

9804-3

7/7/2014

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Mr. James P. Ringo, Vice President of Regulatory Affairs
Bio-Cide International, Inc.
Post Office Box 722170
Norman, OK 73070-8644

JUL 7 2014

Subject: FQPA 332 Minor Label Changes per PR Notice 98-10
EnviroCon
EPA Registration Number: **9804-3**
Application Date: June 2, 2014
Application Receipt: June 3, 2014

Dear Mr. Ringo:

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

Purpose of the Notification:

"Under Directions For Use, the current accepted label reads as, "For residential control of odors associated with bacteria, mold, mildew..."

The Label has been corrected to read as, "For residual control of odors associated with bacteria, mold, mildew..."

General Comments:

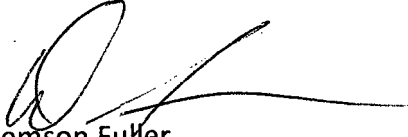
Based on the review of the information submitted, the following comments apply.

The Notification is **Acceptable**.

A copy of the accepted Notification is attached in **Regulatory File Jacket 9804-3** for future reference.

If you have questions or concerns with regard to this Agency Letter, please contact Killian Swift by email at Swift.Killian@epa.gov and by telephone at **703-308-6346**. When you are submitting information or data in response to this Agency Letter, please send a copy of this Agency Letter with your response in order to facilitate processing.

Sincerely yours,



Demson Fuller
EPA Product Manager 32
Regulatory Management Branch II
Antimicrobials Division 7510P



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 9804/9804-3		2. EPA Product Manager Demson Fuller		3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted	
4. Company/Product (Name) Bio-Cide International, Inc. / EnviroCon		PM# 32			
5. Name and Address of Applicant (Include ZIP Code) Bio-Cide International, Inc. P.O. Box 722170 Norman, OK 73070-8644 <input type="checkbox"/> Check if this is a new address			6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(ii), 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.)

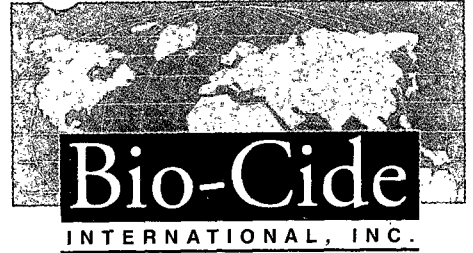
- Correction of label statement per PR Notice 98-10. See attachment for detailed explanation.
- This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of 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:					
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" 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	
* Certification must be submitted		If "Yes" Unit Packaging wgt.		If "Yes" Package wgt	
		No. per container		No. per container	
2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____			3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		
			4. Size(s) Retail Container Quart, 1, 5, 30, 55 gal		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			<input type="checkbox"/> Other _____		

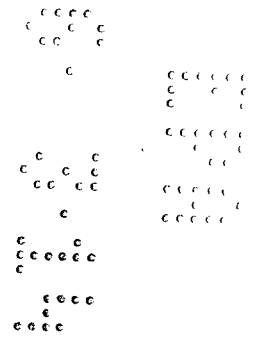
Section - IV

1. Contact Point. (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)					
Name James P. Ringo		Title VP of Regulatory Affairs		Telephone No. (Include Area Code) 405-329-5556	
<p align="center">Certification</p> <p>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.</p>					6. Date Application Received (Stamped)
2. Signature 			3. Title V.P. of Regulatory Affairs		
4. Typed Name James P. Ringo			5. Date May 30, 2014		



June 2, 2014

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501



ATTN: Mr. Demson Fuller, PM 32

Subject: EnviroCon[®], EPA Reg. No. 9804-3
Notification of Label Change per Pesticide Registration Notice 98-10

Dear Mr. Fuller:

The enclosed EPA Form 8570-1 is submitted to correct an error on the subject product label.
The change to the label is as follows:

Under the DIRECTIONS FOR USE, the current accepted label reads as, "For residential control of odors associated with bacteria, mold, mildew....."

The label has been corrected to read as, "For residual control of odors associated with bacteria, mold, mildew....."

The only label change by this notification is the correction of the word "residential" to "residual."

Prior to the product Master Label accepted on May 29, 2003, the label correctly stated "residual." Subsequently, on all Master Labels from May 29, 2003 onward, the word "residual" was changed to "residential." The reason for the change is not certain at this time. We speculate that the inadvertent change was the result of a transcription error when the label was reformatted into new document processing software or operating system. The words are similar enough that the transcription error was not identified in proofreading.

A copy of the corrected master label with the change highlighted in yellow is attached. The highlighted change is shown on page 2.

If you have any questions or need additional information on this subject, please contact me at jringo@bio-cide.com.

Sincerely,

James P. Ringo
Vice President of Regulatory Affairs

- Enclosures: 1) EPA Form 8570-1, with explanation attachment.
2) One copy of corrected EnviroCon® Master Label with the change highlighted in yellow.

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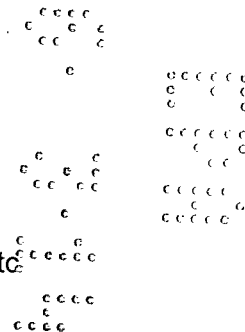
EnviroCON®

ALL PURPOSE DEODORIZER

Commercial • Industrial • Residential • Institutional

Bacteriostat & Fungistat

- Bacteria and odor control for all building systems
- Indoor pollution control and environmental maintenance
- Contains no perfumes or masking agents
- Destroys odors associated with bacteria, mold, mildew, smoke, animals etc.



KEEP OUT OF REACH OF CHILDREN

CAUTION

See Side Panel for Precautionary and First Aid Statements

Active Ingredient: Chlorine Dioxide.....	0.1%
Other Ingredients:.....	99.9%
Total	100.0%

E.P.A. Reg. No 9804-3

E.P.A. Est. No: 9804-OK-1

Batch Code

Net Contents: ___ Pint ___ Quart ___ 5 Gal. ___ 30 Gal. ___ 55 Gallon

Bio-Cide International, Inc.
P. O. Box 722170
Norman, Oklahoma 73070

DIRECTIONS FOR USE:

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

EnviroCON® may be used wherever malodors exist.
EnviroCON® inhibits most odor causing bacteria and odors.

Try EnviroCON® in the following areas. IT WORKS!

In the following areas simply spray until covered with mist and let stand for 10 minutes.

- Homes
- Inside Cars
- Campers
- Motor Homes
- Restaurants
- Fire & Flood Areas
- Inside Boats
- Pet Kennels
- Gymnasiums
- Litter Boxes
- Basements
- Restrooms/
Bathrooms
- Hospitals
- Storage Lockers
- Diaper Pails
- Inside Shoes
- Sick Rooms
- Waste Disposals
- Refuse Containers
- Cocktail Lounges
- Hotel & Motel Rooms
- Evaporative Coolers

- For residual control of odors associated with bacteria, mold, mildew, animals, smoke, etc. thoroughly spray source of odor with EnviroCON® or mist air by squeezing trigger several times. Severe odors may require repeat applications.
- In animal baths, add 6 oz. EnviroCON® to each gallon of bath water.
- To treat floors, carpets, and bedding furniture add 24 oz EnviroCON® to each gallon of rinse. EnviroCON® may bleach some carpets or fabrics especially if applied on top of a previously used chemical agent. Do not apply until a sample test has been tried and observed for at least 24 hours. The manufacturer accepts no liability for carpet or fabric bleaching.
- Carpet Treatment – Residential use is prohibited.
- To DEODORIZE HVAC System Ductwork: Spray EnviroCON® into system intake vents while system fan is running. Allow enough spray time for EnviroCON® to contact air duct system surfaces, Repeat application as necessary.
- For Microbial control of Evaporator Coils Drip pans and associated Air Conditioning Parts: Air Conditioning system parts must be manually pre-cleaned prior to application using a suitable coil/drip pan cleaner. After cleaning thoroughly spray EnviroCON® on to cleaned surfaces. Do not wipe off. Allow to air dry.
- For Microbial Control of Evaporative Cooler Excelsior mats: Excelsior mats must be thoroughly washed to remove dirt, debris or slime build-up. Liberally spray EnviroCON® onto mats for microbial control and to remove stale, musty odors. Add 2 oz. EnviroCON® per gallon of reservoir water capacity for effective environmental maintenance.

For year round maintenance, residential homes and apartment complexes should be treated two times per year. Commercial/industrial buildings and health facilities should be treated every month to ensure effective environmental control.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: May be harmful if swallowed. May cause eye irritation. Avoid contact with eyes.

Handlers applying chlorine dioxide in an occupational setting must wear gloves.

- Low pressure hand wand (hard surfaces)
- Mop (hard surfaces)

Carpet Treatment – Residential use is prohibited.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic invertebrates, oysters and shrimp. 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.

FIRST AID Toxicity Category IV	
If inhaled:	<ul style="list-style-type: none"> - 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.
If on skin:	<ul style="list-style-type: none"> - Take off contaminated clothing. - Rinse skin immediately with plenty of water for 15 to 20 minutes. - Call a poison control center or doctor for treatment advice.
If in eyes:	<ul style="list-style-type: none"> - 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:	<ul style="list-style-type: none"> - 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.
	<ul style="list-style-type: none"> - Have the product container or label with you when calling a poison control center or doctor or going for treatment. - For emergency information on this product, call NPIC (National Pesticides Information Center) at 1-800-858-7378, 6:30 AM to 4:30 PM Pacific Time (PT) seven days a week. During other times, call the poison control center 1-800-222-1222.

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STORAGE AND DISPOSAL:

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

Store in a cool, dark area in original container. Keep from Freezing. Do not reuse container. Rinse thoroughly before discarding in trash.

CONTAINER DISPOSAL: Nonrefillable Container.

{Text for nonrefillable containers that are 5 gallons or smaller}

Do not reuse or refill this container. Offer for recycling if available. Offer for reconditioning if appropriate. Triple rinse container (or equivalent) promptly after emptying.

Triple rinse as follows: Empty the remaining contents into applications equipment or a mix tank and drain for ten seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times.

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CONTAINER DISPOSAL: Nonrefillable Container.

{Text for nonrefillable containers that are larger than 5 gallons}

Do not reuse or refill this container. Offer for recycling if available. Offer for reconditioning if appropriate. Triple rinse container (or equivalent) promptly after emptying.

Triple rinse as follows: Empty remaining contents into application equipment or mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip the container on its side and roll it back and forth, ensuring at least one complete revolution for 30 seconds. Turn the container over onto its other end and tip it back and forth several times. Stand container on its end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this process two more times.

Seller expressly warrants that the product conforms to its chemical description. To the extent consistent with applicable law, seller makes no other warranties, either express or implied, including, but not limited to, the warranties of merchantability or fitness for a particular purpose or use, that extend beyond the statements made on this label.