

5383-121

09-25-2008

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



Office of Pesticide Programs

Troy Chemical Corporation
8 Vreeland Road
Florham Park, N. J. 07932

SEP 25 2008

Attention: Auria Trelles
Registration Coordinator

Subject: Mergal BIT 20
EPA Registration No. 5383-121
Notification Dated September 12, 2008

This will acknowledge receipt of your notification to include the phrase "Produced for/Manufactured for" on the label, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

The Notification dated September 12, 2008 is in compliance with PR Notice 98-10 and is acceptable. This information has been added to 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 (7510P)

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Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98



EPA

United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other:

OPP Identifier Number
304959

Application for Pesticide - Section I

1. Company/Product Number 5383-121	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Mergal BIT 20	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Troy Chemical Corporation 8 Vreeland Road Florham Park, NJ 07932 <u>PLEASE SEND ALL CORRESPONDENCE TO</u> <u>"CONTACT POINT" LISTED BELOW</u> <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

<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.)

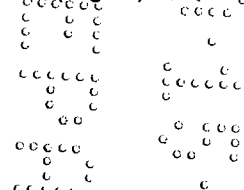
Labeling revision notification

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.	<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"/> Other _____			
		<input type="checkbox"/> Paper glued			
		<input type="checkbox"/> Stenciled			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name Auria Trelles	Title Registration Coordinator	Telephone No. (Include Area Code) (973) 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 Registration Coordinator	
4. Typed Name Auria Trelles	5. Date 9/12/08	





TROY CORPORATION

September 12, 2008

Via DHL Courier

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
Antimicrobial Division (AD)
U.S. EPA
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Attn: Mr. Marshall Swindell
PM# 33/Antimicrobial Division (AD)

RE: Product label revision
Mergal BIT 20 EPA Reg. No. 5383-121
Mergal K10N EPA Reg. No. 5383-107
Mergal K12N EPA Reg. No. 5383-106
XBINX 88 EPA Reg. No. 365-82

Dear Mr. Swindell:

Troy Corporation hereby is submitting a labeling notification for the following products:

Mergal BIT 20 EPA Reg. No. 5383-121
Mergal K10N EPA Reg. No. 5383-107
Mergal K12N EPA Reg. No. 5383-106
XBINX 88 EPA Reg. No. 365-82

Due to use of toll manufacturers for alternate formulations we have included the phrase "Produced for/Manufactured for" on each label.

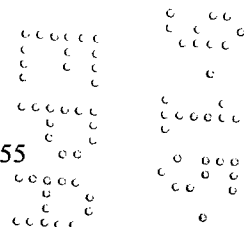
All changes have been highlighted in yellow. Enclosed find the following documents:

- EPA Pesticide Application EPA Form (8570-1)- OPP Identifier Nos.
304962
304961
304960
304959
- Four (4) copies of each revised product label
- Certification Statement as required by PR Notice 98-10

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

Sincerely,

Auria Trelles
Registration Coordinator



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

DANGER

Corrosive. Causes irreversible eye damage. Harmful if swallowed, inhaled, or, absorbed through skin. Do not get in eyes, on skin or on clothing. Avoid breathing vapor or spray mist. Wear goggles, face shield, or safety glasses. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated 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 the first 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"> • 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 do so 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 following ingestion. Measures against circulatory shock, respiratory depression, and convulsion may be needed.

MERGAL® BIT20

For Industrial Use Only As A Microbiostat Preservative Intended To Protect In Polymer Emulsions, Emulsion Paint And Coatings, Mineral Slurries And Dispersions, Latexes, Adhesives, Paper Coatings, Metalworking Fluids, Textile Spin-Finish And Coatings, Building And Construction Compositions, Inks, Leather Processing Solutions, Car Care Products Including Car Washes, Car Waxes, And Silicone Emulsions, Home Care Cleaning Products Including Floor Cleaners, Floor Waxes, Floor Polishes And Surface Cleaners, Laundry Additives Including Liquid Laundry Detergents, Fabric Softeners And Stain Removers, Pesticide Formulations

EPA Reg. No.	5383-121
EPA Establishment Number	5383-NJ-1

ACTIVE INGREDIENT: % Weight
1,2-Benzisothiazolin-3(2H)-One **19.18%**
INERT INGREDIENTS **80.82%**
TOTAL **100.0%**

DANGER

KEEP OUT OF REACH OF CHILDREN

IN CASE OF EMERGENCY:

CALL 1-800-424-9300

Net Weight:

[Produced for/Manufactured for]

Troy Chemical Corporation

One Avenue L, Newark, N.J. 07105

©MERGAL AND POLYPHASE are registered trademarks

ENVIRO

This product is toxic to fish. Do not use in streams, ponds, estuaries, oceans requirements of a National Pollutant Discharge Elimination Act. The permitting authority has been notified. Do not discharge this product to any sewage treatment plant authority. Regional Office of EPA.

DIRE

It is a violation of Federal Law to use this product without its labeling.

GENE

APPLICATION RATE: Mergal®BIT 20 is suggested for use on all applications. Mergal®BIT 20 is suggested for use on all products and systems, including industrial and agricultural applications, including bacteria and fungi. Suggested rate is 0.5-2.5 lb per 1000 sq ft of product. For example, use 0.5-2.5 lb product.

ADHESIVES USED IN FOOD PACKAGING: Mergal®BIT 20 components are clear following conditions, as set forth under 21 CFR 175.105 - Components for use in adhesives used in food packaging.

FOR FOOD-CONTACT PAPER: FDA clearances cited below. Use of Mergal®BIT 20 is suggested for use on finished paper and on 0.11 mg/in² (0.0168 mg/cm²) of fatty foods.

Mergal®BIT 20 components are clear following conditions, as set forth under 21 CFR 175.105 - Components for use in adhesives used in food packaging.

- 21 CFR 175.105 - Components for use in adhesives used in food packaging.
- 21 CFR 176.170 - Components of food packaging adhesives used in food packaging.
- 21 CFR 176.180 - Components of food packaging adhesives used in food packaging.
- 21 CFR 176-300 - Slimeicides (in the contact food)
- 21 CFR 177.2600 - Rubber articles in contact with food (paragraph (c)(4))

STORA

Do not contaminate water, food, or feed with spray or dust. Do not use on prohibited surfaces.

PESTICIDE STORAGE: Protect from moisture and frost before use.

PESTICIDE DISPOSAL: Pest disposal of excess pesticide spray or dust cannot be disposed of in your State pesticide or environmental representative at the nearest EPA representative.

CONTAINER DISPOSAL: Triple rinse, if necessary, with water, and recycle for reuse, or puncture and dispose of in approved by State and local authority.

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MERGAL® BIT20

Industrial Use Only As A Microbiostat Preservative Intended To Protect In Polymer Emulsions, Emulsion Paint And Coatings, Mineral Slurries And Dispersions, Latices, Adhesives, Paper Tints, Metalworking Fluids, Textile Spin-Finish And Coatings, Printing And Construction Compositions, Inks, Leather Processing Applications, Car Care Products Including Car Washes, Car Waxes, Silicone Emulsions, Home Care Cleaning Products Including Cleaners, Floor Waxes, Floor Polishes And Surface Cleaners, Laundry Additives Including Liquid Laundry Detergents, Fabric Softeners, And Stain Removers, Pesticide Formulations

Reg. No.	5383-121
Establishment Number	5383-NJ-1

ACTIVE INGREDIENT:	% Weight
2-Mercaptothiazolin-3(2H)-One	19.18%
INERT INGREDIENTS	80.82%
TOTAL	100.0%

DANGER

KEEP OUT OF REACH OF CHILDREN

IN CASE OF EMERGENCY:

CALL 1-800-424-9399

Net Weight:

[Produced for/Manufactured for]

Troy Chemical Corporation

One Avenue L, Newark, N.J. 07105

®MERGAL AND POLYPHASE are registered trademarks

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 EPA.

DIRECTIONS FOR USE

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

GENERAL INFORMATION

APPLICATION RATE: Mergal®BIT 20 is an effective preservative for most aqueous applications. Mergal®BIT 20 is suggested for use in aqueous or water-containing products and systems, including industrial and institutional products to control growth of bacteria and fungi. Suggested rate is 0.05-0.25% wt/wt of Mergal®BIT 20 in the finished product. For example, use 0.5-2.5 lbs. of Mergal®BIT 20 per 1000 lbs. of finished product.

ADHESIVES USED IN FOOD PACKAGING: Follow the FDA clearances cited below.

FOR FOOD-CONTACT PAPER AND PAPERBOARD COATINGS: Follow the FDA clearances cited below. Use of Mergal®BIT 20 must not exceed 0.21 mg/in² (0.0326 mg/cm²) of finished paper and paperboard intended for contact with dry foods and 0.11 mg/in² (0.0168 mg/cm²) of finished paper and paperboard intended for contact with aqueous and fatty foods.

Mergal®BIT 20 components are cleared for use by the FDA in accordance with the following conditions, as set forth under Title 21 of the Code of Federal Regulations (CFR):

- 21 CFR 175.105 - Components for Adhesives
- 21 CFR 176.170 - Components of Paper and Paperboard in contact with aqueous and fatty foods
- 21 CFR 176.180 - Components of Paper and Paperboard in contact with dry food
- 21 CFR 176.300 - Sulfonamides (in the manufacture of Paper and Paperboard that contact food)
- 21 CFR 177.2600 - Rubber articles intended for repeated use: follow instructions in paragraph (c)(4)(1X)

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

PESTICIDE STORAGE: Protect from frost. If frozen, allow to thaw and stir well before use.

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 DISPOSAL: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local authorities.

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