



U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Antimicrobials Division (7510P)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460

EPA Reg. Number:

4564-24

Date of Issuance:

12/31/15

NOTICE OF PESTICIDE:

☒ Registration
☐ Reregistration
(under FIFRA, as amended)

Term of Issuance:

Conditional

Name of Pesticide Product:

DV10853

Name and Address of Registrant (include ZIP Code):

Solvay USA Inc.
c/o Delta Analytical Corporation
12510 Prosperity Drive, Suite 160
Silver Spring, MD 20904

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Antimicrobials Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA section 3(c)(7)(A). You must comply with the following conditions:

1. Submit and/or cite all data required for registration/reregistration/registration review of your product under FIFRA when the Agency requires all registrants of similar products to submit such data.

Signature of Approving Official:

Julie Chao, Product Manager 33
Regulatory Management Branch I, Antimicrobials Division (7510P)

Date:

12/31/15

2. You are required to comply with the data requirements described in the DCI identified below:

- a. Alkyl Dimethyl Benzyl Ammonium Chloride (ADBAC) GDCI-069105-30882

You must comply with all of the data requirements within the established deadlines. If you have questions about the Generic DCI listed above, you may contact the Reevaluation Team Leader (Team 36): <http://www2.epa.gov/pesticide-contacts/contacts-office-pesticide-programs-antimicrobial-division>

3. Be aware that proposed data requirements have been identified in a Final Work Plan for Tetrakis (Hydroxymethyl) Phosphonium Sulfate (THPS). For more information on these proposed data requirements, you may contact the Reevaluation Team Leader (Team 36): <http://www2.epa.gov/pesticide-contacts/contacts-office-pesticide-programs-antimicrobial-division>
4. The data requirements for storage stability and corrosion characteristics (Guidelines 830.6317 and 830.6320) are not satisfied. A one year study is required to satisfy these data requirements. You have 18 months from the date of registration to provide these data.
5. Make the following label changes before you release the product for shipment:
 - Revise the EPA Registration Number to read, “EPA Reg. No. 4564-24.”
6. Submit one copy of the final printed label for the record before you release the product for shipment.

Should you wish to add/retain a reference to the company’s website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product’s label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA’s Office of Enforcement and Compliance.

If you fail to satisfy these data requirements, EPA will consider appropriate regulatory action including, among other things, cancellation under FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records.

Please also note that the record for this product currently contains the following CSFs:

- Basic CSF dated 6/29/2015
- Alternate CSF 1 dated 6/29/2015
- Alternate CSF 2 dated 6/29/2015
- Alternate CSF 3 dated 6/29/2015
- Alternate CSF 4 dated 6/29/2015
- Alternate CSF 5 dated 6/29/2015
- Alternate CSF 6 dated 6/29/2015
- Alternate CSF 7 dated 6/29/2015

If you have any questions, please contact me by phone at 703-308-8735, or via email at chao.julie@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Julie Chao', with a stylized flourish at the end.

Julie Chao, Product Manager 33
Regulatory Management Branch 1

Enclosure: Accepted Label

DV 10853

[Alternate Brand Name: 4FRAC20W]

OIL & GAS ANTIMICROBIAL

ACTIVE INGREDIENT:

Tetrakis(hydroxymethyl) phosphonium sulfate	17.5%
Alkyl (50%C ₁₄ , 40% C ₁₂ , 10% C ₁₆) dimethyl benzyl ammonium chloride	2.5%
OTHER INGREDIENTS:	80.0%
TOTAL:	100%

EPA Reg. No. 4564-##
EPA Est. 80347-TX-1

KEEP OUT OF REACH OF CHILDREN DANGER

FIRST AID

If in eyes:	• 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:	• 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:	• Call a poison control center or doctor immediately for treatment advice. • Have a person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give anything to an unconscious person.
If inhaled:	• 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 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.

See Side Panels for Additional Precautionary Statements
In case of emergency, call CHEMTREC at 1-800-424-9300

Manufactured by:

**SOLVAY**
Solvay USA, Inc.
8 Cedar Brook Drive
Cranbury, NJ 08512
(609) 860-4000

ACCEPTED

Dec 31, 2015

Under the Federal Insecticide, Fungicide
and Rodenticide Act as amended, for the
pesticide registered under
EPA Reg. No. 4564-24

NET CONTENTS: xx Gallons (xxx lbs)

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS

DANGER: Corrosive. Causes irreversible eye damage and skin burns. Do not get in eyes, on skin or on clothing. May be fatal if swallowed, absorbed through the skin, or inhaled. Do not breathe vapor or spray. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wear coveralls over long-sleeved shirt and long pants, chemical resistant footwear, waterproof or chemical-resistant rubber gloves and protective eyewear or goggles when handling. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (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.

STORAGE AND DISPOSAL

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

STORAGE: Store this product in a cool, dry area away from direct sunlight and heat to avoid deterioration. In case of a spill, flood the area with large quantities of water.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER HANDLING AND DISPOSAL: Nonrefillable container [greater than 5 gallons]. Do not reuse or refill this container. Offer for recycling or reconditioning if appropriate, or puncture and dispose of in a sanitary landfill. Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Pressure rinse as follows: Empty the remaining contents into application equipment or a mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container, and rinse at about 40 PSI for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

DIRECTIONS FOR USE

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

Hydraulic Fracturing [Not for Use in California]

DV 10853 should be added to the frac water storage tanks or directly into the well head injection pipeline as the water is being pumped down-hole. Add 260-1550 ppm of DV 10853 (44-262 ppm THPS), depending on the degree of bacterial fouling in the source water.

Note: To the extent consistent with applicable law, seller makes no warranty, expressed or implied, concerning the use of this product other than indicated on the label. Buyer assumes all risk and/or handling of this material, when such use and/or handling is contrary to label directions.

THPS Active ingredient produced in United Kingdom and/or China