

7616-68

11/30/2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

NOV 30 2009

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Dana Wm. Somesla, Chemist
Chem Lab Products, Inc.
5160 East Airport Drive
Ontario, Ca 91761

Subject: Notification per PR Notice 2007-4
Algy Cop
EPA Registration Number: 7616-68
Application Date: October 15, 2009
Receipt Date: November 6, 2009

Dear Mr. Somesla:

The notification, submitted under the provisions of PR Notice 2007-4 and FIFRA section 3(c) 9., is acceptable

Proposed Notification:

Updating Storage and Disposal Statement per PR Notice 2007-4.

General Comments:

Should you have further questions concerning this letter, please contact me by telephone at (703) 308-6427 or by e-mail at lcarlisle.sharon@epa.gov or Killian Swift of my staff by telephone at (703) 308-6346 email address at swift.killian@epa.gov during the hours of 8:00 am to 4:00 pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

ShaRon Carlisle
Acting Product Manager 34
Regulatory Management Branch II
Antimicrobials Division (7510P)



United States
Environmental Protection Agency
Washington, DC 20460

Registration
Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Algy Cop	2. EPA Product Manager Sharon Carlisle	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) 7616-68	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) Chem Lab Products, Inc. 5160 East Airport Drive Ontario, CA 91761 <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: <input checked="" type="checkbox"/> 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.)

Updating label's Storage and Disposal per PR Notice 2007-4.
Attached is 98-10 Certification Statement.

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	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 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"/> 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 Dana Wm. Somesla	Title Chemist	Telephone No. (Include Area Code) (909) 390-9912
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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 Chemist
4. Typed Name Dana Wm. Somesla	5. Date 10/15/2009

30x5

Chem Lab Products, Inc.

5160 E. Airport Drive ▪ Ontario ▪ California 91761-7824
Telephone: (909) 390-9912 ▪ Fax: (909) 390-9911

October 15, 2009

Regulatory Management Branch II
Antimicrobials Division (7510P)
United States Environmental Protection Agency
Washington, D.C. 20460

RE: Algy Cop EPA Reg. No. 7616-68 Storage and Disposal Update per PR Notice
2007-4

“This notification is consistent with the provisions of PR Notice 98-10 and EPA regulation 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 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.”

Certified by: 

Dana Wm. Somesla, Chemist
Chem lab products, Inc.

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Chem Lab Products, Inc.

5160 E. Airport Drive ■ Ontario ■ California 91761-7824
Telephone: (909) 390-9912 ■ Fax: (909) 390-9911

October 16, 2009

Ms. Sharon Carlisle, PM 34
Regulatory Management Branch II
Antimicrobials Division (7510P)
United States Environmental Protection Agency
Washington, D.C. 20460

RE: Notification of changes to Storage and Disposal per PR Notice 2007-4 for the following products:

- Algy Bar 230; EPA Reg. 7616-57-
- Algy Bar 206; EPA Reg. 7616-58
- Algy Cop; EPA Reg. 7616-68

Dear Ms. Carlisle:

Enclosed for your review are an Application for Notification (Form 8570-1), certification statement and five copies of draft labeling with changes highlighted for each product.

If there are any questions, please contact me by calling (909) 390-9912 or by e-mail at dana@kem-tek.com.

Respectfully,



Dana Wm. Somesla, Chemist
Chem Lab Products, Inc.

Enclosures



*Underlined Claims to be used on Alternate Formula label.



ALGY COP

- * Kills and Controls All Types of Algae
- * Fast Acting Results in 24 hours
- * Treats 32,000 Gallons of Water
- * Money Back Guarantee
- * Formulated with Water Clarifier
- * For use In All Types of Pools and Filters
- Effective Treatment & Preventative
- For Green and Black Algae

ACTIVE INGREDIENT:

* Copper as elemental.....3.5%
 OTHER INGREDIENTS.....96.5%
 TOTAL.....100.0%
 *From copper triethanolamine complex.
 Contains 0.31 lb. elemental copper
 per gallon.

KEEP OUT OF REACH OF CHILDREN
 NO SE DEJE AL ALCANCE DE LOS NIÑOS

CAUTION
PRECAUCION

See back panel for first aid statement and other precautions

NET 32 Fl. Oz. (.946 L)
 Free Pool Care Advice
 1-800-SOS-POOL • www.kem-tek.com

*Underlined parts of Direction For Use to be used on Alternate Formula label.

DIRECTIONS FOR USE

It is a violation of federal law to use this product in a manner inconsistent with its labeling.
 KEM TEK™ MUSTARD ALGAECIDE does an effective job of controlling green, blue-green and mustard colored algae grows in swimming pools. For black algae problems, the use of KEM TEK™ BLACK ALGAECIDE is recommended. Follow all precautions, directions and restrictions per their labeling for all pesticide products being used.

1. Adjust pH of pool water to 7.2-7.6. Use KEM TEK™ pH PLUS™ (Soda Ash) to raise pH and KEM-TEK MURIATIC ACID™ to lower it. Follow the instructions on the label of whichever product is used.
2. Add 1 pound of KEM TEK™ SHOCK QUICK™, or 3 quarts of KEM TEK™ KEMKLOR II™ CHLORINATING LIQUID per 10,000 gallons of pool water to oxidize water soluble wastes. Allow to circulate one hour. (NOTE: Do not enter the pool until chlorine residual drops to 2.0 ppm.)
- *3. Using an Algae Brush, brush algae spots prior to product application. Brush daily for the next few days if necessary to promote penetration of product into algae spots to improve effectiveness.
3. Add 10 oz. of Kem Tek Algy Cop per 10,000 gallons of water. Preferably, dilute concentrate into one or two gallons of water and apply to deep end of pool.
4. Filter continuously for 24 hours. Check available chlorine, if necessary adjust to 3 ppm minimum. Dead algae may be visible as a gray or white water cloudiness. Living algae will have a green, brown, yellow or black color. If algae has color after 24 hours, repeat treatment as necessary for removal.
5. Remove dead algae by brushing and vacuuming as needed.
- *5. Once algae is dead turn off filter system (including timer) allow 18 to 24 hours for dead algae to settle to the bottom of the pool.
- *6. Brush or vacuum to remove dead algae. Backwash the filter. Return filter system to normal operation.
6. Add 5 oz. of KEM TEK™ MUSTARD ALGAECIDE per 10,000 gallons of pool water every two weeks as a maintenance dose.

TO ESTIMATE POOL CAPACITY

RECTANGULAR POOLS: Length x Width x Average Depth (in feet) x 7.5 = gallons.

ROUND POOLS or OVAL POOLS: Average Diameter (length) x Average Diameter (width) x Average Depth (in feet) x 5.9 = gallons.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Avoid contact with skin and eyes. Wash thoroughly with soap and water after handling. Do not apply this product in a manner as to directly or through drift expose workers or other persons.

FIRST AID

If Swallowed	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 poison control center or doctor. Do not give anything by mouth to an unconscious person.
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.
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 immediately for treatment advice.
If Inhaled	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 immediately for treatment advice.
Have the product container or label with you when calling poison control center or doctor, or going for treatment. For assistance call 1-800-767-7665	

ENVIRONMENTAL HAZARDS: This product is toxic to fish.

STORAGE AND DISPOSAL

STORAGE: Keep product in tightly closed container when not in use. Store in cool, dry, well-ventilated area away from heat or open flame.
 DISPOSAL: IF EMPTY: Nonrefillable container. Do not reuse or refill this container. Place in trash or offer for recycling if available. IF PARTLY FILLED: Call your local solid waste agency or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

Manufactured by:
 CHEM LAB PRODUCTS, INC.
 Ontario, CA 91761

EPA Reg. No. 7616-68
 EPA Est. No. 7616-CA-1

NOTIFICATION
 Date Reviewed: 11/30/09
 Reviewed By: [Signature]



SofS