

5383-137

10/30/2009

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

## NOTICE OF PESTICIDE:

☒ Registration  
☐ Reregistration

(under FIFRA, as amended)

EPA Reg.

Number:

5383-137

Date of

Issuance:

OCT 30 2009

Term of Issuance:

Conditional

Name of Pesticide Product:

Mergal® 758

Name and Address of Registrant (include ZIP Code):

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

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 is conditionally 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 Registration Number to read, "EPA Reg. No. 5383-137".

Signature of Approving Official:

Marshall Swindell  
Product Manager Team-33  
Regulatory Management Branch I  
Antimicrobials Division (7510P)

Date:

OCT 30 2009

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EPA Registration No. 5383-137

b. On the label, include a "Physical and Chemical Hazards" statement to fall directly below or near the "Environmental Hazards" section. Refer to the enclosed copy of the Product Chemistry review for guidance.

c. Under the "Precautionary Statement of the label, change "before eating, drinking, chewing gum or using tobacco" to read "before eating, drinking chewing gum, using tobacco, or using the toilet". Also add the statement "This product is a sensitizer.

d. Under the "Pesticide Storage" section of the label, add instructions that specify what to do if the product leaks or spills from the product container.

3. The Basic and Alternate Confidential Statements of Formulas (CSFs) dated October 8, 2009 are in compliance with PR Notice 92-1, agree with the label and are acceptable.

4. 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.

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

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

Sincerely,



Marshall Swindell  
Product Manager 33  
Regulatory Management Branch I  
Antimicrobials Division (7510P)

Enclosure: (Stamped Label)

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

**DANGER**

Corrosive. Causes irreversible eye damage and skin burns. Harmful if swallowed. Do not get in eyes, on skin or on clothing. Wear goggles, face shield, or safety glasses. Wear chemical resistant apron and gloves. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. 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**

<b>IF IN EYES:</b>	<ul style="list-style-type: none"> <li>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.</li> <li>Call a Poison Control Center or doctor for treatment advice.</li> </ul>
<b>IF ON SKIN:</b>	<ul style="list-style-type: none"> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a Poison Control Center or doctor for treatment advice.</li> </ul>
<b>IF SWALLOWED:</b>	<ul style="list-style-type: none"> <li>Call a Poison Control Center or doctor immediately for treatment advice.</li> <li>Have person sip a glass of water if able to swallow.</li> <li>Do not induce vomiting unless told to do so by a Poison Control Center or doctor.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul>
<b>IF INHALED</b>	<ul style="list-style-type: none"> <li>Move person to fresh air</li> <li>If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible.</li> <li>Call a Poison Control Center or doctor for treatment advice.</li> </ul>

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.

**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.

**MERGAL®758**

FOR INDUSTRIAL USE ONLY AS A MICROBIOSTAT PRESERVATIVE INTENDED TO PROTECT IN POLYMER EMULSIONS, EMULSION PAINT AND COATINGS, MINERAL SLURRIES AND DISPERSIONS, LATICES, 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-TBD  
EPA Est. No. 5383-

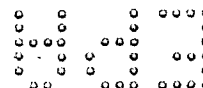
**ACTIVE INGREDIENTS:**

1,2-Benzisothiazolin-3(2H)-one.....10.1%  
5-Chloro-2-methyl-4-isothiazolin-3-one..... 0.5%  
2-Methyl-4-isothiazolin-3-one..... 0.19%

**INERT INGREDIENTS**..... 89.21%  
**TOTAL**..... 100.0%

KEEP OUT OF REACH OF CHILDREN

**DANGER**



TROJ CHEMICAL CORPORATION

One Avenue L  
Newark, New Jersey 07105

Net Weight: \_\_\_\_\_

**DIREC**

It is a violation of Federal Law to u labeling.

**GENE**

**APPLICATION RATE:** -Mergal® applications. Mergal®758 is sugge products and systems, including ind of bacteria and fungi. Suggested ra finished product. For example, use finished product.

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Under th  
Pesticid  
anende  
register

**STOR**

Do not contaminate water  
Open dumping is prohibi  
**PESTICIDE STORAGE**  
thaw and stir well before  
**PESTICIDE DISPOSAL**  
Improper disposal of exc  
violation of Federal Law  
use according to label in:  
environmental control ag  
at the nearest EPA region  
**CONTAINER DISPOSAL**  
or refill this container. C  
Triple rinse (or equivalent  
reconditioning, or punctu  
by other procedures app  
rinse as follows: Empty  
equipment or a mix tank.  
Replace and tighten clos  
back and forth, ensuring  
seconds. Stand the conta  
several times. Empty the  
mix tank or store rinsate  
procedure two more time

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ALS

urns. Harmful if  
s. Wear goggles, face  
on and gloves.  
use allergic reactions in  
ster after handling and  
so. Remove and wash

se slowly and gently  
minutes. Remove contact  
the first 5 minutes, then

Center or doctor for

l clothing.  
y with plenty of water

Center or doctor for

Center or doctor  
ient advice.  
s of water if able to

g unless told to do so by  
er or doctor.  
y mouth to an

air  
ng, call 911 or an  
artificial respiration,  
outh, if possible.  
Center or doctor for

lling a Poison Control

of gastric lavage  
ck, respiratory

## ARDS

ining this product into  
s in accordance with the  
System (NPDES) permit  
r to discharge. Do not  
without previously notifying  
tact your State Water

## MERGAL®758

FOR INDUSTRIAL USE ONLY AS A MICROBIOSTAT PRESERVATIVE  
INTENDED TO PROTECT IN POLYMER EMULSIONS, EMULSION  
PAINT AND COATINGS, MINERAL SLURRIES AND DISPERSIONS,  
LATICES, 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

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INERT INGREDIENTS.....89.21%  
TOTAL..... 100.0%

KEEP OUT OF REACH OF CHILDREN

## ANGER

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TROY CHEMICAL CORPORATION

One Avenue L

Newark, New Jersey 07105

Net Weight: \_\_\_\_\_

## 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®758 is an effective preservative for most aqueous applications. Mergal®758 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 rates are 0.05-0.5% wt/wt of Mergal® 758 in the finished product. For example, use 0.5-5.0 lbs. of Mergal® 758 per 1000 lbs. of finished product.

**ACCEPTED**  
with **COMMENTS**  
EPA Letter Dated:

OCT 30 2009  
Under the Federal Insecticide,  
Fungicide, and Rodenticide Act as  
amended, for the pesticide,  
registered under EPA Reg. No. 5383-137

### 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:** Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. 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. 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. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times.

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