

34688-80

4/7/2010

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



Office of Pesticide Programs

APR - 7 2010

Toxicology & Regulatory Affairs
PO Box 363
7140 Heritage Village Plaza
Gainesville, VA 20156

Attention: Mr. Robert M. Sielaty

Subject: **AQUATREAT @ DNM-9**
EPA Registration No: 34688-80
Notification Dated March 16, 2010

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

Proposed Notification

- To revise Storage and Disposal statement per PR Notice 2007-4

General Comments

Base 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 added to your file.

If you have any questions concerning this letter, please contact Marshall Swindell at (703) 308-63417.

Sincerely

Marshall Swindell
Product Manger (33)
Regulatory Management Branch I
Antimicrobial's Division (7501P)

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide – Section 1

1. Company/Product Number 34688-80	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Aquatreat® DNM-9	PM# 33	
5. Name And Address Of Applicant (Include ZIP Code) Akzo Nobel Surface Chemistry LLC 909 Mueller Drive Chattanooga, TN 37406 <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.)

Notification of label change per PR Notice 2007-4 for "Aquatreat M-9". This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulation other changes have been made to the labeling or the C violation of 18 U.S.C. Sec 1001 to willfully make an consistent with the requirements of 40 CFR § FIFRA and I may be subject to enforcement.

152.10, 156.140, 156.144, 156.146, and 156.156. No nt of Formula of this product. I understand that it is a I further understand that if the amended label is not '46, and 156.156, this product may be in violation of s 12 and 14 of FIFRA.

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	2. Type of Container <input checked="" type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted If "Yes" No. per Unit Packaging wgt. Container		

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3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(S) Retail 525 lb drum (pl)	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"/> Lithographed <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 Robert M. Sielaty	Title: toXcel, LLC Authorized Representative for Akzo Nobel Surface Chemistry LLC	Telephone No. (Include Area Code) 703-754-0248
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.		6. Date Application Received
2. Signature 	3. Title Authorized Representative for Akzo Nobel Surface Chemistry LLC	
4. Typed Name Robert M. Sielaty	5. Date March 16, 2010	

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toXcel

Toxicology & Regulatory Affairs

P.O. Box 363
7140 Heritage Village Plaza
Gainesville, VA 20156
USA

Phone: (703) 754-0248

Fax: (703) 310-6950

HAND-DELIVER

March 16, 2010

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

RE: Notification of Revised Storage and Disposal Statements in Compliance with PR Notice 2007-4 for **AQUATREAT® DNM-30** (EPA Reg. No. 34688-76) and **AQUATREAT® DNM-9** (EPA Reg. No. 34688-80)

Dear Sir/Madam:

On behalf of Akzo Nobel Surface Chemistry LLC of Chattanooga, Tennessee, we are notifying the Agency of label revisions to the storage and disposal section of the product label required by Pesticide Registration (PR) Notice 2007-4.

The following documents are enclosed:

- 1) EPA Form 8570-1
- 2) One copy each of the revised labels with modifications marked
- 3) One clean copy each of the revised labels
- 4) One copy of each of the September 10, 2009 stamped-accepted labels

Please note that the application form notes that the changes conform exactly to the language provided in PR Notice 2007-4. We request to be informed of the acceptance of this notification by an email to robert.sielaty@toxcel.com in accordance with the provisions of PR 98-10. Please contact me immediately if you have any questions regarding this notification.

Sincerely,



Robert M. Sielaty
Authorized Representative for Akzo Nobel Surface Chemistry LLC

cc: Susan Feeser (Akzo Nobel Surface Chemistry LLC)

PRECAUTIONARY STATEMENTS
Hazards to Humans and Domestic Animals

CAUTION

Harmful if swallowed. Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking and chewing gum, or using tobacco.

PERSONAL PROTECTIVE EQUIPMENT

All industrial workers applying this product must wear coveralls over a long-sleeved shirt and long pants, shoes, socks, and chemical-resistant gloves. During dilution, a chemical-resistant apron and goggles or face shield must also be worn.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. Do not apply (or use) in estuarine oil fields where drilling fluids (muds) are discharged in the surface water. Do not contaminate water by cleaning of equipment or disposal of wastes. 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.

USER SAFETY REQUIREMENTS

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

USER SAFETY RECOMMENDATIONS

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 gloves before removing. As soon as possible, wash thoroughly and change into clean clothing. User should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

AQUATREAT® DNM-9

ACTIVE INGREDIENTS

Sodium Dimethyldithiocarbamate.....	4.5%
Nabam (Disodium Ethylene Bis-dithiocarbamate).....	4.5%
INERT INGREDIENTS.....	91.0%
TOTAL.....	100.0%

KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID

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 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 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.

IF INHALED

- Move person to fresh air.
- If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferable by mouth-to-mouth, if possible.
- Call a poison control center or doctor for further treatment advice.

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 call 1-914-693-6946 day or night for emergency medical treatment information. For Chemical Emergency Spill, Leak, Fire, Explosive, or Accident Call CHEMTREC—Day or Night 1-800-424-9300

**See Side Panel For
Additional Precautionary Statements.**

Manufactured by:

AKZO NOBEL SURFACE CHEMISTRY LLC
909 Mueller Drive Chattanooga, TN 37406
Phone 423-629-1405 Fax 423-698-8723

E.P.A. Establishment No. 31910-TN-1 E.P.A. Registration No. 34688-80
Net Contents: Liquid NET WEIGHT: LBS

ENGINEERING CONTROLS

This product must be loaded and transferred only using a metering-pump system or a closed loading/application system for the following uses: industrial recirculating water cooling tower and evaporative condensers, air washers, drilling fluids, secondary and tertiary petroleum recovery, paper mills, beet mills and cane sugar mills. Open pouring is prohibited.

AQUATREAT DNM-9 is a highly effective bactericide and fungicide for use in controlling the growth of bacteria and fungi found in industrial recirculating water cooling tower, air washers, evaporative condensers, pulp and paper mills, drilling fluids, secondary and tertiary petroleum recovery, and cane and beet sugar mills. **AQUATREAT DNM-9** in addition to being a bactericide and fungicide is a highly effective algacide for use in controlling the growth of algae, as well as bacteria and fungi found in industrial recirculating water cooling towers, evaporative condensers, and air washers.

DIRECTIONS FOR USE

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

This product must not be used on any food or field crop or to formulate any product for use on any food or field crop.

INDUSTRIAL RECIRCULATING WATER COOLING TOWER AND EVAPORATIVE CONDENSERS

Dosage for industrial recirculating water cooling towers or evaporative condensers will depend on the condition of the system prior to treatment initiation. Systems which are heavily contaminated should be cleaned first. Apply **AQUATREAT DNM-9** to the cleaned system or when growth is first noticed, according to the following schedule:

INITIAL DOSE: Apply 43.53 ounces of product per each 1000 gallons of water in the system (400 ppm). This dose may be repeated once, twice or three times weekly or as required to control the growth of slime-forming organisms.

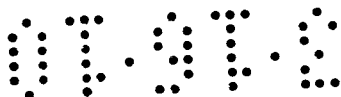
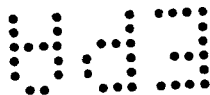
SUBSEQUENT DOSE: When microbial control is evident add 7.27 to 14.33 fluid ounces of **AQUATREAT DNM-9** per 1000 gallons of water (66.7-133.3 ppm) in the system every three days or as needed.

AIR WASHERS

In treating air washer systems preclean by introducing a suitable detergent solution into the system and allow air washers to run with fan off for two hours. Flush. Check all nozzles and manually clean those that are plugged. Add product as specified under dosages for Cooling towers
Feeding: **AQUATREAT DNM-9** may be fed directly from the drum or diluted with water and fed by any suitable feed system.
AQUATREAT DNM-9 should be dosed directly into the sump or basin or any other location where good distribution can be assured.

DRILLING FLUIDS

AQUATREAT DNM-9 is a highly effective microbiocide for use in controlling growth of fungi and bacteria found in water based drilling muds. It is especially useful in muds containing starches, Xanthanate gums, and wood sugars. The uncontrolled growth of these fungi and bacteria can cause increased corrosion, undesirable odors, and degradation of drilling mud, especially fluid loss properties. **AQUATREAT DNM-9** is used at the rate of 3.7 to 18.6 gallons per 100 bbl. of mud. (0.067% to 0.33%). It can be used directly from the shipping container or pre-diluted with water. It can be put in the through the mud hopper or added to the pump suction.



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SECONDARY AND TERTIARY PETROLEUM RECOVERY
 AQUATREAT DNM-9 is a highly effective microbicide for use in controlling growth of fungi and bacteria found in secondary and tertiary petroleum recovery waterflood systems.

AQUATREAT DNM-9 can be injected directly from the shipping container. It should be thoroughly mixed into the produced water, fresh or salt water or commingled water or the secondary or tertiary oil recover waterflood systems for effective microorganism control. It may also be diluted with water for injection. AQUATREAT DNM-9 is used at the rate of 3.3 pint per 100 bbl. of water for growth inhibition of *Bacillus Cereus* and *Desulfotribio desulfuricans* and 3.7 to 6.2 gallons per 100 bbl. of water for heterotrophic bacteria including *Pseudomonas*. It is also effective against many fungi such as *Aspergillus*, *Penicillium*, and *Trichoderma* at the 3.3 pint per 100 bbl. of water.

PAPER MILLS

Dosage will vary from 0.33 to 6.67 pounds (0.13 to 2.70 quarts) of AQUATREAT DNM-9 per ton of finished paper, depending on the type of stock, complexity of the system, quality or raw water, and type and degree of contamination. FEEDING: AQUATREAT DNM-9 may be drip fed continuously from the drum or fed by suitable chemical pumps such as adjustable proportioning types; variable speed, positive displacement types; or by the reciprocating type. This product should be fed as early as possible in the system at such points including the hydropulper, machine chest or broke system. AQUATREAT DNM-9 can be used to control slime on machines which can make paper and paperboard for use in food packaging.

BEEF SUGAR MILLS

AQUATREAT DNM-9 should be fed directly into the raw juice during sugar extraction of beets to keep equipment free of bacterial slime deposits. It is to be used at the rate of 33.3-66.7 ppm of raw beets sliced, and fed continuously into the pulp press water tank with a metering pump. The maximum rate to be fed is 66.7 ppm. Refer to composite Table 1 for the proper dosage in milliliters and ounces of AQUATREAT DNM-9 to be used per minute.

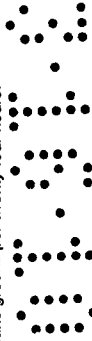
CANE SUGAR MILLS

AQUATREAT DNM-9 is a liquid which should be fed directly into the cane juice so that the treated juice circulates to all parts of the mill tandem. The point or points of addition will depend on mill design. Frequently the dosage will be split between the crusher juice and the juice from the last mill. The best addition point is to the juice which is circulated back to the crusher from the first mill. Do not add this product to the maceration water.

AQUATREAT DNM-9 should be fed continuously at the rate of 33.3-66.7 parts of product per million parts of cane ground per day. 33.3 ppm of product is the standard dosage. This may be raised up to a maximum of 66.7 ppm if necessary. Conditions warranting, some increase would be warranted when grinding cane damaged through freezing, poor weather or delays between cutting and grinding. See feeding directions which follow.

Proper feed of AQUATREAT DNM-9 is best obtained through the use of a chemical feed pump such as the adjustable proportioning type, the variable speed, positive displacement type, or the reciprocating type. The required dosage will depend on the average moisture of cane ground. Refer to composite Table 1 for the proper dosage in milliliters and ounces of AQUATREAT DNM-9 to be used per minute.

Do not exceed feed rate of 15 gallons (130.7 pounds) of product per 1000 short tons of cane ground per twenty-four hours.



The use of AQUATREAT DNM-9 does not replace good housekeeping. This should include regular cleaning at least once per shift. Regular hosing of mills, bagacillo conveyors, and screens with hot water and steam is essential for maintaining efficient control of microbiological slime and sucrose losses.

COMPOSITE TABLE 1

SHORT TONS OF CANE GROUND OR RAW BEETS SLICED PER DAY	RATE OF FEED		RATE OF FEED		RATE OF FEED	
	DNM-9	33.3PPM	DNM-9	66.7PPM	DNM-9	66.7PPM
	ml/min		ml/min		oz/min	
1,000	18.3	0.820	36.7	73.3	1.240	2.480
2,000	36.7	1.240	73.3	109.9	2.480	4.956
3,000	55.0	1.860	109.9	146.7	3.715	7.436
4,000	73.3	2.480	146.7	183.3	4.956	9.912
5,000	91.7	3.100	183.3	220.0	6.196	12.392
6,000	110.0	3.716	220.0	256.6	7.436	14.872
7,000	128.3	4.336	256.6	293.3	8.675	17.348
8,000	146.7	4.956	293.3	330.0	9.912	19.824
9,000	165.0	5.576	330.0	366.6	11.152	22.300
10,000	183.3	6.196	366.6		12.392	

**For Chemical Emergency
 Spill, Leak, Fire, Explosive, or Accident
 Call CHEMTREC—Day or Night
 1-800-424-9300**

AKZO NOBEL SURFACE CHEMISTRY LLC warrants that this product complies with the specifications expressed on the label. To the extent consistent with applicable law, AKZO NOBEL SURFACE CHEMISTRY LLC makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose.

03-10

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

PESTICIDE STORAGE: Keep from freezing. Do not store below 32°F

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinate 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:

Nonrefillable container. Do not reuse or refill this container.

Plastic Containers (> 5 gallons): Triple rinse (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and close 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 rinate into application equipment or a mix tank or store rinate for later use or disposal. Repeat this procedure two more times.

Plastic Containers (≤ 5 gallons): Triple rinse (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinate into application equipment or a mix tank or store rinate for later use or disposal. Drain for 10 seconds after flow begins to drip. Repeat this procedure two more times.

If burned, stay out of smoke. Consult federal, state or local disposal authorities for approved alternative procedures.

Refillable container.

Metal Containers: Refill this container with pesticide only. Do not reuse this container for any other purpose. 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 mix tank. Fill the container about 10 percent full with water. Agitate rigorously or recirculate water with the pump for 2 minutes. Pour or pump rinate into application equipment or rinate collection system. Repeat this rinsing procedure two more times.

Then offer for recycling if available, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning.

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