

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

APR 26 2011

Mr. Mark Jernigan
Regulatory Affairs Manager
Aqua-Clear Industries, Inc.
PO Box 2456
Suwanee, GA 30024

Subject: Aqua-Clear Winter Algaecide 5
EPA Registration Number 45309-55
Notification Application Dated April 6, 2011
EPA Received Date April 7, 2011

Dear Mr. Jernigan:

This will knowledge receipt of your notification, submitted under the provisions of FIFRA section 3c 9. Based on a review of the submitted material the following comment apply.

Proposed Amendment:

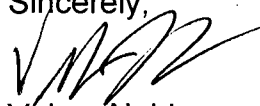
- Revised Pesticide Container Disposal Language per PR Notice 2007-4

General Comments:

Based on a review of the material submitted, the following comment apply:

The notification is acceptable. A copy has been inserted in your file for future reference.

Should you have any questions or comments concerning this letter, please contact Drusilla Copeland at (703) 308-6224.

Sincerely,


Velma Noble
Product Manager (31)
Regulatory Management Branch I
Antimicrobials Division (7510P)

SYMBOL							
SURNAME							
DATE							



United States
Environmental Protection Agency
Washington, DC 20460

 Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Aqua-Clear Industries, Inc. / 45309-55	2. EPA Product Manager V. Noble	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Aqua-Clear Winter Algaecide 5	PM# 31	
5. Name and Address of Applicant (Include ZIP Code) Aqua-Clear Industries, Inc. PO Box 2456 Suwanee, GA 30024 <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 checked="" 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.)

Fee Determination: Fee Category - Not Applicable (Notification) mark.jernigan@chemtura.com

Notification to change the Pesticide Container Disposal language per PR Notice 2007-4.

See attached page for certification.

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If "Yes" Unit Packaging wgt. No. per container		<input 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" 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 pint, quart, half gallon, gallon		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 <input checked="" 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 Mark Jernigan		Title Regulatory Affairs Manager		Telephone No. (Include Area Code) 678-502-4149	
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 <i>Mark Jernigan</i>		3. Title Regulatory Affairs Manager			
4. Typed Name Mark Jernigan		5. Date 4/6/11			

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3/6

AQUA-CLEAR INDUSTRIES, INC.

Regulatory Affairs Department
Post Office Box 2456
Suwanee, GA 30024-0980
T (678) 502-4149
F (678) 502-4764

April 6, 2011

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: Aqua-Clear Winter Algaecide 5
EPA Registration No.: 45309-55**

Dear Sir/Madam:

Please process the enclosed notification for the above referenced product.

The purpose of this notification is to:
Add language required by the Pesticide Container Rule under Storage and Disposal per PR Notice 2007-4.

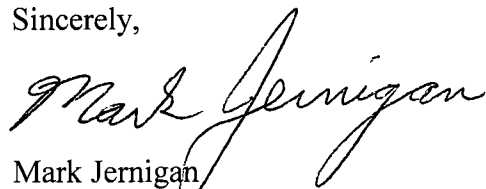
Enclosed are:

1. Application for Pesticide (EPA Form 8570-1);
2. Notification Certification Statement; and
3. Proposed label with changes marked.

If you have any questions, please call me at 678-502-4149 or mark.jernigan@chemtura.com.

Thank you for your attention to this matter.

Sincerely,



Mark Jernigan
Regulatory Affairs Manager
Enclosures

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WINTER ALGAECIDE 5

- Is the efficient and economical way to improve the appearance and cleanliness of your pool.
- Requires no special equipment for treating water.
- May be added directly to the pool or to the water circulating equipment.

DIRECTIONS FOR USE: It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. Read entire label and use strictly in accordance with precautionary statements and directions.

[Aqua Clear Winter Algaecide 5] *{or}* [This product] is effective in controlling the growth of the following types of algae: *Chlorella pyrenoidosa* (green algae), *Phormidium inundatum* (blue-green algae), and *Phormidium ritzii*.

For best results, pool water should be free of algae before adding this product. The filter should be circulating the pool water when adding this product. Allow the filter to run for at least six (6) hours after adding this product. Wait at least 15 minutes after application before entering pool. Add this product directly to the pool by pouring around entire inside perimeter of pool.

{For gallon bottles}

[Initial Application: (Original filling or when algae are not visible): Add one (1) gallon of this product per 25,000 gallons pool water (2 ppm active ingredient). If algae are visible, use one (1) gallon of this product per 6,250 gallons of pool water (8 ppm active ingredient), followed by cleaning out of dead, settled algae. Then add one (1) gallon of this product per 25,000 gallons of pool water immediately (2 ppm active ingredient) to prevent further algae growth.

Continuing Application: Add one (1) quart of this product per 25,000 gallons of pool water every three to five days.

Booster Applications: Add one (1) gallon of this product per 25,000 gallons of pool water when bather load is heavy or after prolonged rainfall.]

{For quart bottles}

[Initial Application: (Original filling or when algae are not visible): Add one (1) quart of this product per 6,250 gallons pool water (2 ppm active ingredient). If algae are visible, use one (1) quart of this product per 1,560 gallons of pool water (8 ppm active ingredient), followed by cleaning out of dead, settled algae. Then add one (1) quart of this product per 6,250 gallons of pool water immediately (2 ppm active ingredient) to prevent further algae growth.

Continuing Application: Add one (1) quart of this product per 25,000 gallons of pool water every three to five days.

Booster Applications: Add one (1) quart of this product per 6,250 gallons of pool water when bather load is heavy or after prolonged rainfall.]

{For pint bottles}

[Initial Application: (Original filling or when algae are not visible): Add one (1) pint of this product per 3,125 gallons pool water (2 ppm active ingredient). If algae are visible, use one (1) pint of this product per 780 gallons of pool water (8 ppm active ingredient), followed by cleaning out of dead, settled algae. Then add one (1) pint of this product per 3,125 gallons pool water immediately (2 ppm active ingredient) to prevent further algae growth.

Continuing Application: Add one (1) pint of this product per 12,500 gallons of pool water every three to five days.

Booster Applications: Add one (1) pint of this product per 3,125 gallons of pool water when bather load is heavy or after prolonged rainfall.]

STORAGE AND DISPOSAL Keep this product in original tightly closed container when not in use. Store in a cool, dry, well ventilated area away from heat or open flame.

CONTAINER DISPOSAL: Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse container (or equivalent) promptly after emptying.

↑ Changed per PR Notice 2007-4

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS: DANGER: Corrosive. Causes irreversible eye damage and skin burns. Harmful if swallowed. Do not get in eyes, on skin or on clothing. Wear goggles or safety glasses, protective clothing and rubber gloves when handling this product. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

FIRST AID: 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 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 SWALLOWED:** Call 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.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. **[IN CASE OF MEDICAL EMERGENCY, CALL [1-303-623-5716] [1-877-800-5553] [telephone number supplied by supplemental registrant].]**

Note to Physician: Probable mucosal damage may contraindicate the use of gastric lavage.

PHYSICAL OR CHEMICAL HAZARDS: Do not mix with other chemicals.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish and aquatic organisms.

NOTE: Buyer assumes all responsibility for safety and use not in accordance with directions.