

10707-9

7/20/2011

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

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

Mr. David Lewis
Baker Petrolite Corporation
12645 West Airport Blvd.
Sugar Land, TX 77478

JUL 20 2011

Subject: Label Amendment
Product Name: Magnacide H Herbicide
EPA Reg. No.: 10707-9
Applications dated: April 15, 2011 and May 10, 2011

Dear Mr. Lewis:

The proposed label amendment of the product referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), is acceptable.

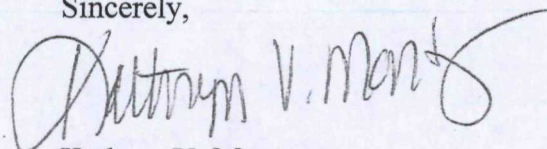
Please note that marketing claims made on the pesticide label must be substantiated by data maintained in your files. If data supporting marketing claims made on the product label is not available, then those claims must be removed.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

Products shipped after 18 months from the date on this notice or the next printing of the label whichever occurs first, must bear the new revised label. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA. Your release for shipment of this product constitutes acceptance of these conditions. This label supersedes all previously accepted labels. You must submit one copy of the final printed label

before the product is released for shipment. One copy of the label stamped "Accepted" is enclosed for your records. If you have any questions, please contact Tracy White by phone at (703) 308-0042 or via email at white.tracy@epa.gov.

Sincerely,



Kathryn V. Montague
Product Manager 23
Herbicide Branch
Registration Division (7505P)

Enclosure-Stamped Label

JUL 20 2011
Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 10707-9

Baker Petrolite Corporation
A Baker Hughes Company
12645 W. Airport Boulevard
Sugar Land, TX 77478-5050

Emergency Telephone Numbers:
CHEMTREC: 1-800-424-9300
Baker Petrolite Corporation: 1-800-231-3606
Telephone Number for Information
(001) 281-276-5400

CHEMTREC Int: 01-703-527-3887

Baker Petrolite

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

DANGER
EXTREMELY FLAMMABLE AND IRRITATING VAPOR AND LIQUID. POISONOUS BY INHALATION. SKIN CONTACT OR SWALLOWING. DO NOT BREATHE VAPOR. CORROSIVE. CAUSES EYE AND SKIN DAMAGE. DO NOT GET IN EYES, ON SKIN OR ON CLOTHING. KEEP AWAY FROM FIRE, SPARKS AND HEATED SURFACES.

PESTICIDE PROTECTION EQUIPMENT (PPE) REQUIREMENTS
All certified applicators participating in the application during setting up and breaking down of application equipment and during visual inspection must wear:

- Long-sleeved shirt and long pants,
- Shoes and socks,
- Chemical resistant gloves made of butyl rubber, and
- A NIOSH-approved full face respirator with either:
 - o Original number prefix (TC-230) approved with a prefilter approved for pesticides (MSH/NIOSH approval number prefix TC-14G).
 - o A canister approved for pesticides (MSH/NIOSH approval number prefix TC-14G).

Respirator fit testing, training and medical qualification:
Employers must ensure that all MAGNACIDE™ H Herbicide handlers are:

- Fit-tested and fit-checked using a program that conforms to OSHA's requirements (see 29CFR part 1910.134)
- Trained using a program that conforms to OSHA's requirements (see 29CFR part 1910.134)
- Employed by a qualified medical professional who is a physician or other licensed health care professional who will evaluate the ability of a worker to wear a respirator. The initial evaluation consists of a questionnaire that asks about medical conditions (such as heart condition) that would be problematic for respirator use. If concerns are identified, then additional evaluations, such as a physical exam, might be necessary. The initial evaluation must be done before respirator use begins. Handlers must be reexamined by a qualified medical practitioner if their health status or respirator style or use-conditions change.

USER SAFETY REQUIREMENTS

If MAGNACIDE™ H Herbicide is spilled or leaked on clothing, gloves, or shoes, immediately remove them and wash thoroughly with soap and water. Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

Discard clothing, gloves, shoes, and other absorbent materials that have come into contact with MAGNACIDE™ H Herbicide. Do not reuse them.

Handlers must use a closed system that is designed by the manufacturer to prevent dermal and inhalation exposures by removing the product from the container and applying the product below the water's surface. At any disconnect point, the system must be equipped with a dry disconnect or dry couple shut-off device that will limit drippage to no more than 2 ml per disconnect. The closed system must function properly and be used and maintained in accordance with the manufacturer's written operating instructions. Handlers must wear the personal protective equipment required on this labeling.

ENGINEERING CONTROLS

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
Users should remove PPE immediately after handling this product. Wash the outside of the gloves before removing. As far as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to fish and wildlife. 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 navigable waters or other waters of the United States unless you first contact your State Water Board or Regional Office of the EPA. Do not contaminate water when disposing of equipment washwaters.

PHYSICAL AND CHEMICAL HAZARDS

DANGER: Extremely flammable. Contents under pressure. Keep away from fire, sparks, and heated surfaces. Do not puncture or incinerate container. Acrolein, the active ingredient in MAGNACIDE™ H Herbicide, is highly reactive chemically and readily forms polymers. If alkalies (such as ammonia and caustic) or strong acids are brought in contact with MAGNACIDE™ H Herbicide in a closed system, the Herbicide can polymerize with sufficient violence to rupture the container. Do not use for acid and alkalies. Contamination of MAGNACIDE™ H Herbicide with any foreign matter must be avoided.

A supply of sodium carbonate (soda ash) and water should be readily available for deactivating spilled MAGNACIDE™ H Herbicide. All spills should be confined and deactivated before disposal. See the MAGNACIDE™ H Herbicide Application and Safety Manual for additional information.

NET WEIGHTS: Cylinder-370 lbs. Skid Tank-2450 lbs.

Read Product Material Safety Data Sheet prior to use. PRODUCT WARRANTY, DISCLAIMER AND LIMITATION OF LIABILITY ARE FOUND THEREON. Use of Product signifies agreement with these provisions.

RESTRICTED USE PESTICIDE
DUE TO A HIGH ACUTE TOXICITY

For retail sale to and use by Certified Applicators and only for those uses covered by the Certified Applicator's certification.

THIS PRODUCT MUST BE ACCOMPANIED BY AN EPA-APPROVED PRODUCT LABEL AND THE EPA-APPROVED 'MAGNACIDE™ H Herbicide Application and Safety Manual'. THE MAGNACIDE™ H Herbicide Application and Safety Manual IS LABELING. READ AND UNDERSTAND THE ENTIRE LABELING AND MANUAL PRIOR TO USE. ALL PARTS OF THE LABELING AND MANUAL ARE EQUALLY IMPORTANT FOR SAFE AND EFFECTIVE USE OF THIS PRODUCT.

MAGNACIDE™ H HERBICIDE
(Acrolein, Stabilized)
CONTENTS UNDER PRESSURE

ACTIVE INGREDIENT:
Acrolein 95.0%
OTHER INGREDIENTS: 5.0%
TOTAL 100.0%
This product contains the toxic inert ingredient hydroquinone.
(MAGNACIDE™ H Herbicide contains 6.7 pounds of active ingredients per gallon)

KEEP OUT OF REACH OF CHILDREN
DANGER/PELIGRO

FIRST AID	
Call poison control center or doctor immediately for treatment advice. Have the product container or label with you when calling a poison control center doctor, or going for treatment.	
IF INHALED	• Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15-20 minutes.
IF ON SKIN OR CLOTHING	• Hold eyes 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 eyes.
IF IN EYES	• 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 the poison control center or doctor. • Do not give anything by mouth to an unconscious person.
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 the poison control center or doctor. • Do not give anything by mouth to an unconscious person.

EPA Registration Number: 10707-9
EPA Establishment Number: 060635C-A-001

MANUFACTURED BY:

BAKER PETROLITE CORPORATION
12645 WEST AIRPORT BLVD.
SUGAR LAND TX 77478
EMERGENCY CONTACT (24 HOURS PER DAY) 800-231-3606



DANGER

POISON

NOTE TO PHYSICIAN

Probable mucosal damage may contraindicate the use of gastric lavage. Measures against circulatory shock, respiratory depression and convulsion may be needed.

WARNING SIGNS AND SYMPTOMS: Liquid MAGNACIDE™ H Herbicide is absorbed by the skin and is particularly irritating to any area of the body. The vapors act principally on the mucous membrane of the eyes and respiratory tract. Because of the extreme lachrymatory warning effect, the concentration tolerable by man is far below the minimum lethal concentration.

TREATMENT: Treat exposed areas as a chemical burn. Thoroughly flush eyes with water and treat symptomatically. Persons exposed to MAGNACIDE™ H Herbicide vapors may have a delayed reaction and experience irritation of the respiratory tract. In some cases this may progress to pulmonary edema. Therefore, it is advisable to keep persons exposed to MAGNACIDE™ H Herbicide under observation for 24 hours following exposure.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.
Refer to MAGNACIDE™ H Herbicide manual for directions for use.

MAGNACIDE™ H Herbicide is a water soluble material for the control of submerged and floating weeds and algae in irrigation canals. This material must be applied in accordance with directions in the MAGNACIDE™ H Herbicide Application and Safety Manual by a person who has been trained and certified in the use of this product. Water treated with MAGNACIDE™ H Herbicide must be used for irrigation of fields, either crop bearing, fallow or pasture, where the treated water remains on the field OR held for 6 days before being released into fish bearing waters or where it will drain into them.

One certified applicator must be present at the application site during the application. The applicator is to contact a member of their organization no less than every two hours during the course of an application.

No handlers are allowed to participate in the application unless they are state certified (license) applicators and have completed the registrant's training program within the last 12 months.

Maximum number of applications: 8 applications per year.

Minimum retreatment interval: 2 weeks

MAGNACIDE™ H Herbicide use will be restricted to eight (8) applications per application point per calendar year. An individual application point, as defined, may consist of multiple treatments/releases within a contiguous irrigation canal, to ensure aquatic weed control throughout the entire irrigation canal or portion thereof.

POSTING OF APPLICATION EQUIPMENT AREA

The Certified Applicator in charge of the application must post signs around the perimeter of the application equipment area (truck, hoses and skids). Signs must be no more than 15 feet apart and contain the following information:

- DANGER/PELIGRO
- Skull and crossbones symbol
- DO NOT ENTER/NO ENTRE: Pesticide Application/Application de Pesticides
- The name of the product being applied
- The start date and time of application
- The end date and time of application
- The name, address and telephone number of the Certified Applicator in charge of the application

Signs must remain legible during the entire posting period and must be removed once the application is completed and no later than 3 days after treatment.

Applications with MAGNACIDE™ H Herbicide may only be made in canals with posted no swimming signs.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE

All containers of MAGNACIDE™ H Herbicide should be stored in a secured, well-ventilated area, away from all other chemicals. No alkalies or oxidizing materials should be near. Any electrical equipment should be Class 1 - Division 2 and properly grounded.

PESTICIDE DISPOSAL

Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or misale is a violation of Federal law. If these wastes cannot be disposed of by use of 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

Refillable container. Refill this container with MAGNACIDE™ H Herbicide only. Do not reuse this container for any other purpose. Return empty containers to Tank Manufacturing Company. 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. For cleaning and residue removal of cylinders, follow the Standard Operating Procedure: TMC-140. For cleaning and residue removal of skids, follow the Standard Operating Procedure: TMC-141.

NOTICE OF WARRANTY

To the extent consistent with applicable law, BAKER PETROLITE CORPORATION MAKES NO WARRANTY OF MERCHANTABILITY FITNESS FOR ANY PURPOSE, OR OTHERWISE EXPRESSED OR IMPLIED CONCERNING THIS PRODUCT OR ITS USES WHICH EXTEND BEYOND THE USE OF THE PRODUCT UNDER NORMAL CONDITIONS IN ACCORD WITH THE STATEMENTS MADE ON THIS LABEL

Lea la hoja de datos de seguridad de materiales del producto antes de usarlo. LA GARANTIA DEL PRODUCTO, EL DESCARGO Y LA LIMITACION DE RESPONSABILIDAD SE ENCUENTRAN EN DICHO DOCUMENTOS. El uso del producto significa acuerdo con estas disposiciones.