

5185-501

12/30/2008

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U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Antimicrobials Division (7510P)
1200 Pennsylvania Avenue NW
Washington, D.C. 20460

EPA Reg.

Number:

5185-501

Date of

Issuance:

DEC 30 2008

Term of Issuance:

Conditional

Name of Pesticide Product:

BioGuard Silk

NOTICE OF PESTICIDE:

- Registration
- Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

Bio-Lab, Inc.
P.O. Box 300002
Lawrenceville, GA 30049

FILE COPY

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration 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/reregistered 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 (OPP Decision No. D-398060) is registered in accordance with FIFRA sec 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for registration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for re-registration of your product under FIFRA section 4.
2. Make the labeling changes listed below before you release the product for shipment:
 - a. Revise the "EPA File Symbol to read, "EPA Reg. No. 5185-501".

Signature of Approving Official:

Emily Mitchell
Emily Mitchell
Product Manager Team-32
Regulatory Management Branch II
Antimicrobials Division (7510P)

Date:

DEC 30 2008

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b. The label identifies **both** the "Twice per Week and Once-A-Week" applications by a single asterisk. It is not clear how the applicator will determine which rate is applicable. The application frequency per routine maintenance directions have been removed from the marketing text.

c. The label identifies "As Needed" and "Test and Add" applications by double asterisks. It is not clear how the applicator will be able to determine when these instructions will be applicable. The application frequency per routine maintenance directions have been removed from the marketing text on the label.

d. The comparative claim that "This product is one of the preferred chlorinating sanitizer products. . ." is unacceptable and has been removed from the label.

e. Revise the stabilizer **ppm** level under the "E-Z Clor Feeder" directions for use to be consistent with stabilizer levels accepted previously for the cited product. Throughout the label, the stabilizer levels have been set in a range from 40-50ppm. Therefore, the **ppm** level must remain at 40-50ppm, until data/information is submitted to substantiate the change in ppm level from 40-50ppm to 30-40ppm.

3. Submit three (3) copies of your final printed labeling before distributing or selling the product bearing the revised labeling.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

Please Note: The Antimicrobials Division is revisiting the subject of Category I placement of the First Aid statement on the label. In the interim we will allow Bio-Lab to place the First Aid statement on the back as long as "See [back] [side] panel for First Aid and additional precautionary statements" appears on the front panel.

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A stamped copy of the label is enclosed for your records.

Sincerely,

Emily Mitchell

Emily Mitchell
Product Manager 32
Regulatory Branch II
Antimicrobials Division (7510C)

Enclosures: (Stamped Label)