

5383-126

5/7/2014

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

May 7, 2014

Maureen Miksztal
Troy Corporation
8 Vreeland Road
P.O. Box 955
Florham Park, NJ 07932-0955

Subject: Micropel 5 PVC
EPA Registration Number 5383-126
Notification Date: April 29, 2014
Notification Pin Punch: April 30, 2014

Dear Ms. Miksztal:

This acknowledges receipt of your Notification submitted in accordance with the provisions of PR Notice 98-10 under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) section 3(c) 9.

Proposed Notification

- Revise signal word formatting in the center panel; revise First Aid statements in accordance with previously approved protocol; revise Ingredient statement by removing the word "weight", and removal of the reference to Technical Bulletins.

General Comments


- Based on a review of the material submitted, the Notification is acceptable.

Should you have any questions or comments concerning this letter, please contact Tom Luminello at (703) 308-8075 or Luminello.Tom@EPA.GOV.

Sincerely,

Tom Luminello

JN
Jacqueline Hardy
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:	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number 5383-126	2. EPA Product Manager Mr. Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) MICROPEL 5PVC	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Troy Chemical Corp c/o Troy 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.)
 Label changes include: 1) SIGNAL Word Formatting on front panel. 2) Restoring of first aid hierarchy to be consistent with last label amendment. 3) Removal of the word weight from the ingredient statement. 4) Removal of reference to technical bulletins. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40CFR 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 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 sections 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 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 <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)	
*Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		
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 Maureen Miksztal	Title Senior Regulatory Manager	Telephone No. (Include Area Code) 973-443-4200 ext. 2285
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 Senior Regulatory Manager	5. Date 4/29/2014	
4. Typed Name Maureen Miksztal		



TROY CORPORATION

April 29, 2014

FEDEX Delivery

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

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Attention: Ms. Jacqueline Hardy, PM 34

Subject: MICROPEL 5PVC, EPA Reg. No. 5383-126
Label Notification
Notification per PR Notice 98-10

Dear Mr. Swindell:

Troy Corporation hereby submits a label Notification in accordance with PR Notice 98-10 for MICROPEL 5PVC, EPA Reg. No. 5383-126

Included under this cover, please find the following support documents:

- Application form 8570-1
- (1) copy of updated label
- (1) copy of updated label with revised wording highlighted in []

Note that Labels are attached to this submission and Troy requests that a copy of the label be stamped for use with states for registration purposes.

Please contact me directly if you have any questions concerning this notification. I can be reached via email or phone at mikszta@mikszta.com or at 973-443-4200, ext.2285.

Sincerely,

Maureen Mikszta
Senior Regulatory Manager

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

CAUTION

Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling.

MICROPEL® 5PVC

Solid Resin Carrier
Bacteriostatic & Fungistatic Additive for Plastics

EPA Reg. No.	5383-126
EPA Establishment Number	5383-AZ-001

ACTIVE INGREDIENT:
 10,10'-oxybisphenoxarsine 5.0%
 (total arsenic as elemental As-1.5%)
 (Water soluble arsenic as elemental As-less than 0.01%)
INERT INGREDIENTS 95.0%
TOTAL 100.0%

FIRST AID	
SWALLOWED:	<ul style="list-style-type: none"> • Call 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 the poison control center or doctor. • Do not give anything by mouth to an unconscious person.
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 the eye. • Call a poison control center or doctor for further 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 further treatment advice.
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.
HOTLINE NUMBER:	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1800-424-9300 for emergency medical treatment information.	
NOTE TO PHYSICIAN:	
Probable mucosal damage may contraindicate the use of gastric lavage.	

ENVIRC
 This pesticide is toxic to fish, aquatic life, and birds. Do not discharge effluent containing this pesticide into streams, rivers, or other waters unless in accordance with the Discharge Elimination System (NPDES) permit. Do not discharge into sewer systems without previous approval. For guidance contact your State water pollution control agency.

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

MICROPEL® 5PVC is a formulation for compatibility with flexible vinyl plastic products, floor and wall coverings, and mattress covers.

A level of 0.6% MICROPEL® 5PVC gives excellent control against bacteria and fungi on certain items which may be subject to upholstery; swimming pool liners, etc. Do not use on vinyl products not evaluated.

MICROPEL® 5PVC should not be used on items of clothing or linens.

STORAGE:
 Do not contaminate water, food, or feed. Store in original container. Do not use if container is damaged, leaking, or if contents are not as labeled. Do not use if container is empty. Do not use if container is not properly labeled. Do not use if container is not properly sealed. Do not use if container is not properly stored. Do not use if container is not properly disposed of. Do not use if container is not properly recycled. Do not use if container is not properly disposed of.

PESTICIDE DISPOSAL: Do not use if container is damaged, leaking, or if contents are not as labeled. Do not use if container is empty. Do not use if container is not properly labeled. Do not use if container is not properly sealed. Do not use if container is not properly stored. Do not use if container is not properly disposed of. Do not use if container is not properly recycled. Do not use if container is not properly disposed of.

CONTAINER DISPOSAL: Do not use if container is damaged, leaking, or if contents are not as labeled. Do not use if container is empty. Do not use if container is not properly labeled. Do not use if container is not properly sealed. Do not use if container is not properly stored. Do not use if container is not properly disposed of. Do not use if container is not properly recycled. Do not use if container is not properly disposed of.

SELLER'S WARRANTY: Seller makes no warranty, expressed or implied, that the pesticide will perform as described on the label. Buyer assumes all responsibility for proper use and/or handling of the pesticide.

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

**READ THIS LABELING BEFORE USING
SEE RIGHT PANEL FOR ADDITIONAL
PRECAUTIONS**

**IN CASE OF EMERGENCY:
CALL 1-800-424-9300**

Net Weight:
Troy Chemical Corporation
 One Avenue L, Newark, N.J. 07105

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**MENTS
ESTIC ANIMALS**

Wash thoroughly with

<p>nter or Doctor nt advice. s of water if able to</p>
<p>unless told to do so nter or doctor. r mouth to an</p>
<p>e slowly and gently nutes. Remove nt, after the first 5 rinsing the eye. nter or doctor for</p>
<p>clothing. with plenty of water</p>
<p>nter or doctor for</p>
<p>il. g call 911 or an artificial respiration uth if possible. nter or doctor for</p>
<p>when calling a poison You may also contact nt information.</p>
<p>the use of gastric</p>

MICROPEL® 5PVC

Solid Resin Carrier
Bacteriostatic & Fungistatic Additive for Plastics

EPA Reg. No.	5383-126
EPA Establishment Number	5383-AZ-001

ACTIVE INGREDIENT:
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 (total arsenic as elemental As-1.5%)
 (Water soluble arsenic as elemental As-less than 0.01%)
INERT INGREDIENTS 95.0%
TOTAL 100.0%

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish, aquatic invertebrates, birds and mammals. 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 into sewer systems without previously notifying the local sewage treatment authority. For guidance contact your State water board or Regional Office of the EPA.

DIRECTIONS FOR USE

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

MICROPEL® 5PVC is a formulation of 10,10'-oxybisphenoxarsine specifically designed for compatibility with flexible vinyl systems. It may also be used as a preservative in plastic products, floor and wall coverings, coated fabrics for upholstery, shower curtains, mattress covers.

A level of 0.6% MICROPEL® 5PVC based on total weight of the final treated product will give excellent control against bacteria and mold organisms in treated articles. For certain items which may be subjected to extended outdoor weathering, such as marine upholstery, swimming pool liners, tarpaulins, landau tops, a level of 1% should be evaluated.

MICROPEL® 5PVC should not be used on items which come into contact with food stuffs nor items of clothing or infant wear.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Do not store in the presence of food or feed. OBPA that cannot be used according to label instructions must be disposed of according to Federal or approved State procedures under subtitle C of the Resource Conservation and Recovery Act (RCRA).

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: Nonrefillable container. Do not reuse or refill this container. Clean container 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. Then offer for recycling or reconditioning if available, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Seller makes no warranty, expressed or implied, concerning the use of this product other than indicated on the label. Buyer assumes all risks of use and/or handling of this material when such use and/or handling is contrary to label.

KEEP OUT OF REACH OF CHILDREN

CAUTION

**READ THIS LABELING BEFORE USING
SEE RIGHT PANEL FOR ADDITIONAL
PRECAUTIONS**

**IN CASE OF EMERGENCY:
CALL 1-800-424-9300**

Net Weight:

Troy Chemical Corporation
One Avenue L, Newark, N.J. 07105