

10324-188

12-16-2009

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



United States
Environmental Protection
Agency

Office of Pesticide Programs

DEC 16 2009

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

Attention: Elizabeth Tannehill
Regulatory Manager

Subject: Maquat 40:10
EPA Registration No. 10324-188
Notification Dated November 13, 2009

This will acknowledge receipt of your notification, submitted under the provisions of FIFRA Section 3(c)(9).

Proposed Notification

- Container Rule per PR Notice 2007-4

General Comment

Based on a review of the submitted material, the following comments apply:

The Notification is in compliance with PR Notice 98-10 and is acceptable. This information has been made a part of your file.

If you have any questions concerning this letter, please contact Martha Terry at (703) 308-6217.

Sincerely

A handwritten signature in cursive script that reads "Martha Terry / Jor".

Marshall Swindell
Product Manager 33
Regulatory Management Branch 1
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 10324-XXX 188	2. EPA Product Manager Noble	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Maquat 40-10	PM# 31	
5. Name and Address of Applicant (Include ZIP Code) Mason Chemical Company 721 W. Algonquin Rd. Arlington Heights, IL 60005 <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 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.)

We are changing the storage and disposal statements on our label per 40CFR156.
 This notification is consistent with the provisions of PR Notice 95-2 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 95-2 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.
 We feel this is a Notification and requires no fee payment. We understand the EPA will contact us with payment information, if needed, upon receipt of application.
 Contact Information: Elizabeth (Liz) Tannehill, liz@maquat.com voice number 847-290-1621 fax number 847-290-1625

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		2. Type of Container <input checked="" type="checkbox"/> Metal <input 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 checked="" type="checkbox"/> Container		4. Size(s) Retail Container 1 gal., 5 gal., 55 gal., 2000 gal (totes), 40,000 gal tank trucks		5. Location of Label Directions <input checked="" type="checkbox"/> On Label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input checked="" 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 Elizabeth Tannehill	Title Regulatory Manager	Telephone No. (Include Area Code) 847-290-1621
2. Signature 		3. Title Regulatory Manager
4. Typed Name Elizabeth Tannehill		5. Date 11/13/09
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 of both under applicable law.		6. Date Application Received (Stamped)



MASON

The Quaternary Specialists

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November 13, 2009

Velma Noble
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® 40:10 (10324-188)
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**
2. **One (1) copy of labels**

We are *changing the storage and disposal statements on our label per 40CFR156*. We are addressing the new Container Standard labeling at this time recommended by AD. After a conference call and follow-up email with Jacqueline McFarlane, we believe we now have the correct language on this label to comply with the current Container Rule. This language has been approved on our other labels at this time and we believe it is applicable to this label as well.

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

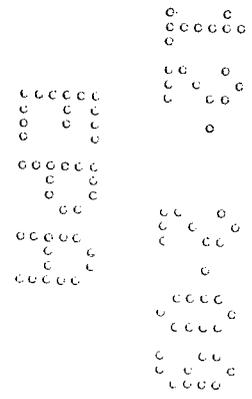
If you have any questions or need any further information, please do not hesitate to contact me at (800) 362-1855 or liz@maquat.com. Your prompt attention to this matter is most appreciated.

Very truly yours,

MASON CHEMICAL COMPANY

Elizabeth Tannehill

Enclosures





MASON CHEMICAL COMPANY

"The Quaternary Specialists"

721 W. Algonquin Road, Arlington Heights, IL 60005-1847-290-1621 or 800-362-1855

E.P.A. Reg. No. 10324-188

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

MAQUAT® 40:10

Net Contents:

Batch No.

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

DANGER. Keep Out of Reach of Children. Corrosive. Causes irreversible eye damage and skin burns. May be fatal if swallowed. Harmful if absorbed through the skin or inhaled. Avoid breathing spray mist. Do not get into eyes, on skin or on clothing. Wash thoroughly with soap and water after handling and before eating, drinking, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse. Wear goggles or face shield and rubber gloves and protective clothing when handling.

(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.

PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame.
Do not mix with oxidizers, anionic soaps and detergents.

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.

A microbiocide for use in controlling sulfate-reducing bacteria and slime forming bacteria in oil well drilling, oil field processing applications, oil field water systems, oil and gas productions and transmission pipelines and systems, and gas storage fields and equipment; such as steam-injection water holding tanks, flood water, injection water, holding pond water, disposal-well water, water holding tanks, fuel storage tanks and related refinery and oil field closed, industrial recirculating water handling systems.

A highly effective microbiocide for use in controlling bacteria including slime forming bacteria and sulfate-reducing bacteria (SRB) and fungi (yeast and molds) and algae in air washers and industrial scrubbing systems, recirculating cooling and process water systems including those that contain reverse osmosis membranes and in service water and auxiliary systems and heat transfer systems and in wastewater systems including wastewater sludge and holding tanks, and in paper mills and paper mill process water systems and water based coatings for paper and paperboard.

(Product of USA) (Made in the USA)

ACTIVE INGREDIENTS:

Glutaraldehyde.....	40.0%
Alkyl (50%C ₁₄ ,40%C ₁₂ ,10%C ₁₆) dimethyl benzyl ammonium chloride	4.0%
Didecyl dimethyl ammonium chloride ...	6.0%

INERT INGREDIENTS: 50.0%

TOTAL: 100.00%

Weight Approx. -- lbs/gal.

KEEP OUT OF REACH OF CHILDREN

DANGER PELIGRO

See left (back) (side) (right) panel (of label) (below) for additional
precautionary statements and first aid statements.

(Note to Reviewer: This information has been verified per DOT regulations. It is NOT required to be on the label but is being requested by a customer.)

TRANSPORTATION INFORMATION

DOT Hazard Class: 8 Corrosive

DOT Proper Shipping Name: Disinfectant Liquid Corrosive (Quaternary Ammonium Compound), 8, UN1903, PGIII

PELIGRO: SI NO PUEDE LEER EN INGLES, PREGUNTE A SU SUPERVISOR SOBRE LAS INSTRUCCIONES DE USO APROPIADAS ANTES DE TRABAJAR CON ESTE PRODUCTO.

Manufacturing and/or Lot no. Date:

VLC

DIRECTIONS FOR USE

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

AIR WASHERS AND INDUSTRIAL SCRUBBING SYSTEMS/RECIRCULATING COOLING AND PROCESS WATER SYSTEMS

This product may be used only in industrial air washers and air washers systems which have mist-eliminating components.

This product should be added at the application rates described below to a water treatment system at a convenient point of uniform mixing such as the basin area. Addition may be made intermittently (Slug Dose) or continuously. Badly fouled systems can be shocked treated with this product. Under these conditions, blowdown should be discontinued for up to 24 hours.

This product can be used in industrial process water systems that contain ultra filtration units and non-medical reverse osmosis membranes (where approved by membrane manufacturer) and associated distribution systems.

INTERMITTENT (SLUG DOSE) METHOD

Initial Dose: When the system is noticeably fouled, apply 12.8 to 25.6 fluid ounces (100 to 200 ppm) of this product per 1,000 gallons of water in the system. Repeat until control is achieved.

Subsequent Dose: When microbial control is evident, add 5.1 to 12.8 fluid ounces (40 to 100 ppm) of this product per 1,000 gallons of water in the system weekly, or as needed to maintain control.

Badly fouled systems must be cleaned before treatment is begun.

CONTINUOUS FEED METHOD

Initial Dose: When the system is noticeably fouled apply 12.8 to 25.6 fluid ounces (100 to 200 ppm) of this product per 1,000 gallons of water in the system.

Subsequent Dose: Maintain this treatment level by starting a continuous feed of 2.56 to 12.8 fluid ounces (20 to 100 ppm) of this product per 1,000 gallons of water in the system per day.

Badly fouled systems must be cleaned before treatment is begun.

SERVICE WATER AND AUXILIARY SYSTEMS

This product should be used at the same application rates, and in the same manner as described above. It should be added to the system at a point that will allow for uniform mixing throughout the system.

HEART TRANSFER SYSTEMS

(Evaporative Condensers, Dairy Sweetwater Systems, Hydrostatic Sterilizers and Retorts, and Pasteurizers and Warmers)

This product should be used at the same application rates, and in the same manner as described above. It should be added to the system at a point of uniform mixing such as a basin area, sump area or other reservoir or collecting area from which the treated water will be circulated uniformly throughout the system.

INDUSTRIAL WASTEWATER SYSTEMS

(Wastewater Systems, Wastewater Sludge and Wastewater Holding Tanks)

This product should be added to a wastewater system or sludge at a convenient point of uniform mixing such as digester. Add 0.5 to 2.5 gallons (500 to 2,500 ppm of this product) per 1,000 gallons of wastewater or sludge.

PAPER MILLS AND PAPER MILL PROCESS WATER SYSTEMS

This product should be added to a paper making system at a point of uniform mixing such as the thin or thick stock chest, save-all tank, process tank or white water tank.

Initial Dose: When the system is noticeably contaminated, add 0.5 to 3.0 lbs. of this product per ton or 0.15 to 1.5 kg of this product per metric ton of pulp or paper (dry basis) as a continuous or slug dose. Repeat until control is achieved. Heavily fouled systems should be boiled out prior to initial treatment.

Subsequent Dose: When microbial control is evident, add 0.3 to 2.0 lbs. of this product per ton or 0.15 to 1.0 kg of this product per metric ton of pulp or paper (dry basis) as necessary to maintain control.

WATER BASED COATING, PIGMENTS AND FILLER SLURRIES FOR PAPER AND PAPERBOARD

Note: For use in non-food contact coating only.

Use from 0.1 to 0.6 lbs. of this product per 1,000 lbs. of dry powder to produce a concentration of 100 to 600 ppm as product (based on slurry solids) in the mixed slurry.

WATER FLOODS

This product should be added to a water flood system at a point of uniform mixing.

Initial Treatment: When the system is noticeably contaminated, add 100 to 5,000 ppm of this product to the system (0.1 to 5.0 gallons of this product per 1,000 gallons flood water). Repeat until control is achieved.

Subsequent Dose: When microbial control is evident, add 20 to 5,000 ppm of this product (0.02 to 5.0 gallons of this product per 1,000 gallons floodwater) to the system weekly, or as needed to maintain control.

FRAC FLUIDS

This product reduces bacterial contamination and degradation of fracturing fluids and gels used in oil and gas well stimulations. Add this product to the frac water storage tanks or directly into the well head injection pipeline as the water is being pumped down-hole.

Dose Range: This product should be added at a rate 118 to 5,882 ppm (1.18 to 58.82 gallons per 10,000 gallons), depending on the degree of bacterial fouling in the source water.

DRILLING, COMPLETION, AND WORKOVER FLUIDS

This product should be added to a drilling fluid system at a point of uniform mixing such as the circulating mud tank.

Initial Treatment: Add 50 to 1,000 ppm of this product (0.21 to 4.2 gallons of this product per 100 barrels of fluid) to a freshly prepared fluid depending on the severity of contamination.

Maintenance Dose: Maintain a concentration of 50 to 1,000 ppm of this product by adding 0.21 to 4.2 gallons of this product per 100 barrels of additional fluid, or as needed, depending on the severity of contamination.

PACKER FLUIDS

This product should be added to a packer fluid at a point of uniform mixing such as circulating holding tank. Add 50 to 600 ppm of this product (0.21 to 2.52 gallons of this product per 100 barrels of fluid) to a freshly prepared fluid depending on the severity of contamination. Seal treated packer fluid in the wall between the casing and production tube.

OIL AND GAS PRODUCTION AND TRANSMISSION PIPELINES AND SYSTEMS

This product should be added to an oil/gas production or transmission line via direct injection. The application should be conducted to ensure maximum distribution of this product throughout the entire internal pipeline surface by adding a sufficient amount of biocide to detect/measure a residual concentration at the back end of the pipeline system. Criteria for success of the treatment will be a reduction in bacterial counts and/or reduced corrosion rates. To facilitate application, it may be desirable to dilute this product with an appropriate solvent immediately before use. The concentration in the solvent should not fall below an active concentration range of 500 to 5,000 ppm based on the volume of water in the pipeline. Injections to the system should be weekly, or as needed to maintain control.

GAS STORAGE WELLS AND SYSTEMS

Individual injection well should be treated with a sufficient quantity of this product to produce a concentration of 500 to 5,000 ppm of this product when diluted by the water present in the formation. Injection should take place before gas is injected (during the summer). Injections should be repeated yearly, or as needed to maintain control.

Individual drips should be treated with a sufficient quantity of this product to produce a concentration of 200 to 2000ppm of this product when diluted by the water present in the drip. Injections should be repeated yearly or as needed to maintain control.

HYDROTESTING

Water used to hydrotest pipelines or vessels should contain 100 to 4,000 ppm of this product (0.1 to 4.0 gallons of this product per 1,000 gallons water), depending on the water quality and length of time the equipment remains idle.

PIPELINE PIGGING AND SCRAPING OPERATIONS

Add the product to a slug of water immediately following the scraper. Ideally, this water volume can be kept to a minimum and contained between the scraper and a trailing pig. Sufficient product should be added to produce a concentration of 0.1 to 1.0% (0.1 to 1.0 gallon of this product per 100 gallons of water), depending on the length of the pipeline and the severity of biofouling.



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(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
INSTITUTIONAL/COMMERCIAL/INDUSTRIAL PUBLIC HEALTH USES)

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 DISPOSAL: Non-refillable container. Do not reuse this container to hold materials other than pesticides or diluted pesticides (rinsate). Offer for recycling for available or puncture and dispose in a sanitary landfill, or by other procedures approved by state and local authorities 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: Fill container ¼ full with water and recap. Shake 10 seconds. Follow Pesticide Disposal instructions for rinsate disposal. Drain for 10 seconds after the flow begins to drip. Repeat 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: Fill the container ¼ full with water. 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 its other end and tip it back and forth several times. Follow Pesticide Disposal instructions for rinsate disposal. Repeat procedure two more times.

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

(FOR USE ON REFILLABLE CONTAINERS – DRUMS, TOTES, OR TANK TRUCKS)

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.

CONTAINER HANDLING: Triple rinse (or equivalent). Refill this container with pesticide only. Do not reuse this container for any other purpose.

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.

RESIDUE REMOVAL INSTRUCTIONS: 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. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.