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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

OCT 2 9 2009

Ms. Elizabeth Tannehill Mason Chemical Company 721 W. Algonquin Road Arlington Heights, IL 60005

Subject: Maquat SSC EPA Reg. No.: 10324-92 Notification Dated: September 15, 2009 EPA Receipt Date: October 1, 2009

Dear Ms. Tannehill,

This letter acknowledges receipt of your notification submitted in connection with registration under the provisions of PR Notice 98-10 and Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) section 3(c)9.

Proposed Notification

Revise Storage and Disposal Statements per 40 CFR 156.

General Comments

Based on a review of the material submitted, your notification to add to update the storage and disposal statements per 40 CFR 156 is acceptable. A copy has been placed in our records for future reference.

Should you have any questions or comments concerning this letter, please contact Velma Noble at (703) 308-6233 or Jacqueline McFarlane at (703) 308-6416.

Sincerel

Velma Noble Product Manager (31) Regulatory Management Branch I Antimicrobial Division (7510P)

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Mason Chemical C 21 W. Algonquin F Arlington Heights, J	Rd.		(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. 73873-2					
Check if t	his is a new address		Product N	ame Anti-	Growin			
		Se	ection - II					
Amendment - Expl	dated	Final printed labels in repsonse to Agency letter dated "Me Too" Application. Other - Explain below.						
enallies under sections 12 and 14 of FIFK Ne feel this is a Notification and requires n	sions of PR Notice 95-2 and EPA regulation ent to EPA I <i>Brither uncerstand</i> that if this A fee payment We understand the EPA will ill, liz@maquat.com voice number 847-294	conlact us with payment information, 0-1621 fax number 847-290-1625	if needed, upon of receipt of ap		al statement of formula of thi cct may be in viotation of FIF	s product. I understa RA and I may be sub	nd that it is a violation of 18 U.S.C.	
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MASON

Contract (Secondary Secondary)

Velma Noble

September 15, 2009

Document Processing Desk (AMEND) Office of Pesticide Programs (7510P), PM31 U.S. Environmental Protection Agency Room S4900, One Potomac Yard 2777 S. Crystal Dr. Arlington, VA 22202

Subject: Maquat[®] SSC (10324-92) Notification

Dear Velma,

This is a Notification for a label change per the Container Rule (40CFR 156) and does not require a fee.

Enclosed are the following items:

- 1. Application/Notification form for Maguat[®] SSC (10324-92)
- 2. One (1) copy of all labels for Maquat[®] SSC (10324-92)

We are *changing the storage and disposal statements on our label per 40CFR156*. Per a letter from Nancy Fitz to the Biocides Panel (of which we are a member), we understand that AD will now be accepting our statements but will be looking to change them in the future. We are directly copying the wording provided in the Container Rule as applicable and are asking that you accept it at this time in order to comply with the ruling's deadline. In addition, we have also added residue instructions per your letter dated 9/4/09.

This product is used with different kinds of containers. Therefore, we have included all applicable language on these labels in order to give our distributors/supplemental registrants a choice in the language they will need for their container. We are asking that you accept all of the container language we are proposing at this time.

These are the ONLY changes/additions being made at this time.

If you have any questions or need any further information, please do not hesitate to contact me at (800) 362-1855 or liz@maquat.com. Your prompt attention to this matter is most appreciated.

Very truly yours,

MASON CHEMICAL COMPANY

Elizabeth fannehill

Enclosures

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E.P.A. Reg. No. 10324-92 E.P.A. Est. No. 10324-IL-1

721 W Algonquin Road I Arlington Heights /IL 60005 I 847-290-1621or 800-362-1855

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

DANGER. Keep Out of Reach of Children. Corrosive. Causes irreversible eye damage and skin burns. Harmful if absorbed through the skin. May be fatal if swallowed or inhaled. Do not breathe vapor or spray mist. Wear a dust mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C). Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Do not get into eyes, on skin or on clothing. Wear goggles or face shield and rubber gloves and protective clothing when handling. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

(If container is 5 gallons or larger the following statement must appear on the label)

ENVIRONMENTAL HAZARD

This pesticide is toxic to fish. Do not discharge effluent containing this product 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 into sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

Treated Lumber must be stored under cover, or indoors, or at least 100 from any pond, lake, stream, wetland, or river to prevent possible runoff of the product into the waterway. Treated lumber stored outdoors within 100 feet of a pond, lake, stream or river must be either covered with plastic or surrounded by berm to prevent surface water runoff into the nearby waterway. If a berm is used around the site, it must consist of impermeable material (clay, asphalt, concrete) and be of sufficient height to prevent runoff during heavy rainfall events.

PHYSICAL OR CHEMICAL HAZARDS Do not mix with oxidizers, anionic soaps and detergents

Do not use or store near heat or open flame

ainfall events. PHYSICAL OR

NOTIFICATION

Date Reviewed: 10/29/09 Reviewed By: 10/29/09

SAPSTAIN CONTROL FOR FRESH CUT LUMBER

MAQUAT®SSO

Net Contents Batch No:

Controls the growth of mold and fungus that may cause discoloration and/or deterioration of freshly cut lumber during storage and shipment.

A Concentrate for use as a preventative treatment for Algae, Moss, Mildew and Mold on Concrete, Asphalt, Stucco, Wood Shingles and Siding, Floors, Walls, Tile & Other Inanimate Environmental Surfaces

FOR PROFESSIONAL USE ONLY: Commercial Pest Management Companies, Mold Remediation Workers, Mold Remediation Contractors, Certified Mold Remediators (CMR), Applied Microbial Remediation Technicians (AMRT), Certified Biocide Applicators (CBE), Certified Antimicrobial Applicators (CAA) and Professional Mold Remediation Specialists.

This product is not to be used for the remediation of existing mold, mildew or algae.

Not for application by homeowners.

ACTIVE INGREDIENTS:

Didecyl Dimethyl Ammonium Chloride	
INERT INGREDIENTS:	
TOTAL	100.0%

KEEP OUT OF REACH OF CHILDREN DANGER

See left panel for additional precautionary statements.

First Aid

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

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 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: 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.

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.

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

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DIRECTIONS FOR USE

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

For the control of mold and fungus on green or freshly cut lumber. May be used in a dip or spray application. Before use, dilute at the rate of 25 to 100 gallons of water per gallon of this product. Seasonal variation in storage and shipping conditions, species and condition of wood should be considered in selection of end use concentrations. For effective inhibition of mold and fungus, lumber and logs must be dipped or sprayed in a manner that insures that all surfaces are uniformly treated.

For best results, green wood should be treated immediately, at least within 24 hours after cutting or sawing. Mold and fungus growth begins immediately after cutting so delayed treatment is much less effective and requires increased chemical concentration. Green, untreated lumber should not be used for stickers.

Freshly treated lumber must not be allowed to remain unprotected in heavy rains. Dip tanks and drip aprons must be roofed, paved and drained to prevent dilution and loss of the anti-stain solution.

DIP TREATMENT

Stack the wood to be treated on a suitable holder and convey the stack into the treating solution making sure the stack is completely immersed. Dip times must range from 30 seconds (individual pieces) up to 30 minutes (bundled wooden articles). Use a concentration of 0.5 to 3.0% active quaternary ammonium compound. The concentration must be customized to the degree of sap stain protection desired, which must be determined by an independent test on the intended species of wood.

PERSONAL PROTECTION EQUIPMENT FOR DIP OR SPRAY TREATMENT

Applicators must wear gloves, which are chemical-resistant (such as nitrile or butyl) in all situations where dermal contact is expected (i.e. handling freshly treated wood). Individuals who enter equipment that is contaminated with the wood treatment solution must wear coveralls over a long sleeved shirt and long pants, socks, chemical-resistant footwear, and protective eyewear. Federal, State and local confined space entry procedures need to be taken.

Applicators must not eat, drink or use tobacco products during those parts of the applications process that may expose them to the wood treatment formulation (e.g. mixing chemicals, handling freshly treated wood).

Wash thoroughly after skin contact and before eating, drinking, use of tobacco products or using restrooms.

Protective clothing must be changed when it shows signs of contamination. Applicators must leave protective clothing and work shoes or boots and equipment at the plant. Worn out protective clothing and work shoes or boots must be left at the plant and disposed of in a manner approved for pesticide disposal and in accordance with State and Federal regulations.

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SAPTAIN FUNGICIDE

For use by: Timber mills, saw mills, manufacturers of dimensional lumber, manufacturers of wood products (such as plywood, particle board, OSB panels), manufacturers of wood structural components (such as trusses, prefab panels, composites beams and arches), manufacturers of wood composite products (composite decking and siding).

This product is a concentrate which must be diluted before application. Mix one gallon of this product with 25 to 100 gallons of water to protect lumber against sap staining organisms. Dilution ratios will be influenced by treating methods and wood species. The

target deposition level of the active ingredient – didecyl dimethyl ammonium chloride – . on the surface of the treated lumber is 100 to 140 micrograms/sq. cm. (650 to 850 micrograms/sq. inch). Do not use this product in conjunction with any anionic wetting agents or soaps.

Lumber and logs must be totally immersed or sprayed to ensure that all surfaces are treated. Put 1/3 of the required water in the mixing tank. Add the correct amount of this product and then rinse the container into the tank, add the balance of the required water and mix thoroughly. In a dipping process, the agitation resulting from the movement of the wood will be sufficient to ensure a good mix. Re-mix thoroughly any product standing unused for a period of time. When using proportioning pumps for mixing, the product should be maintained at 10° C to prevent inaccurate mixing due to viscosity changes. The proportioning rate changes can be affected by changing the setting of the pump.

Freshly dipped or sprayed lumber must be protected from rain washing. Dip-tanks and drip aprons must be roofed, paved and drained to prevent dilution and loss of anti-stain solution. Anti-stain treatment concentrate must be geared to achieve protection of the thickest or most valuable item being treated. The concentration of ready-to-use anti-stain solution must be adjusted to accommodate seasonal changes in exposure and species being treated.

Dip-tanks and spray equipment must be properly maintained. Spray-boxes must be equipped with the mechanical means of preventing the escape of droplets or entrained aerosols.

For best results, lumber should be treated immediately after it is sawn. A delay in treatment of 24 hours or more permits the start of the stain, mold, and decay growth, which subsequently requires a longer treatment to achieve control of surface growth. Delayed application and log-borne infection can result in internal stain often under a bright surface.

NOTE: With normal dip and spray application, long-term control of decay cannot be achieved. This product is designed to provide control of blue stain, mold and decay during storage and transit.

PREVENTATIVE TREATMENT

This product is an anti-microbial concentrate which must be diluted before application for the prevention of algae, moss, mildew and mold. For use in homes, vehicles/ institutions such as schools, public buildings, hospitals, nursing homes, correctional facilities; and commercial building such as transportation terminals, warehouse, office buildings, manufacturing facilities, lodging establishments, retail businesses and athletic/recreational facilities.

General Use Precautions: NOT for use in areas where food/feed items are present or may be present. Keep children, pets, patients, residents and any bystander out of the room or area during application and until spray has dried.

EXTERIOR USES

For the prevention of algae, moss and mildew on Roofs (shakes, shingles, composite clay and concrete tile), siding (painted surfaces, wood, stucco, vinyl, brick and aluminum), floors (concrete, brick, wood, pavers, and pool decks), awnings, tents, patio furniture, and outdoor carpets. Not intended for use on surfaces covered with oil basted paint.

Application Instructions

Preparation: All surfaces to be treated with this product should be cleaned, rinsed (to remove all residual chlorine or soap) and dry before application.

Mixing: This product must be diluted before application. Mix 1.3 ounces of this product into 1 gallon of water (or equivalent use dilution). After dilution, do not mix with other chemicals. Prepare no more mixture than is necessary for the immediate use.

Application: Use the product dilution to thoroughly wet the surface using a paint brush, roller, sponge or other similar application device. For large surface areas where these methods are ineffective, apply with a low pressure sprayer. Hold the end of the wand 4-6 inches from the surface, using smooth back and forth motions to cover the target area to ensure complete coverage. Apply 1 gallon of solution per 200-400 square feet of surface. Wear protective gloves, clothes and eye-wear at all times.

INTERIOR USES

For prevention of mildew and mold on surfaces such as floors, carpets, walls, ceilings, counters, work surfaces and other inanimate environmental surfaces in bathrooms, laundry rooms, shower areas, basements, foundations and other similar areas where moisture may persist. Use this product as a substitute for water to mix with tile grout for protection against mildew and mold in bathrooms, showers and bathtubs.

Application Instructions

Preparation: All surfaces to be treated with this product must be cleaned, rinse (to remove all residual chlorine or soap) and dry before application.

Mixing: This product must be diluted before application. Mix 1.3 ounces of this product into 1 gallon of water (or equivalent use dilution). After dilution, do not mix with other chemicals. Prepare no more mixture than is necessary for the immediate use.

Application: Use the product dilution to thoroughly wet the surface using a paint brush, roller, sponge or other similar application device. Wear protective gloves, clothes and eye-wear at all times. For large surface areas where these methods are ineffective, apply with a low pressure sprayer. Hold the end of the wand 4-6 inches from the surface, using smooth back and forth motions to cover the target area to ensure complete coverage. Apply 1 gallon of solution per 200-400 square feet of surface.

During application, do not allow excessive soaking, saturation, dripping or runoff to occur (see specific directions for use on carpet, and interior wood and drywall surfaces). If drips occur, dry with a disposable cloth, sponge or mop.

If using a large volume of water in an enclosed space, the area should be dried as soon as possible to prevent conditions favorable to the growth of mold. To aid the drying process, the use of fans, dehumidifiers, heaters, or other methods of ventilation should be used. You may consult with your local country extension office or EPA, <u>www.epa.gov/mold/moldresources.html</u> for more information.

Note: Do not allow children, pets or unprotected persons in treatment area during application and until spray has dried. Do not use on food preparation surfaces or where food may be presented to the use on oil based paints.

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Carpating ເດັດ ເວັດ
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Spot test an inconspictious area of carpet with the prepared solution to insure dyes will not bleed or that staining will not occur.

Carpets must be vacuumed thoroughly and vacuum cleaner bag discarded in an outdoor trash container before spray treatment.

Broadcast Treatment: Use commercial carpet-cleaning equipment (e.g., carpet steamers, rotary jet extraction cleaners, pressure sprayers): Prepare mixture in tank as directed above. Evenly apply the prepared solution of 1.3 ounces per 5 gallons of water over the carpet using 1 gallon of solution per 200-300 square feet. Apply sufficient amount to dampen carpet. Do not soak, or allow dripping or run-off

to occur. Any drips or run-off should be blotted dry with a disposable cloth or sponge. Allow carpet to dry before re-entry.

• **Spot Treatment:** Use a pump sprayer with wand. Hold the end of the wand 4-6 inches from the surface using smooth back and forth motions to cover the entire target area to ensure complete coverage. Dampen, but do not soak the surface. Any drips or run-off should be blotted dry with a disposable cloth or sponge.

Dry carpets within 24 hours to prevent conditions favorable to mold growth. The use of fans, dehumidfiers, heaters, or other methods of ventilation should be used. Please consult your local county extension office or EPA, www.epa.gov/mold/moldresouces.html for more information.

Wood and Drywall

Apply to exposed and/or structural wood surfaces and drywall to prevent and control mold and mildew. Examples include exposed joists or subflooring in basements, crawlspaces, attics and garages, as well as exposed drywall or particleboard. Clean all, heavily soiled areas before application.

Use a pump sprayer with wand. Hold the end of the wand 4-6 inches away from the surface using smooth back and forth motions to cover the entire target area to ensure complete coverage. Evenly apply the prepared solution of 1.3 ounces per 1 gallon of water using 1 gallon of solution per 200-400 square feet. Dampen, but do not soak the surface. If soaking or drips occur, blot dry with a disposable cloth or sponge. Allow areas to dry before re-entry.

Dry wood and drywall within 24 hours to prevent conditions favorable to mold growth. The use of fans, dehumidfiers, heaters, or other methods of ventilation should be used. Please consult your local county extension office or EPA, www.epa.gov.mold/moldresources.html for more information.

Warranty Statement

Seller makes no warranty, expressed or implied, concerning the use of this product, other than indicated on the label. Buyer assumes all risk of use and/or handling of this material, when such use and/or handling is contrary to directions.

(Note to reviewer: The title and first statement of this section must appear on every label, followed by the appropriate Storage and Disposal section.)

STORAGE AND DISPOSAL

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

(FOR USE ON NON-REFILLABLE CONTAINERS WITH WITH INSTITUTIONAL/COMMERCIAL/INDUSTRIAL NON-PUBLIC HEALTH USES ONLY)

PESTICIDE STORAGE: Open dumping is prohibited. Store only in original container. Do not reuse empty container. If a leaky container must be contained within another, mark the outer container to identify the contents. Store pesticides away from food, pet food, feed, seed, fertilizers, and veterinary supplies. Keep this product under locked storage sufficient to make it inaccessible to children or persons unfamiliar with its proper use.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

CONTAINER HANDLING DISPOSAL: Non-refillable container. Do not reuse this container to hold materials other than pesticides or diluted pesticides (rinsate). Offer for recycling if available or puncture and dispose in a sanitary landfill, or by other procedures approved by state and local authorities. If rinsate cannot be used, follow pesticide disposal instructions. If not triple rinsed, these containers are acute hazardous wastes and must be disposed in accordance with local, state and federal regulations.

RESIDUE REMOVAL INSTRUCTIONS (For containers less than 5 gallons): Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. 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.

RESIDUE REMOVAL INSTRUCTIONS (For containers greater than 5 gallons): Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store for later use or disposal. Repeat this procedure two more times.

BATCH CODE: (Can be placed on container or label)

(FOR USE ON REFILLABLE CONTAINERS – 5 gallon and 55 gallon containers) **PESTICIDE STORAGE:** Open dumping is prohibited. Store only in original container. If a leaky container must be contained within another, mark the outer container to identify the contents. Store pesticides away from food, pet food, feed, seed, fertilizers, and veterinary supplies. Keep this product under locked storage sufficient to make it inaccessible to children or persons unfamiliar with its proper use.

PESTICIDE DISPOSAL[®] Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to table instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

CONTAINER HANDLING DISPOSAL: Triple rinse (or equivalent). Refill this container with this product only. Do root reuse this container for any other purpose.

RESDLIE REMOVAL OINSTRUCTIONS (For containers greater than 5 gallons with Induistrial/Commercial Non-public Health Uses): Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or a mix tank. Empty remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other 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 procedure two more times.