

39967-101

8/2/2012

1/4

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



Office of Pesticide Programs

AUG 2 2012

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

Attention: Dee Wilson
Regulatory Affairs Specialist, MPP

Subject: N-521 P
EPA Registration No. 39967-101
Notification Dated July 12, 2012

This will acknowledge receipt of your notification, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

Proposed Notification

- Removal of Warranty Statement on Label

General Comments

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 "Marshall Swindell".

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
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Application for Pesticide - Section I

1. Company / Product Number 39967-101	2. EPA Product Manager M. Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company / Product (Name) N-521 P	PM# 33	
5. Name and Address of Applicant (include ZIP Code) LANXESS Corporation 111RICD Park West Drive Pittsburgh, PA 15275 <input type="checkbox"/> Check of 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.

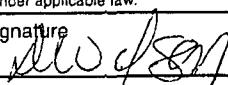
Explanation: Use additional page(s) if necessary. (For section I and Section II.)

NOTIFICATION as per PR Notice 98-10 Sec. II (J): change (removal) in Warranty Statement due to inconsistencies with 40 CFR Part 156. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes that require a notification or amendment have been made to the labeling or the CSF 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 98-10 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.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Paper <input checked="" type="checkbox"/> Other (Specify) _____
* Certification must be submitted		if "Yes" Unit Packaging wgt. 36 Lb.	No. per container 36	if "Yes" Package Wgt 1 Lb.	No. per container 36
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) retail Container 36 Lb, 50 Lb, 200 Lb fiber box or drum		5. Location of Label Directions: on container	
6. Manner in Which Label is affixed to Product <input checked="" type="checkbox"/> Lithograph <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 Dee Wilson	Title Regulatory Affairs Specialist	Telephone No. (Include Area Code) 412-809-3562
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 (Stamped)
2. Signature 	3. Title Regulatory Affairs Specialist	
4. Typed Name Dee Wilson	5. Date 9-Jul-12	

3/4

Marshall Swindell

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U.S. Environmental Protection Agency
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202-4501
Phone: 703-308-6341

**Subject: Notification N-521 P (39967-101)
removal of warranty statement on Label**

July 12, 2012

LANXESS Corporation
Dee Wilson
Regulatory Affairs Specialist MPP
LANXESS Corporation
111 RIDC Park West Drive
Pittsburgh, PA 15275 - 1112
Phone +1 412-809-3562
Fax +1 234-567-8910
dee.wilson@lanxess.com
www.us.lanxess.com

Dear Marshall Swindell,

As per PR Notice 98-10 "Notifications, Non-Notifications and Minor Formulation Amendments", Sec. II (J), LANXESS is notifying the agency of its removal of the warranty statement on the N-521 P Label due to inconsistencies with 40 CFR Part 156.

Enclosed you will find:

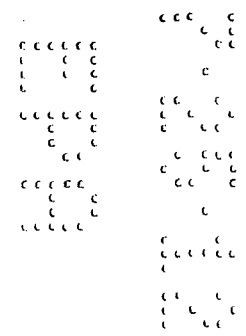
- EPA Form 8570-1 Application for Registration (Notification)
- One (1) copy of the N-521 P Label with the changes clearly marked
- Two (2) copies of the N-521 P final printed Label

Should you have any questions, please feel free to contact me directly.

Yours sincerely,



Dee Wilson
Regulatory Affairs Specialist, MPP



N-521® P

Fungicide/Bactericide
Inhibits and controls growth of
slime forming fungi and bacteria

PRESERVES AQUEOUS SYSTEMS

Active Ingredient:

Tetrahydro-3,5-dimethyl-2H1,3,5-thiadiazine-2-thione

98%

Inert Ingredients 2%

Total 100%

WARNING

KEEP OUT OF REACH OF CHILDREN

MAY BE HARMFUL IF SWALLOWED

EPA Reg. No. 39967-101

EPA Est. No. 67869-PA-01

EPA Est. No. 1448-MO-01

LOT NO.:

NET WEIGHT _____ LBS / GALS.

LANXESS

Energizing Chemistry

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

Final Approved 5/12

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS
WARNING: May be harmful if swallowed. Avoid contact with skin, eyes or clothing. In case of contact, immediately flush eyes with plenty of water. Get medical attention if irritation persists. May cause allergic skin reaction. May form hazardous vapors on contact with water. Keep dry. Do not breathe dust or vapors. Use with adequate ventilation.

FIRST AID:

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 in Eyes: 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. 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 further treatment advice.

If on Skin or Clothing: Take off contaminated clothing. Rinse skin with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

HOTLINE 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 1-800-778-5462 for emergency medical treatment information.

NOTE TO PHYSICIAN

Probable mucosal may contraindicate the use of gastric lavage.

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.

GENERAL DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. N-521® P is recommended for use in paper and paper board processing and other applications such as clay processing and processing of aqueous suspensions and dispersions. N-521® P is effective in inhibiting the growth of fungi and bacteria which cause microbiological degradation and slime formation in slurries and high viscosity suspensions (starches, adhesives, clay slurries, glues, coating, resin emulsions) during processing at use levels of 0.01 to 0.5% by weight. This material can be packaged in pre-measured water-soluble poly-vinyl plastic bags for accurate additions and safe handling. Add 1 to 50 pre-measured PVA one pound bags per 10,000 lbs of material. The most effective product usage rate within the effective range of 0.01% to 0.5% by weight must be determined by actual test on each specific formulation and situation since performance will vary depending on the ingredients in the formulation being preserved, its storage conditions, and the length of preservation time required. N-521® P is intended for use as a preservative during processing for preservation. N-521® P should be added at point in the processing where there will be sufficient time to agitation for thorough dispersion.

RECOMMENDATIONS

NOTE: N-521® P should not be used in formulations containing mercurials or other components that are not compatible with sulfur compounds.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited. Keep away from heat and flame. Do not reuse container.

STORAGE: Keep container tightly closed when not in use. Do not store near food or feedstuffs. Can be stored at temperatures as low as minus 50°F.

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 the label instructions, contact your State Pesticide or Environmental Control Agency or the Hazardous Waste Representative at the nearest E. regional Office for guidance.

PVA BAGS: Water soluble bags are dissolved completely in the processes. Unused product should be disposed of according to pesticide disposal instructions. Obtain and read the Material Safety Data Sheet Section 13.

CONTAINER HANDLING AND DISPOSAL

FIBER DRUMS (or FIBER BOXES) WITH PLASTIC LINERS: Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. If fiber drum/box is contaminated and cannot be reused, dispose of in the same manner.

44