

43813-46

12/9/2008

1 of 5

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



Office of Pesticide Programs

DEC - 9 2008

Janssen PMP  
a Division of Janssen Pharmaceutical NV  
1125 Trenton-Harbourton Road  
Titusville, N. J. 08560-0200

Attention: William R. Goodwine, Director  
Regulatory Affairs and Product Development

**Subject: Zinc PYRION Powder AF**  
EPA Registration No. 43813-46  
Notification Dated November 4, 2008

This will acknowledge receipt of your notification of label change per PR Notice 2007-4 and PR Notice 83-3, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

The Notification dated November 4, 2008 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 Martha Terry at (703) 308-6217.

Sincerely,

Marshall Swindell  
Product Manager (33)  
Regulatory Management Branch 1  
Antimicrobials Division (7510P)



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

2095



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
Amendment  
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 43813-46	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Zinc PYRION Powder AF	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Janssen PMP, a Division of Janssen Pharmaceutica NV 1125 Trenton-Harbourton Road Titusville, NJ 08560-0200 <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 and PR Notice 83-3. This notification is consistent with the guidance in PR Notice 2007-4, PR Notice 83-3, and EPA regulations at 40 CFR 152.10, 156.140, 156.144, 156.146, & 156.156. No other changes have been made to the labeling or the confidential statement of formula 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 40 CFR 152.10, 156.140, 156.144, 156.146, & 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:				2. Type of Container.	
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		<input type="checkbox"/> Metal	
				<input type="checkbox"/> Plastic	
				<input type="checkbox"/> Glass	
				<input type="checkbox"/> Paper	
				<input type="checkbox"/> Other (Specify) _____	Fiber drum/plastic liner
* Certification must be submitted		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 55 lbs (25 kg)		5. Location of Label Directions <input checked="" type="checkbox"/> ON LABEL	
6. Manner in Which Label is Affixed to Product		<input checked="" type="checkbox"/> Lithograph Paper glued 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 William R. Goodwine	Title Sr. Director, Reg. Affairs & Product Dev.	Telephone No. (Include Area Code) (609) 730-2607
<b>Certification</b> 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 <i>William R. Goodwine</i>	3. Title Sr. Director, Regulatory Affairs & Product Development	
4. Typed Name William R. Goodwine	5. Date NOV. 4, 2008	

3045

# ZINC PYRION® POWDER AF For Antifouling Formulation Use

Active Ingredient:  
 Zinc pyrithione (Zinc, 2-pyridinethiol-1-oxide) 99.6%  
Inert Ingredients: 0.4%  
 Total: 100.0%

**KEEP OUT OF REACH OF CHILDREN**

## DANGER

FIRST AID	
<b>If swallowed</b>	-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.
<b>If in eyes</b>	-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.
<b>If on skin or clothing</b>	-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.
<b>If inhaled</b>	-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.
<p align="center"><b>HOT LINE NUMBER:</b></p> <p>For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents) call the National Pesticide Telecommunications Information Center at 1-800-858-7378. For chemical emergency assistance (spill, leak, fire, or accident), call Chem Trec at 1-800-424-9300.</p> <p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment.</p>	
<p align="center"><b>NOTE TO PHYSICIAN</b></p> <p>Probable mucosal damage may contraindicate the use of gastric lavage.</p>	

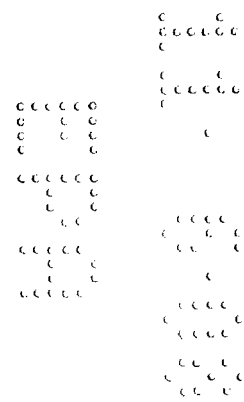
Net Wt

EPA Reg. No.: 43813-46

EPA Est. No.:

Manufactured for:

JANSSEN PMP  
 a Division of Janssen Pharmaceutica NV  
 1125 Trenton-Harbourton Road  
 Titusville, NJ 08560



**PRECAUTIONARY STATEMENTS:**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS.**

**DANGER**

Corrosive. Causes irreversible eye damage. Harmful if swallowed or absorbed through skin. Do not get in eyes, on skin, or on clothing. Do not breathe spray mists. Users must wear protective eyewear (goggles, safety glasses, or face shield), long sleeved shirt and long pants, socks, chemical resistant gloves and chemical resistant footwear. Users must wear a fit tested, NIOSH approved full-face respirator equipped with a combination organic vapor/P-100 prefilter. When mixing and loading, or cleaning equipment, wear a chemical resistant apron. Wash thoroughly after handling with soap and water, and before eating, drinking or using tobacco, after handling. Remove contaminated clothing and wash clothing before reuse.

**ENVIRONMENTAL HAZARD**

This pesticide is toxic to fish. Do not discharge effluent containing this product into lakes, ponds, streams, estuaries, oceans or public 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.

**CHEMICAL HAZARDS**

Do not store or mix with strong oxidizing agents or strong (concentrated) acids. In case of contamination do not reseal container. If possible, isolate container in open or well-ventilated area. Fumes caused by contamination may be hazardous.

**STORAGE AND DISPOSAL**

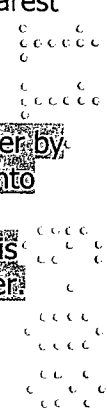
Do not contaminate water, food or feed by storage or disposal.

**PESTICIDE STORAGE:** Do not freeze. Store above 50 degrees F. Keep container tightly closed when not in use. Do not store with strong oxidizing agents.

**PESTICIDE DISPOSAL:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticides, 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**

Non-refillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then offer for recycling if available or dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. If drum is contaminated and cannot be reused, dispose of it in the manner required for its liner.



**DIRECTIONS FOR USE**

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

For use only for formulation of antifoulant paints. Do not use for formulating antifoulant end use paints intended for application by residential (non commercial) users involving: airless spray applications of more than one coat within 24 hours, applications in closed or partially closed environments such as garages and tarped enclosures, etc., and containing more than 4.8% Zinc pyrithione by weight.

Formulators using this product are responsible for obtaining EPA registration of their formulated product.

**NOTICE OF WARRANTY**

Janssen PMP, a Division of Janssen Pharmaceutica NV warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for purposes stated on such label only when used in accordance with the directions under normal use conditions. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Janssen PMP. To the extent permitted by law, Janssen PMP disclaims any liability for consequential, special or indirect damages resulting from the use, handling, application, storage or disposal of this product or for damages in the nature of penalties, and the buyer and user waive any right that they may have to such damages. **To the extent consistent with applicable law, Janssen PMP makes no warranties of merchantability or of fitness for a particular purpose or any other express or implied warranty except as stated above.**

®PYRION is a registered trademark of Janssen Pharmaceutica  
PMP ver. 11/08

