

9630-11

7/22/2003

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

July 22, 2003

Laura J. Sydro
Manager, EH&S
OMG Americas, Inc.
2301 Scranton Road
Cleveland, OH 44113

Subject: M-GARD W510-
EPA Registration No. 9630-11
Application Date: May 19, 2003
EPA Received Date: June 12, 2003

Dear Ms. Sydro:

The following amendment, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable with the conditions listed below:

Proposed Amendment

- Update First Aid Statements per PR Notice 2001-1

Conditions

Revise the label as follows:

1. Revise the Precautionary Statements to read:

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

Causes substantial but temporary eye injury and skin irritation. Harmful if swallowed or absorbed through skin or inhaled. Do not get in eyes, on skin or on clothing. Wear goggles, face shield, or safety glasses. Wear long sleeved shirt, long pants, and hand protection such as rubber, or chemical resistant gloves. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse. Prolonged or

CONCURRENCES

SYMBOL	7510C						
SURNAME	Hay						
DATE	7-22-03						

frequently repeated skin contact may cause allergic reactions in some individuals. Do not breathe vapors or mist during brush, roll, spray and dip application. Wear a NIOSH/MHSA-approved mist/vapor respirator when spraying for continued or prolonged use of this product or for frequent use of this product. In case of medical questions, emergencies, or accidents involving this product, call 1-800-390-4444.

- 2. Revise the Environmental Hazards Statement by changing the statement "...estuaries, oceans or public waters..." to read "...estuaries, oceans or other waters..." In addition, change the statement "...previously notifying the sewage treatment..." to read "...previously notifying the local sewage treatment..."
- 3. Revise the If Swallowed section to read:

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 a poison control center or doctor. Do not give anything by mouth to an unconscious person.
- 4. Revise the Storage and Disposal Statement by deleting the word "PROHIBITIONS" from the statement "PROHIBITIONS: Do not contaminate water, food, or feed by storage or disposal." In addition, move the statement "Do not contaminate water, food, or feed by storage or disposal." and place it immediately following the heading "STORAGE AND DISPOSAL."

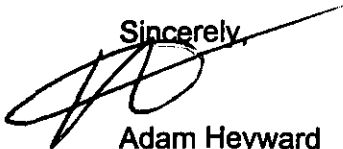
General Comments

Please note that it is the Agency's policy not to review or stamp additional brand name labeling. All changes must be made on the basic product labeling. Once accepted, the changes may be added to the additional brand name labeling. The additional brand name label (M-GARD W512) submitted under the amended application dated, May 19, 2003, will be placed in your registration file unreviewed.

A stamped copy of the labeling accepted with conditions is enclosed. Submit three(3) copies of your final printed labeling before distributing or selling the product bearing the revised labeling.

Should you have any questions or comments concerning this letter, please contact me at 703-308-6422.

Sincerely,



Adam Heyward
 Product Manager 34
 Regulatory Management Branch II
 Antimicrobials Division (7510 C)

M-GARD W510

WOOD PRESERVATIVE

OMG CODE: 00703

LOT NUMBER:

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

Harmful if swallowed. Do not exceed specified application rate. Use only the application method specified for a particular use.

Do not get on skin, or on clothing. Prolonged or repeated skin contact may cause allergic reaction in some individuals. Wear long sleeved shirt, long pants, and hand protection such as rubber, or chemical resistant gloves.

Do not get in eyes. Wear protection such as goggles, face shield or safety glasses.

Do not breathe vapors or mist during brush, roll, spray and dip applications. Wear a NIOSH/MHSA-approved mist/vapor respirator when spraying for continued or prolonged use of this product or for frequent use of this product.

In case of medical questions, emergencies, or accidents involving this product, call 1-800-390-4444. Application of this product may produce a strong, lingering, unpleasant odor.

ENVIRONMENTAL HAZARDS EFFLUENT DISCHARGE STATEMENT

This product is toxic to fish and aquatic organisms. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or public 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 sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

PHYSICAL OR CHEMICAL HAZARDS

Apply this product only as specified on the label. Do not use, pour, spill or store near heat or open flame. Use only with adequate ventilation. Close container after use.

STORAGE AND DISPOSAL

STORAGE: Store at temperatures between 0 F and 100F. If product has been spilled or is leaking, remove the source of the spill or leak. Recover free liquid. Spread absorbant, then pick up and place in containers. Then, where applicable, wash area with detergent and water. Store product in original container only. Keep container closed when not in use.

CONTAINER DISPOSAL: Triple rinse (or equivalent), then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by procedures approved by state and local authorities.

PESTICIDE DISPOSAL: Pesticide, spray mixture or rinsate that cannot be used or chemically reprocessed should be disposed of according to procedures approved by federal, state or local authorities.

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



OMG AMERICAS, INC.
TWO MILE RUN ROAD
FRANKLIN, PA 16323
VENANGO COUNTY
814-432-2125

INGREDIENTS:

ACTIVE INGREDIENT:
Copper Naphthenate.....58.00%
(Copper, as metal, 6%)
INERT INGREDIENTS:.....42.00%
TOTAL.....100.00%

CONTAINS PETROLEUM DISTILLATES

PRODUCT WT/GAL. 8.3 LBS.

KEEP OUT OF REACH OF CHILDREN

WARNING

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 SWALLOWED: Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give any liquid to the person. Do not give anything by mouth to an unconscious person.

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 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. You may also contact 1-800-390-4444 for emergency medical treatment information.

NOTE TO PHYSICIAN

Contains petroleum distillate- vomiting may cause aspiration pneumonia.

DIRECTIONS FOR USE

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN A MANNER INCONSISTENT WITH ITS LABELING

FOR EXTERIOR USE ONLY

WOOD PRESERVATIVE: For the control of fungal rot and decay, mold and mildew, moss, termites (including Formosan termites) and other wood destroying insects in wood products. M-GARD W510 is an emulsifiable concentrate of copper naphthenate suitable for dilution with water and subsequent application to wood by brush, dip, spray or pressure impregnation. Applications include landscape logs and structural timbers, planking, siding, fences, greenhouse wood and stakes, millwork, plywood, shingles, structural logs, non-apparel canvas, (e.g. tents, tarpaulin, sails), mine timber, baskets, and lumber for ammunition boxes. Do not use for wood intended for: direct contact with food or food crops; prolonged exposure to livestock such as pens, stalls, and feeding troughs; and containers designated for the storage of potable water. Wood exposed in or over aquatic environments such as boats, docks, and bridge timbers shall be treated prior to installation in or over the aquatic environment to assure the liquid preservative is not allowed to enter the water. Wood products are colored by M-GARD W510 but oil-borne or water-borne coatings can be applied to treated wood which has dried thoroughly or has been sealed with shellac.

WOOD PREPARATION: Wood should be clean, dry, well seasoned, and free of bark. Do not apply M-GARD W510 over painted or varnished surfaces. Do not apply over bark. Application of M-GARD W510 to wood which has been previously treated with a coating such as paint or varnish will provide limited or penetration and protection.

DIP, BRUSH AND ROLL APPLICATIONS: When treating by dip, reduce the M-GARD W510 with 2 volumes of water. Maintain good agitation in the dip emulsion. Completely immerse for a minimum of one minute, consuming approximately one pint of emulsion per cu. ft. of wood. The dip emulsion containing two volumes of water may also be used for minimum protection by brush, or roll applications. **FOR BRUSH OR ROLL:** The rate of coverage for brush or roll applications is typically one gallon per 100-300 sq. ft. Brush or roll until surface is completely wet with repeat applications after the emulsion has been absorbed by the wood to provide additional penetration. For foundation sills and other wood products involving ground contact, wood should be free of bark and soaked until sapwood is completely penetrated.

SPRAY APPLICATIONS: The rate of coverage for spraying is typically one gallon per 100-300 sq. ft. When treating by spray, reduce M-GARD W510 with 2 volumes of water. Spray until surface is completely wet with repeat applications after the emulsion has been absorbed by the wood to provide additional penetration.

VACUUM, PRESSURE AND THERMAL APPLICATIONS: Recirculation of the treating solution should be maintained. Maximum wood treatment and preservation are achieved by full pressure treatment to obtain a minimum average copper retention in the wood of 0.04 pcf for above ground exposure and 0.06 pcf for soil contact. Vacuum, pressure and thermal applications of M-GARD W510 should normally meet treatment rates and retention standards for copper naphthenate specified by the American Wood Preservers Association(AWPA) or other applicable standards or specifications. Typically, for pressure treatments, dilute M-GARD W510 with 19 volumes of water.

FOR NON-APPAREL TEXTILE TREATMENTS: Non-Apparel fabrics and textiles are treated to U.S. military specifications or other applicable industry standards or specifications.

Under the Federal Insecticide, Fungicide, and Rodenticide Act as amended, this pesticide, registered under EPA Reg. No. 9630-11

For general information, questions or comments about this product, call OMG AMERICA at 1-814-432-2125.

Ship To: **ACCEPTED with COMMENTS**
EPA Letter Dated: **JUL 2 2 2003**

EPA Reg. No. 9630-11
EPA Est. No. 9630-PA-01

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