

6836-310

12/18/2008

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

DEC 18 2008

Georgia Anastasiou
Agent for Lonza, Inc.
Lewis and Harrison
122 C Street, NW., Suite 740
Washington, DC 20001

Subject: Barquat 50-65B P&S
EPA Reg. No. 6836-310
Application Dated: Nov, 20, 2008
Receipt Date: Nov 21, 2008

Dear Ms. Anastasiou,

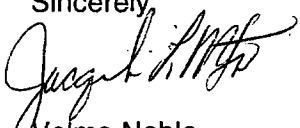
This letter acknowledges receipt of your notification submitted in connection with registration under the provisions of PR Notice 98-10 and Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) section 3(c)9.

Adding Bar Codes and language for "Country of Origin"
Revise Storage and Disposal

General Comments

Based on a review of the submitted materials, your notification to revise the label as stated above is acceptable. A copy has been placed in our records for future reference.

Should you have any questions or comments concerning this letter, please contact Velma Noble at (703) 308-6233.

Sincerely,

Velma Noble
Product Manager (31)
Regulatory Management Branch 1
Antimicrobial Division (7510P)

CONCURRENCES

SYMBOL							
SURNAME							
DATE							

2014

Please read instructions on reverse before comp. form.

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



EPA

United States
Environmental Protection Agency
Washington, DC 20460

- Registration
- Amendment
- Other: Notification

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 6836-310	2. EPA Product Manager Velma Noble	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Barquat 50-65B P&S	PM# 31	
5. Name and Address of Applicant (Include ZIP Code) Lonza, Inc. 90 Boroline Rd. Allendale, NJ 07401 <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.)

Application for Notification in accordance with PR Notice 98-10 and 2007-4.
Please read cover letter for details.

Section - III

1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Unit Packaging wgt. No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Package wgt. No. per container	2. Type of Container <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			
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 Georgia Anastasiou, Lewis & Harrison, LLC, 122 C Street NW, Ste. 740, Washington, DC 20001	Title Agent for Lonza, Inc.	Telephone No. (Include Area Code) 202-393-3903 x19
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 <i>Georgia Anastasiou</i>	3. Title Agent for Lonza, Inc.	
4. Typed Name Georgia Anastasiou	5. Date November 20, 2008	

LEWIS & HARRISON

Consultants in Government Affairs

122 C Street, N.W., Suite 740
Washington, D.C. 20001

telephone 202.393.3903
fax 202.393.3906

November 20, 2008

HAND DELIVERED

Document Processing Desk [NOTIF]
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
One Potomac Yard, Room S-4900
2777 S. Crystal Drive
Arlington, VA 22202

Handwritten scribbles and marks on the right side of the page.

**ATTENTION: Velma Noble
Product Manager (31)**

**SUBJECT: Lonza Inc.
Barquat 50-65B P&S (EPA Reg. No. 6836-310)
Application for Notification per PR Notice 98-10 and 2007-4**

Dear Ms. Noble:

On behalf of Lonza Inc, I am submitting an Application for Notification for the product Barquat 50-65B P&S (EPA Reg. No. 6836-310). The purpose of this notification is the following:

1. Add the optional language: "Country of Origin..." and "Manufactured in..."
2. Revise the Storage and Disposal section in accordance with PR Notice 2007-4.
3. Add the optional box for bar codes.

Notification of addition of graphic for an Antimicrobial Product in Accordance With PR Notice 98-10 This notification is consistent with the provisions of PR Notice 98-10 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. 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 95-2 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be the subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C Sec. 1001 to willfully make any false statements to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§156.10, 156.140, 156.144, 156.146 and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 pf FIFRA.

40614

Enclosed please find the following documents in support of this notification:

- 1) Application for Pesticide Notification;
- 2) One (1) copy of the label with changes highlighted; and,
- 3) Two (2) copies of the revised label.

If you have any questions, or require any additional information, please feel free to contact me by phone at 202-393-3903 ext. 19, by fax at 202-393-3906, or by email at georgia@lewisharrison.com.

Sincerely,

Georgia Anastasiou

Georgia Anastasiou

Agent for,

Lonza, Inc.

cc: Kari Mavian (Lonza, Inc.)

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BARQUAT 50-65B P&S

Swimming Pool and Spa Algaecide (Algicide)
Outstanding Algae Growth Depressant

Active Ingredient:

Alkyl (C ₁₂ -67%; C ₁₄ -25%; C ₁₆ -7%; C ₁₈ -1%) dimethyl benzyl ammonium chloride.....	50.0%
Other (Inert) Ingredients:	50.0%
Total:.....	100.0%

KEEP OUT OF REACH OF CHILDREN

DANGER

FIRST AID

IF IN EYES: 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 eye. Call a poison control center or doctor for treatment advice.

IF ON SKIN OR CLOTHING: 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: 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 INHALED: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. Call a poison control center or doctor for treatment advice.

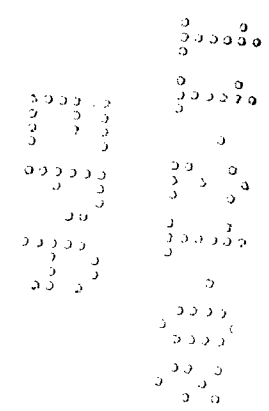
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.

See (left) (side) (right) (back) panel for Precautionary Statements and First Aid

EPA Reg. No. 6836-310
EPA Est. No. 6836-IL-1
[Country of origin (insert country)]
[Manufactured in (insert country)]

Manufactured By:
Lonza Inc.
90 Boroline Rd.
Allendale, NJ 07401



009/4

(Optional Marketing language)

What? *{For use on front panel of label as a header above/beside product name.}*

Why? *{For use on front panel of label as a header above/beside marketing statements chosen from accepted label text that relates to the consumer features and benefits of product.}*

Barquat 50-65B P&S is efficient, economical and stable in use dilution.

Barquat 50-65B P&S is compatible with most chemicals used in pool water and will not damage tile, concrete, metal or plastics.

Barquat 50-65B P&S keeps pool water free and sparkling, clear of visible green and bluegreen algae, slime and green brown colors.

Barquat 50-65B P&S improves filter operation and reduces need for other chemicals.

Barquat 50-65B P&S imparts tone to swimming pool water.

Barquat 50-65B P&S is effective in controlling the growth of the following types of algae: *Chlorella protothecoides* (green algae), *Phormidium inundatum* (blue-green algae) and *Phormidium autumnale*.

Prevents (against) algae growth

Prevents and controls algae growth

Weekly use prevents algae growth

Suitable for all pool types

Reduces growth of green and blue-green algae in pools

(Green) algae control for (inground) (and) (above ground) pools)

Kills (green) algae

Keeps water clear and free of visible (green) algae

For visible green algae

For Treatment of green algae

For green algae

Suitable for opening pools

(Optional Marketing language)

Can be used in salt pools

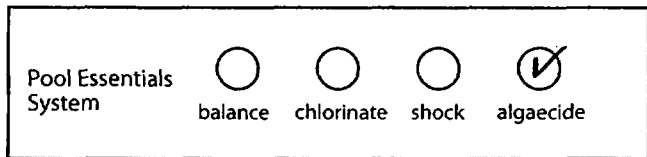
Compatible with salt pools

Made in USA (other country of origin)

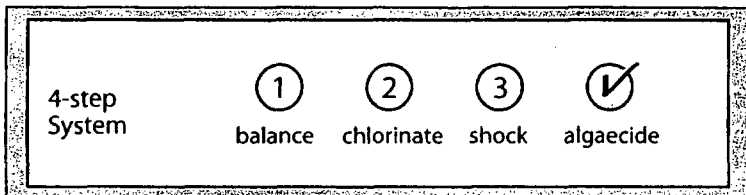
When? {For use on front panel of label as a header above/beside text chosen from accepted label text that relates to the consumer anticipated frequency of product use.}

As Needed {For use on front panel of label that relates to the consumer anticipated frequency of product use.}

{The "Pool Essentials System" box below may be placed on the label to allow easy product category identification by consumers.}



{The "4-step System" box below may be placed on the label to allow easy product category identification by consumers.}



(Optional marketing language that may be used with winter algaecide)

Winter Algae Preventative

Reduces growth of green and blue-green algae in pools over the winter months

Reduces growth of green algae in pools during the winter

Suitable for closing your pool

80914

DIRECTIONS FOR USE

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

SWIMMING POOLS AND OUTDOOR SPAS

Barquat 50-65B P&S must be added along pool edges while filter and pump are in operation. To provide time for even distribution in the pool water, bathers should wait a minimum of 15 minutes after Barquat 50-65B P&S addition before entering the pool.

Initial Application:

Pools and Spas with Visible Algae

For pools and spas with visible algae, add 14 fluid ounces of Barquat 50-65B P&S for every 10,000 gallons of water (5 ppm active quaternary). After 24 hours, remove dead algae by cleaning. If algae is still present, repeat dosage as necessary.

Clean Pools and Spas

For initial treatment of clean pools and spas, add 5 to 8 fluid ounces of Barquat 50-65B P&S for every 10,000 gallons of water (2 to 3 ppm active quaternary).

Maintenance Dose:

Maintenance additions of 2 to 3 fluid ounces per 10,000 gallons (0.5 to 1 ppm active quaternary) must be added every 7 days, or more frequently depending on water and use factors. A booster dose of 2 fluid ounces per 10,000 gallons (0.5 ppm active quaternary) must be provided after each rain.

Sunlight, rainfall, temperature, number of swimmers, and frequency of pool use, all affect the rate of chlorine loss. Always maintain chlorine levels between 1-3 ppm. Check water alkalinity, pH and calcium hardness with a test kit or test strip. Ensure all pool equipment is working properly. Clean or backwash the filter following manufactures directions.

FOR WINTERIZATION

1. Barquat 50-65B P&S aids in the prevention of algae in swimming pools during the winter months, when the pool is out of service.
2. Test water for hardness, alkalinity, pH and the presence of metals. Take corrective action if necessary.
3. Superchlorinate the pool using a recommended winter shock treatment according to label directions.
4. Apply Barquat 50-65B P&S directly to the pool water, pouring along the edges of the pool. Use 14 fluid ounces per 10,000 gallons of water (5 ppm active quaternary) and allow to circulate 2 to 4 hours. Pools without covers may need a second treatment in mid-winter or just prior to freezing.
5. Clean pool piping and filter. In geographical areas that experience freezing, drain pool equipment and plumbing lines, or use an antifreeze recommended for swimming pool plumbing and equipment.

{Simplified use directions covering product use as a swimming pool algaecide and for a swimming pool winter algaecide (to close pool).}

[How?]

DIRECTIONS FOR USE:

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

To Kill Green Algae:

- Test and balance water before using this product. Visit [the Aqua Chem Web Site] {or} [www.aquachem.com] {or} [the Pool Time website] {or} [www.pooltime.com] for complete pool balancing instructions.
- Add 14 fluid ounces for every 10,000 gallons along pool edges with filter and pump operating.
- If algae is still present after 72 hours, repeat dosage.
- Wait at least 15 minutes after adding product before entering the pool.
- This product may foam; do not use in spas, pools with attached spas, or water features.

To Close Pools:

- Add 14 fluid ounces per 10,000 gallons along pool edges and allow filter and pump to operate for 2-4 hours.

[Visit [the Aqua Chem Web Site] {or} [www.aquachem.com] {or} [the Pool Time website] {or} [www.pooltime.com] for complete pool closing instructions.]

Sunlight, rainfall, temperature, number of swimmers, and frequency of pool use, all affect the rate of chlorine loss. Always maintain chlorine levels between 1-3 ppm. Check water alkalinity, pH and calcium hardness with a test kit or test strip. Ensure all pool equipment is working properly. Clean or backwash the filter following manufactures directions.

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PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

DANGER. Corrosive, causes irreversible eye damage and skin burns. May be fatal if swallowed or inhaled. Harmful if absorbed through the skin. Do not get in eyes, on skin or on clothing. Wear safety glasses when applying. Wash thoroughly with soap and water after handling and before eating, drinking or using tobacco. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and aquatic organisms. 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 the EPA.

PHYSICAL OR CHEMICAL HAZARDS

Combustible. Do not use or store near heat or flame.

(Note to reviewer. If container is 1 gallon or less, the following Storage and disposal statement will be used:)

11/09/14

(Note to reviewer: For Nonrefillable Containers, Container is one gallon or less, Label has Household and Residential Uses only:)

STORAGE AND DISPOSAL

Store container in areas inaccessible to children. Do not store on side. Avoid creasing or impacting of side walls.

Nonrefillable container. Do not reuse or refill this container. Wrap [container] and put in trash or offer for recycling if available.

(or)

Nonrefillable container. Do not reuse or refill this container. Wrap [container] and put in trash or offer for reconditioning if appropriate.

(Note to reviewer: For Nonrefillable Containers, Container is one gallon or less, Label has any uses other than Household and Residential)

STORAGE AND DISPOSAL

Store container in areas inaccessible to children. Do not store on side. Avoid creasing or impacting of side walls. Do not reuse empty container.

Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Fill container ¼ full with water and reclose the container. Agitate vigorously and dispose of rinsate. Repeat two more times. Wrap [container] and put in trash or offer for recycling if available.

(or)

Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Fill container ¼ full with water and reclose the container. Agitate vigorously and dispose of rinsate. Repeat two more times. Wrap [container] and put in trash or offer for reconditioning if appropriate

(Note to reviewer: For Nonrefillable Containers, Container is over one gallon:)

STORAGE AND DISPOSAL

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

Pesticide Storage:

Do not store on side. Avoid creasing or impacting of side walls.

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.

(Plastic Containers:) Then offer for recycling if available or puncture and dispose in sanitary landfill or by other procedures approved by state and local authorities. Triple rinse as follows: Fill container ¼ full with water and reclose the container. Agitate vigorously, and dispose of rinsate consistent with pesticide disposal instructions. Repeat two more times. If not tripled rinsed, these containers are acute hazardous wastes and must be disposed in accordance with local, state, and federal regulations.

(Metal Containers:) Then offer for recycling if available or puncture and dispose in sanitary landfill or by other procedures approved by state and local authorities. Triple rinse as follows: Fill container ¼ full with water and reclose the container. Agitate vigorously, and dispose of rinsate consistent with pesticide disposal instructions. Repeat two more times. If not tripled rinsed, these containers are acute hazardous wastes and must be disposed in accordance with local, state, and federal regulations. DO NOT cut or weld metal containers.

(For Bag in Box Containers:) Then offer for recycling if available or dispose of in a sanitary landfill, or by incineration, or by other procedures allowed by state and local authorities.

(Note to reviewer: For Refillable Containers, Container is over one gallon.)

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. . Refillable container. Refill this container with [this product] only. Do not reuse this container for any other purpose. Cleaning before refilling is the responsibility of the refiller.

Pesticide Storage:

Do not store on side. Avoid creasing or impacting of side walls.

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.

FINAL CONTAINER DISPOSAL

Clean container promptly after emptying. Cleaning the container before final disposal is the responsibility of the person disposing of the container

(Plastic or Metal Containers:) To clean the container before final disposal empty remaining contents from container for use according to use directions and triple rinse promptly after emptying. Triple rinse as follows: Fill container ¼ full with water and reclose the container. Agitate vigorously, and dispose of rinsate consistent with pesticide disposal instructions. Repeat two more times.

(BARCODE)