

8959-2

10/26/2010

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



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

OCT 26 2010

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

Marianne Radtke  
Applied Biochemists  
W175 N11163 Stonewood Drive, Ste. 234  
Germantown, WI 53022

Subject: Swimtrine Algaecide  
EPA Reg. No.: 8959-2  
Application Date: October 2, 2010  
Receipt Date: October 7, 2010

Dear Ms. Radtke:

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

**Proposed Notification**

- Adding optional marketing claims: Step 4 Algaecide and Algaecide

**General Comments**

Based on review of submitted materials, your notification to add optional marketing claims as referenced above is acceptable. A copy has been placed in your file for future reference.

If you have further questions concerning this letter, then please contact me by telephone at (703) 308-6416 or by e-mail at [campbell-mcfarlane.jacqueline@epa.gov](mailto:campbell-mcfarlane.jacqueline@epa.gov) or Killian Swift by telephone at (703) 308-6346 email address at [swift.killian@epa.gov](mailto:swift.killian@epa.gov). When you are submitting information or data in response to this letter, send a copy of this letter to accompany the submission in order to facilitate processing.

Sincerely,  
  
Jacqueline Campbell-McFarlane  
Product Manager 34  
Regulatory Management Branch II  
Antimicrobials Division (7510P)

**CONCURRENCES**

SYMBOL	SURNAME	DATE					

2010



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 Marshall Swindell	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) SWIMTRINE ALGAECIDE	PM# 33	
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 optional marketing claim(s). 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		<input type="checkbox"/> 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 checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container Quart, gallons, 2-1/2 gal		5. Location of Label Directions <input type="checkbox"/>	
6. Manner in Which Label is Affixed to Product Screen printed <input checked="" type="checkbox"/>			<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 Marianne Radtke	Title Regulatory Affairs Manager	Telephone No. (Include Area Code) 262-509-5674
<b>Certification</b> 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 both under applicable law.		6. Date Application Received (Stamped)
2. Signature <i>Marianne Radtke</i>	3. Title Regulatory Affairs Manager	
4. Typed Name Regulatory Affairs Manager	5. Date 10-2-2010	



[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: .....	<u>48.6%</u>
TOTAL: .....	100.0%

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

**NOTIFICATION**  
Date Reviewed: 10/26/10  
Reviewed By: K. S. P.

## 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.

SWIMMING POOL CAPACITY	INITIAL TREATMENT	TREATMENT EVERY TWO WEEKS
5,000 Gal.	2 Ounces	1 Ounce
10,000 Gal.	4 Ounces	2 Ounces
20,000 Gal.	8 Ounces	4 Ounces

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

[Take a sample of pool water regularly to your authorized [brand] dealer for a detailed water analysis.]

**{Side or back panel}**

**FIRST AID:**

**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 IN EYES:** Hold eyelids open and rinse slowly with water for 15 -20 minutes. Remove contact lenses if present after 5 minutes then continue rinsing eye. Call poison control center or doctor for treatment advice.

**IF SWALLOWED:** Call a poison control center or doctor immediately for treatment advice. Have the person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or a 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 mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice.

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

**IN CASE OF EMERGENCY CALL:** 1-800-654-6911.

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

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**CAUTION:** Avoid contact with skin or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

**ENVIRONMENTAL HAZARDS:** {For end-use products in containers less than 5 gallons or 50 pounds use only the first sentence; all others use the full paragraph:}

This product is toxic to fish and aquatic organisms. Do not discharge effluent containing [this product or product name] 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 or product name] 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.

**STORAGE & DISPOSAL:**

{Nonrefillable container - 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. Nonrefillable container. Do not reuse or refill this container. Rinse empty container thoroughly with water to dissolve all material prior to disposal. Offer for recycling if available. Do not contaminate food or feed by storage or disposal or cleaning of equipment.]

{Nonrefillable container – single-use, non-resealable package}

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

{Refillable container – 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 ethanolamine solutions only. Do not use this container for any other purpose. Rinse empty container thoroughly with water to dissolve all material prior to disposal.]

