the rate of 1 lb. per 10,000 gallons swimming pool water. ENERGIZE is a necessary product for the complete activation of SILDATE® DISINFECTANT.

There is no pretreatment required for a pool previously treated with chlorinating products. Add 2 Qts. SILDATE® DISINFECTANT and one pound ENERGIZE for each 10,000 gallons of swimming pool water.

The addition of 2 Qts. SILDATE® DISINFECTANT and one pound ENERGIZE per 10,000 gallons pool water will establish a SILDATE® DISINFECTANT residual of approximately 1.0 ppm. If the pool volume is not known add enough SILDATE® DISINFECTANT to establish a 1.0 ppm. residual. Your professional pool dealer will be able to test for this residual.

Have the pool tested each week to insure that the proper amount of SILDATE® DISINFECTANT is present. If it should fall below 1.0 ppm add enough SILDATE® DISINFECTANT to adjust the level to 1.0 ppm.

Each week and after rain or heavy use, add one pound ENERGIZE for each 10,000 gallons of water.

TO CALCULATE GALLONAGE: For Rectangular Pools: Multiply length of pool x width x average depth (all in feet) x 7.5 = gallons.

For Round Pools: Multiply diameter of pool x diameter of pool x average depth (all in feet) x 5.9 = gallons.

STORAGE AND DISPOSAL: PESTICIDE STORAGE: Store in a cool dry place.

PESTICIDE DISPOSAL: Securely wrap original container in several layers of newspaper and discard in trash. **CONTAINER DISPOSAL:** Do not reuse container. Rinse thoroughly before discarding in trash.

STORAGE AND DISPOSAL:

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

STORAGE: Store in a cool dry place.

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 _____]

MADE IN U.S.A.

SILDATE® is a registered trademark of N. Jonas & Co., Inc. CODE: 008
This product is protected under one or more of the following U.S. Patent
Nos....5,098,782;5,089,275;5,078,902;5,073,382

