

8959-2

07/17/2010

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



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

JUN 17 2010

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Marianne Radtke
Regulatory Affairs Manager
W175 N11163 Stonewood Drive Suite 234
Germantown, WI 53022-4799

Subject: Product Name: Swimtrine Algaecide
EPA Registration No.: 8959-2
Notification Date: June 17, 2010
EPA Receipt Date: May 20, 2010

Dear Marianne Radtke,

This letter acknowledges receipt of your notification submitted under the provision of FIFRA section 3(c) 9 and PR Notice 98-10.

Proposed Notification

- Addition of required language on the label in Environmental Hazards section for > 50 gallon containers.

General Comments

Based on a review of the submitted materials, your notification for updating the language on the label in Environmental Hazards section is acceptable and apart of the records on file.

Should you have any questions or comments concerning this letter, please contact Juan F. Negrón at (703-308-8116).

Sincerely,

Jacqueline McFarlane
Jacqueline McFarlane
Product Manager (34)

Regulatory Management Branch

CONCURRENCES

Antimicrobials Division (7510P)

SYMBOL							
SURNAME							
DATE							



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 8959-2	2. EPA Product Manager Jacqueline McFarland	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) SWIMTRINE ALGAECIDE	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) APPLIED BIOCHEMISTS W175 N11163 STONEWOOD DR. STE. 234 GERMANTOWN, WI. 53022 <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 checked="" 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.)

Notification to add Environmental Hazards statement for sizes > 5 gallons

This notification is consistent with the provisions of PR Notice 98-10 and 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 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Metal <input checked="" 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 Qt and Gal		5. Location of Label Directions <input type="checkbox"/>	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph Paper glued <input type="checkbox"/> Stenciled			<input checked="" type="checkbox"/> Other screenprinted		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)					
Name Marianne Radtke		Title Regulatory Affairs Manager		Telephone No. (include Area Code) 262 255 4449 ex 328	
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>Marianne Radtke</i>		3. Title Regulatory Affairs Manager		(Stamp area with dots)	
4. Typed Name Marianne Radtke		5. Date May 13, 2010			

B Pool & Spa Applied Biochemists
 Robarb Leisure Time
 Quantum Aquashade
 Advantis Technologies
 Arch Chemicals Businesses
 W175 N11163 Stonewood Drive Suite 234
 Marianne Radtke, Regulatory Services
 Germantown, WI 53022-4799
 262 255-4619 Fax
 262 255-4449 ext. 328
 E-mail: mradtke@advantistech.com

May 13, 2010

Ms. Jacqueline McFarland
 Product Manager 34
 Document Processing Desk (NOTIF)
 Office of Pesticide Programs (7504P)
 U.S. Environmental Protection Agency
 Ariel Rios Building
 1200 Pennsylvania Avenue, N.W.
 Washington, D.C. 20460-0001

Re: Swimtrine Algaecide
 EPA Reg. No. 8959-2

Dear Ms. McFarland,

Attached is a Notification application for the following addition to the referenced product label.

- Addition of required language on the label in Environmental Hazards section for > 50 gallon containers.

In support of this application for notification, enclosed you will find:

- A completed application (Form 8570-1) for Notification
- Certification Statement as required by PR Notice 98-10 for Notification.
- Label copy of product labeling with proposed changes in red.

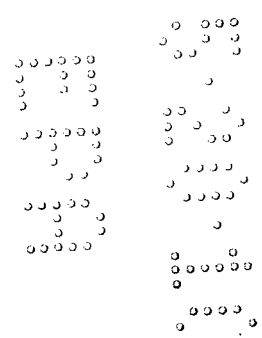
I can be contacted at (262) 509-5674 or by e-mail at mradtke@advantistech.com if you have any questions or require further information.

Sincerely,

APPLIED BIOCHEMISTS



Marianne Radtke
 Regulatory Affairs Manager



MASTER LABEL

Latest changes in red

[All text in brackets [AAA] is optional and may/may not be included on final label]
{All text in braces {AAA} is for information purposes and will not appear on final label}

Swimtrine® Algaecide

ACTIVE INGREDIENT: Copper Ethanolamine Complex 51.4%
OTHER INGREDIENTS: 48.6%
TOTAL: 100.0%

Metallic copper equivalent, 7.41%
Contains 0.72 lbs. of elemental copper per gallon.

NOTIFICATION
Date Reviewed: 6/17/2010
Reviewed By: [Signature]

KEEP OUT OF REACH OF CHILDREN
CAUTION

See additional precautions and first aid on [back or side] panel

This product is made especially to control the growth of algae in all types of swimming pools. Its long-lasting action will control existing algae and subsequent doses will control recontamination by algae. Treated water can be used immediately-no waiting to swim!

DIRECTIONS FOR USE:

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

[WHY YOU SHOULD USE THIS PRODUCT: [brand] {product name} is made especially to control the growth of algae in all types of swimming pools. Its long-lasting action will control existing algae and maintenance doses will control algae re-growth.]

[Treated water can be used immediately-no waiting to swim!]

{OR}

[Water Treated with this product can be used immediately – NO WAITING.]

[Brand] {or} [This product] will not cause water to foam and will not alter the pH or chlorine content of the water.

[For best results, use with [brand] pool care products. For crystal clear pool water, follow our 4 step pool care program.

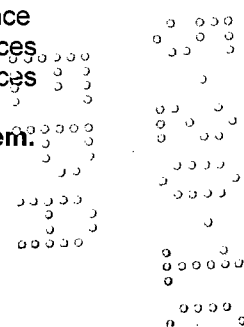
- Step 1: Test and balance water
Step 2: Sanitize
Step 3: Shock at least once a week
Step 4: Add algaecide as directed]

This product comes concentrated. Dilute with at least nine parts of water before applying. Pour required amount into a plastic watering can, fill with water and sprinkle around edge of pool. Apply initial treatment to a freshly filled pool or at first visible signs of algae growth. Apply under sunny conditions for most effective results.

Compatible with bromine, chlorine, salt water, ozone and minerals.

Table with 3 columns: SWIMMING POOL CAPACITY, INITIAL TREATMENT, TREATMENT EVERY TWO WEEKS. Rows for 5,000 Gal, 10,000 Gal, 20,000 Gal.

IMPORTANT NOTICE: Always apply chemicals separately. Never combine them.



MASTER LABEL

Latest changes in red

{Nonrefillable container - non-household/residential use}

[Keep this product dry in its tightly closed container when not in use. Store in a cool, dry, well-ventilated area. Keep away from heat or open flame. Do not contaminate food or feed by storage or disposal or cleaning of equipment. Nonrefillable container. Do not reuse this container. Offer for recycling if available. Rinse empty container thoroughly with water to dissolve all material prior to disposal.]

{Refillable container – non-household/residential use}

[Keep this product dry in its tightly closed container when not in use. Store in a cool, dry, well-ventilated area. Keep away from heat or open flame. Do not contaminate food or feed by storage or disposal or cleaning of equipment. Refillable container. Refill this container with copper ethanamine solutions only. Do not use this container for any other purpose. Cleaning of this container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. Rinse empty container thoroughly with water to dissolve all material prior to disposal.]

E.P.A. Reg. No. 8959-2

E.P.A. Est. No. Xxxx-yy-zz

NET CONTENTS : ___ FL. OZ. (___ ml)

Manufactured by or for:
[With brand, add website]

Swimtrine® is a registered trademark of Arch Chemicals, Inc.

{Optional for use on swimming pool and spa products.}



{OPTIONAL Marketing terms}

[Algaecide for Swimming Pools]

[Concentrated algaecide]

[Fast-acting, long-lasting treatment to control algae growth]

[Fast-acting, long-lasting treatment prevents algae from reoccurring]

[Swim immediately after treatment]

[Swim immediately after use]

[Easy to use, concentrated, all-purpose algaecide]

[Controls growth of algae in all types of swimming pools]

[Compatible with pools using salt chlorine generators]

[Controls Mustard Algae Growth in Swimming Pools]

{graphic list}

[Step 1 – Balance

Step 2 – Sanitize

Step 3 – Shock

Step 4 – Prevent Algae]

