



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUL 25 2008

Janelle Kay
Pyxis Regulatory Consulting, Inc.,
Agent for BP Chemicals, Inc.
4110 136th Street, NW
Gig Harbor, WA 98332

Subject: Label Notifications for Pesticide Registration Notice 2007-4

Dear Ms. Kay,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated June 2, 2008 for the product Propionic Acid Blend MUP (EPA Registration Number 11667-6). The Registration Division (RD) has conducted its review of this request for its applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN 2007-4. The label submitted with the application has been stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0080. Approval expires 2-28-95

 United States Environmental Protection Agency Washington, DC 20480	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number 11667-6	2. EPA Product Manager T. Kish	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) BP Chemicals, Inc. / Propionic Acid Blend MUP	PM# 22	
5. Name and Address of Applicant (Include ZIP Code) BP Chemicals, Inc. c/o Pyxis Regulatory Consulting, Inc. 4110 136th St. NW Gig Harbor, WA 98332 <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: <div style="text-align: center; font-weight: bold; font-size: 1.2em;">NOTIFICATION</div> EPA Reg. No. _____ <div style="text-align: center; font-size: 1.2em;">JUL 25 2008</div> 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.

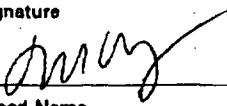
Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, 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	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) _____		
<i>* Certification must be submitted</i>		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 type="checkbox"/> Container		4. Size(s) Retail Container bulk (i.e. tank car, tank truck, etc.)		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 checked="" type="checkbox"/> Other with shipping materials		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)			
Name Janelle Kay	Title Agent	Telephone No. (Include Area Code) (253) 853-7369	
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 or both under applicable law.			8. Date Application Received (Stamped)
2. Signature 	3. Title Agent		
4. Typed Name Janelle Kay	5. Date 7/17/08		

PYXIS REGULATORY CONSULTING, INC.

4110 136th St. NW
Gig Harbor, WA 98332

Phone: 253-853-7369
Fax: 253-853-5516
www.PyxisRC.com

June 2, 2008

COURIER DELIVERY

Tony Kish (PM 22)
Document Processing Desk (**NOTIF**)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

RE: BP Chemicals, Inc. – Propionic Acid Blend MUP (EPA Reg. No. 11667-6)
Revision to Container Disposal Instructions per PRN 2007-4

Dear Mr. Kish,

On behalf of BP Chemicals, Inc. please find the enclosed label notification revising the container disposal instructions per PRN 2007-4 for their Propionic Acid Blend MUP.

In support of this notification submission, we submit the following documents:

1. Completed Application for Registration (EPA Form 8570-1)
2. One (1) copy of the Propionic Acid Blend MUP labeling with changes tracked
3. One (1) copy of the Propionic Acid Blend MUP labeling with changes incorporated
4. Letter of Authorization

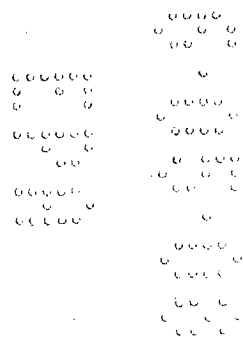
Please feel free to contact me if you have any questions or need any additional information.

Best Regards,


Janelle Kay

Enclosures

cc: G. Elbert; BP Chemicals, Inc.





Neil Ostrosky
BP Chemicals
1 2nd Avenue South
Texas City, TX 77590
Tel: 409-942-3693
Fax: 409-945-6544

October 28, 2003

To Whom It May Concern:

RE: Letter of Authorization

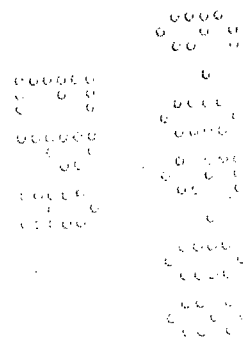
Please let this letter serve to notify you that Pyxis Regulatory Consulting, Inc. is authorized to represent BP Chemicals, Inc. (EPA Company Number 11667) before the US Environmental Protection Agency, California Department of Pesticide Regulation, and other state agencies in all matters regarding our registrations and applications for registrations pursuant to the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), 7 USC Section 136 et seq.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Neil R. Ostrosky
Product Manager, Acetyls
BP

cc: Janelle Kay, Pyxis Regulatory Consulting, Inc.



PROPIONIC ACID BLEND MUP

FOR MANUFACTURING PURPOSES ONLY

ACTIVE INGREDIENT:	
Propionic acid.....	73.5%
OTHER INGREDIENTS:	26.5%
TOTAL	100.0%

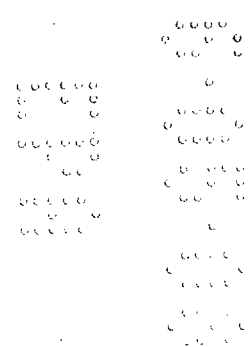
KEEP OUT OF REACH OF CHILDREN
DANGER

FIRST AID	
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 on skin or clothing:	<ul style="list-style-type: none"> • 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:	<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 by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
If swallowed:	<ul style="list-style-type: none"> • 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.
HOT LINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information.	
NOTE TO PHYSICIAN	
Probable mucosal damage may contraindicate the use of gastric lavage.	

Manufactured For:
BP Chemicals, Inc.
150 West Warrenville Rd.
Naperville, IL 60563-8460

EPA Reg. No. 11667-6
EPA Est. No.

Net Contents: _____



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

CORROSIVE. Causes irreversible eye damage and skin burns. May be fatal if inhaled. Harmful if swallowed. Do not breathe vapor. Do not get in eyes, on skin, or on clothing. Wear protective clothing (chemical-resistant aprons and chemical-resistant foot-wear), chemical-resistant gloves, safety goggles and/or face shield and a NIOSH approved respirator with an organic vapor (OV) cartridge or canister with any N, R, P or HE prefilter. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is 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 to 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

Combustible. Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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

Only for formulation into a fungicide for use on stored grains, hay and grain storage areas.

This product may be used to formulate products for specific use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding the support of such use(s).

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Do not store or use this product near open flame. Keep container closed. Store in a cool, dry location away from incompatibles.

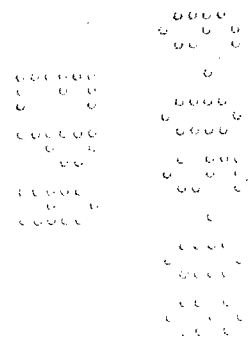
PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the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

CONTAINER DISPOSAL: Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose. Pressure rinsing 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 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 for two more times.

Deleted: Triple rinse (or equivalent) and wash with appropriate cleaners before reusing.

LIMITED WARRANTY AND DISCLAIMER

Technical information contained herein is furnished without charge or obligation, and is given and accepted at recipient's sole risk. As the use of this product being beyond control of the manufacturer, no guarantee, express or implied, is made as to the effects of such use or the results to be obtained. Buyer assumes all risk and liability arising out of the transportation, unloading, storage, handling or use, either



singly or in combination with other substances, of any goods after title with respect to such goods passes to Buyer. The product is warranted to meet its shipping specifications at the time the product is loaded onto conveyances for transport. ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING WITHOUT LIMITATION THE WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, ARE EXCLUDED. To the extent consistent with applicable law, buyer's exclusive remedy and manufacturer's or seller's exclusive liability for any and all claims, losses, damages or injuries resulting from the use or handling of this product, whether such liability is based in contract, warranty, negligence, strict liability in tort, or otherwise is limited, at the manufacturer's option to replacement of, or the repayment of the purchase price for, the quantity of product with respect to which damages are claimed.

