

MAR 30 2005

Troy Corporation
8 Vreeland Road
P.O. Box 955
Florham Park, N.J. 07932-0955

Attention: Carrie M. Buck
Product Registration Coordinator

Subject: Mergal S90
EPA Registration No. 5383-102
Amendment Dated March 9, 2005

This will acknowledge receipt of your notification for the following alternate brand name, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

Alternate Brand Name

"Troysan S90"

The notification is in compliance with PR Notice 98-10 and is acceptable. This information has been made a part of your file.

If you have any questions concerning this letter, please contact Martha Terry at (703) 308-6217.

Sincerely

Marshall Swindell
Product Manager (33)
Regulatory Management Branch 1
Antimicrobials Division (7510C)

CONCURRENCES							
SYMBOL							
SURNAME							
DATE							



EPA

United States
Environmental Protection Agency
 Washington, DC 20460

- Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 5383-102	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Mergal@S90	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Troy Chemical Corporation 8 Vreeland Road Florham Park, NJ 07932 <input type="checkbox"/> Check if this is a new address	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 _____	

Section - II

- Amendment - Explain below. Final printed labels in response to Agency letter dated _____
 Resubmission in response to Agency letter dated _____ "Me Too" Application
 Notification - Explain below. Other - Explain below

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Alternate Brand Name "Troysan S90"

Notification of Alternate Brand Name per PR Notice 98-10

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. §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 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under §12 and §14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" 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 checked="" type="checkbox"/> Container		4. Size(s) Retail Container 1 gallon to bulk		5. Location of Label Directions <input checked="" 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 checked="" 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 Carrie M. Buck	Title Product Registration Coordinator	Telephone No. (Include Area Code) (975) 443-4200 Ext. 2206
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 	3. Title Product Registration Coordinator	
4. Typed Name Carrie M. Buck	5. Date March 9, 2005	

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TROY CORPORATION

Via Courier

March 9, 2005

U.S. Environmental Protection Agency
Office of Pesticide Programs
1801 Bell Street
Arlington, VA 22202
ATTN: Marshall Swindell

**RE: Troy Chemical Corporation
Mergal S90 (EPA Reg. No. 5383-102)
Notification of Alternate Brand Name per PR Notice 98-10**

Dear Mr. Swindell:

Troy Corporation submits herewith an application for Pesticide Notification to propose an alternate brand name for Mergal S90 (EPA Reg. No. 5383-102) in accordance with PR Notice 98-10. The alternate brand name for Mergal S90 is as follows:

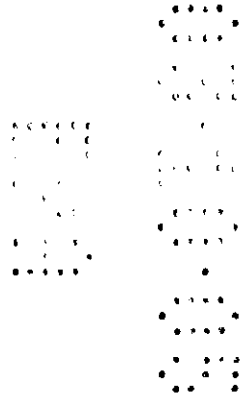
"Troysan S90"

To support this Notification of Alternate Brand for Troysan S90, I am submitting an Application for Pesticide Notification, which includes a signed statement certifying compliance with PR Notice 98-10. Also enclosed is a copy of the label with the changes clearly marked.

If you should have any questions or require additional information, please feel free to contact me directly at (973) 443-4200 Ext. 2206, or by email at buckc@troycorp.com.

Sincerely,

Carrie M. Buck
Product Registration Coordinator



Encls.

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
DANGER - PELIGRO**

Corrosive. Causes irreversible eye damage. Harmful if swallowed or absorbed through skin or inhaled. Do not get in eyes or on clothing. Avoid contact with skin. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Avoid breathing spray mist. Wear goggles or face shield. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

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 5 minutes, then continue rinsing. • 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"> • Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give any liquid to the person. 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.
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment.</p>	
NOTE TO PHYSICIAN:	
<p>Probable mucosal damage may contraindicate the use of gastric lavage. See side panel for additional precautionary statements.</p>	

TROYSAN® S90

INDUSTRIAL BIOCIDES FOR USE IN PAINTS, COATINGS,
PLASTERS, STUCCOS, SEALANTS, CAULKS AND FILLERS

EPA Reg. No. 5383-102
EPA Est. No. 5383-NJ-1

ACTIVE INGREDIENT:

Methyl (1H-benzimidazol-2-yl)carbamate. 9.90%
2-methylthio-4-tert-butyl-amino-6-cyclo-
propylamino-s-triazine 4.90%
2-n-octyl-isothiazolin-3-one 4.50%

INERT INGREDIENTS. 80.70%
TOTAL. 100.0%

(Troysan®S90 weighs 10.4 lbs./gallon)

KEEP OUT OF REACH OF CHILDREN

DANGER-PELIGRO

PRECAUCION AL USUARIO: Si Vd. No lee inglés no use este
producto hasta que la etiqueta haya sido explicado completamente.

SOLD FOR INDUSTRIAL USE ONLY

IN CASE OF EMERGENCY CALL 1-800-CHEMTREC

TROJY CHEMICAL CORPORATION
ONE AVENUE L
NEWARK, N.J. 07105

Net Weight: _____

©TROYSAN AND POLYPHASE ARE REGISTERED TRADEMARKS

ENVIRONMENT

Do not discharge effluent containing this product into streams, oceans or other waters unless in accordance with the National Pollutant Discharge Elimination System (NPDES) permit. This product has been notified in writing prior to discharge into sewer systems without pre-approval by the local plant authority. For guidance contact your local EPA.

DIRECTIONS

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

Troysan®S90 is an antimicrobial preservative for use in coatings, plasters, sealants, and fillers used for concrete and masonry coatings.

Typically, Troysan®S90 should be added at the time of mixing of the final product (paint, plaster, etc.) at the rate of Troysan®S90.

PAINTS AND COATING MATERIALS: (0.1-1.5%) add 1-1.5 lbs. (0.45-6.8 kg.) of Troysan®S90 to each 1000 lbs. (453 kg.) of paint. **PLASTERS AND FILLERS:** (0.1-1.5%) add 1-1.5 lbs. (0.45-6.8 kg.) of Troysan®S90 to each 1000 lbs. (453 kg.) of plaster or filler.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. **PESTICIDE STORAGE:** Store unused product in original container out of reach of children or animals. **PESTICIDE DISPOSAL:** Wastes must be disposed of at an approved waste disposal facility. **CONTAINER DISPOSAL:** Triple rinse container, or equivalent, followed by conditioning, or puncture and dispose of in accordance with local, state and federal authorities, by methods approved by state and local authorities, by methods approved by state and local authorities, by methods approved by state and local authorities.

WARRANTY

This label provides information which Seller has at the present state of knowledge relating to this product. This information is not intended to be a guarantee of specific results for a particular application. Seller warrants that the product described on this label. SELLER MAKES NO WARRANTY OF MERCHANTABILITY OR FITNESS FOR ANY PARTICULAR OTHER WARRANTY EXCEPT AS EXPRESSLY STATED HEREON. Seller shall be liable for any consequential damages relating to the use of this product.