

39967-68

1/15/2009

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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Antimicrobials Division (7510C)
1200 Pennsylvania Avenue NW
Washington, D.C. 20460

NOTICE OF PESTICIDE:

[x] Registration
Reregistration

(under FIFRA, as amended)

EPA Reg. Number: 39967-68

Date of Issuance: JAN 15 2009

Term of Issuance: Conditional

Name of Pesticide Product: Preventol BIT 85

Name and Address of Registrant (include ZIP Code):

Lanxess Corporation
111RIDC Park West Drive
Pittsburgh, PA 15275-1112

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA sec 3(c)(7)(A) provided that you:

- 1. Submit and/or cite all data required for registration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for re-registration of your product under FIFRA section 4.
2. Make the labeling changes listed below before you release the product for shipment:
a. Revise the "EPA Registration Number to read, "EPA Reg. No. 39967-68".

Signature of Approving Official:

Marshall Swindell
Product Manager Team-33
Regulatory Management Branch I
Antimicrobials Division (7510P)

[Handwritten signature of Marshall Swindell]

Date:

JAN 15 2009

b. Add instructions to the "Pesticide Storage" section that specify what to do if the product leaks or spills from its container.

c. Under the "Container Disposal" section, change "or incineration" to read "or by incineration."

d. Revise the "Precautionary statements" to read:

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

DANGER. CORROSIVE. Causes irreversible eye damage. May be fatal if inhaled. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Harmful if swallowed. Do not get in eyes or on clothing. Wear goggles or face shield, chemically resistant gloves, long pants and long sleeved shirt. Wear a dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-210C), or a NIOSH approved respirator with N, R, P, or HE filter. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco or using the toilet. Remove and wash clothing contaminated clothing before reuse.

e. In the First Aid Statements, include the following paragraphs directly below the "If swallowed:" section.

"Have the product container or label with you when calling a poison Control center or doctor or going for treatment."

"For emergency information on {product, use, etc.}, call the National Pesticides Information Center at 1-800-858-7378, 6:30 AM Pacific Time (PT), seven days a week. During other times, call the poison control center 1-800-222-1222."

f. Please note that the studies for 830.6317 (Storage Stability) and 830.6320 (Corrosion characteristics) guidelines must be submitted within one (1) year from the date of this Notice of Registration.

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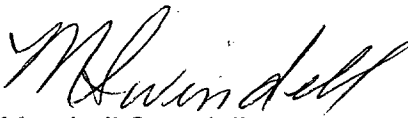
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3. Submit two (2) copies of your final printed labeling before distributing or selling the product bearing the revised labeling.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the "accepted" label is enclosed for your records.

Sincerely,



Marshall Swindell
Product Manager 33
Regulatory Management Branch I
Antimicrobials Division (7510P)

Enclosure

PREVENTOL[®] BIT 85

MANUFACTURING USE PRODUCT FOR THE FORMULATION OF ANTIMICROBIAL PRODUCTS

ACTIVE INGREDIENT: 1,2-benzisothiazolin-3-one	86.1%
INERT INGREDIENTS	13.9%
TOTAL	100.0%

KEEP OUT OF REACH OF CHILDREN DANGER

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

DANGER. CORROSIVE. Causes irreversible eye damage. May be fatal if inhaled. Harmful if swallowed. Do not get in eyes or on clothing. Do not breathe vapor or spray mist. Wear goggles or face shield, chemical resistant gloves, long pants and long sleeved shirt. Wear a mask or pesticide respirator approved by the National Institute of Occupational Safety and Health. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

ENVIRONMENTAL HAZARDS

This product 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 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. Do not contaminate water by cleaning of equipment or disposal of wastes. Do not apply in marine or estuarine oil fields.

® PREVENTOL is a registered trademark of LANXESS Corporation

ACCEPTED
with COMMENTS
EPA Letter Dated

JAN 15 2009

IN CASE OF EMERGENCY, CALL: CHEMTREC 800-424-9300 INTERNATIONAL 703-527-3887
EPA REGISTRATION NUMBER: 39967-XX
EPA ESTABLISHMENT NUMBER: 39967-68

Net Contents:
Amount for the pesticide, Lot No.:
Registered under EPA Reg. No.

LANXESS

LANXESS Corporation
111 RIDC Park West Drive - Pittsburgh, PA 15275-1112

LABEL TEXT DATE: DRAFT

FIRST AID

Call a poison control center or doctor immediately for treatment advice. Have the product container or label with you when calling a poison control center or when going for treatment.

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 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 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 SKIN IRRITATION OR DERMAL EXPOSURE: Take off contaminated clothes. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

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

Poison Control Center: Call 1-800-222-1222

DIRECTIONS FOR USE

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

FOR USE BY MANUFACTURERS, FORMULATORS AND REPACKAGERS ONLY TO PRODUCE END-USE/MANUFACTURING USE PRODUCTS. When this product is used to formulate an end-use/manufacturing use product, manufacturers, formulators and repackagers must obtain their own EPA Registration Number.

Manufacturing use only for the formulation of antimicrobial products to protect aqueous compositions such as polymer emulsions, oil-in-water emulsions, paints and coatings, inks and font solutions, water-based adhesives, aqueous pigment or mineral slurries, building and construction compositions, pesticide formulations, home cleaning products, liquid laundry additives, car care products, oil recovery materials, secondary oil recovery fluids, metalworking fluids, paper or textile coating compositions, pulp and paper mill systems, or leather processing solutions, or intended to protect fresh animal hides or skins.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Protect from frost. If frozen, allow to thaw and stir well before 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: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

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