

49620 12

7/19/2012

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON D C 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Keller and Heckman
c/o for Eka Chemicals Inc
One Embarcadero Center
Suite 2110
San Francisco CA 94111

JUL 19 2012

Attention Diana Graham
Regulatory Manager

Subject Notification
Peroxy Blend PB33 S/D
EPA Reg No 49620 12
Notification Letter dated June 19 2012

This will acknowledge receipt of your notification for the aforementioned product labels submitted under the provisions of FIFRA Section 3(c) (9) Based on a review of the submitted material the following apply

- Updating container disposal language per PR Notice 2007 4

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 Demson Fuller at (703) 308 8062

Sincerely

A handwritten signature in black ink, which appears to read "M. Swindell", is written over the typed name.

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



United States
Environmental Protection Agency
Washington DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide Section I

1 Company/Product Number 49620 12	2 EPA Product Manager Marshall Swindell	3 Proposed Classification ☒ None ☐ Restricted
4 Company/Product (Name) PEROXY BLEND PB33 S/D	PM# Team 33	
5 Name and Address of Applicant (Include ZIP Code) Eka Chemicals Inc 1777 West Oak Commons Court Marietta, GA 30062 ☐ 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

☐ Amendment Explain Below	☐ Final printed labels in response to Agency Letter dated _____
☐ Resubmission in response to Agency Letter dated _____	☐ Me Too Application
☒ Notification Explain below	☐ 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 See letter for certification statement

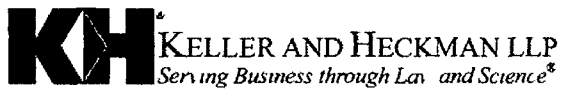
Please send all correspondence to
Diana Graham Keller & Heckman LLP One Embarcadero Center Suite 2110 San Francisco CA 94111

Section III

1 Material This Product Will Be Packaged In				2 Type of Container	
Child Resistant Packaging ☐ Yes ☐ No	Unit Packaging ☐ Yes ☐ No	Water Soluble Packaging ☐ Yes ☐ No	☐ Metal ☐ Plastic ☐ Glass ☐ Paper ☐ Other (Specify) _____		
Certification must be submitted If yes Unit Package wgt _____ No per container _____ If Yes Package wgt _____ No per container _____					
3 Location of Net Contents Information ☐ Label ☐ Container		4 Size(s) of Retail Container		5 Location of Label Directions ☐ On Label ☐ On Labeling accompanying product	
6 Manner in Which Label is Affixed to Product ☐ Lithograph ☐ Paper glued ☐ Stenciled			☐ Other (_____)		

Section IV

1 Contact Point (Complete items directly below for identification of individual to be contacted if necessary to process this application)			
Name Diana Graham		Title Scientist Keller & Heckman LLC	
		Telephone No (Incl. Area Code) 415 943 2805	
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 for misleading statement may be punishable by fine or imprisonment or both under applicable law			6 Date Application Received (Stamped)
2 Signature 		3 Title Staff Scientist Keller and Heckman LLP Agent	
4 Typed Name Diana Graham		5 Date 6/19/12	



One Embarcadero Center
Suite 2110
San Francisco CA 94111
Main 415 948 2800
Fax 415 948 2808

June 19 2012

Writer's Direct Access

Diana Graham
(415) 948 2805
graham@khlaw.com

Via Courier

Marshall Swindell
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U S Environmental Protection Agency
1200 Pennsylvania Ave NW
Washington DC 20460 0001

Re Revised Container Handling Statement for Peroxy – Blend® PB33/SD EPA
Registration Number 49620 12

Dear Mr Swindell

On behalf of Eka Chemicals Inc we are submitting a label with a revised container handling statement for non refillable containers We have included one marked up version of the label to show the changes and five clean copies

Notification of label change per PR Notice 2007 4 This notification is consistent with the guidance in PR Notice 2007 4 and the requirements of EPA's regulations at 40 CFR §§ 156.10 156.140 156.144 156.146 and 156.156 No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR §§ 156.10 156.140 156.144 156.146 and 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

We believe that the language is consistent with the requirements of PR Notice 2007 4 as revised in 2008 If you have any questions please contact me at 415 948 2805 or by email at graham@khlaw.com

Sincerely

A handwritten signature in black ink, appearing to read 'Diana Graham', is written over a horizontal line.

Diana Graham

cc S Givens
M Marrapese

Directions for Use

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

This product is for formulation use only. It may be formulated into pesticides used for antimicrobial treatment of nonfood contact surfaces in household commercial industrial and institutional settings including residences transportation facilities aircraft ships hospitals nursing homes schools museums libraries sports facilities office buildings food processing facilities and retail stores. It is the responsibility of the formulator to obtain an EPA pesticide registration and comply with data requirements associated with the intended end uses.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE Store in original vented containers or in dedicated bulk storage facilities. Store in a cool dry fireproof area away from heat sources. Keep away from sun and heat. Keep away from sources of heat and ignition. DO NOT store on wooden pallets. DO NOT stack drums. Store on concrete. Bulk Store in properly designed tank such as stainless steel or aluminum with containment dike. Contact Eka Chemicals for recommendations. Store separate from other materials. DO NOT confine in unvented vessels or between closed valves. Containers of this material retain product residues. In case of Leaks or Spills. Contain spill using noncombustible material such as vermiculite sand or earth. If material is spilled on wooden floor or other combustible material flush with large quantity of water.

PESTICIDE DISPOSAL Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide 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 Non refillable container. Do not reuse or refill this container. For small plastic containers triple rinse (or equivalent) promptly after emptying. Then offer for recycling or reconditioning or puncture and dispose of in a sanitary landfill or by other procedures approved by state and local authorities. For empty totes and large plastic containers contact container recycling service provided by Eka Chemicals using telephone number on side of container.

PEROXY-BLEND® PB33 S/D

Keep Out of Reach of Children DANGER/PELIGRO

ACTIVE INGREDIENT	33.0 /
Hydrogen peroxide	
OTHER INGREDIENTS	67.0 /
Total	100.0 /

FIRST AID

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

IF IN EYES Hold eye open and rinse slowly and gently with water for 15 to 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 Take off contaminated clothing. Rinse skin immediately with plenty of water for 15 to 20 minutes. 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 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.

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

For emergency information on this product call 1 800 424 9300

PRECAUTIONARY STATEMENTS Hazards to Humans and Domestic Animals

DANGER CORROSIVE Causes irreversible eye damage. Causes skin burns. Do not get in eyes on skin or on clothing. Harmful if swallowed. May be fatal if inhaled. Do not breathe vapor. Wear a respirator jointly approved by the Mine Safety and Health Administration and the National Institute for Occupational Safety and Health when working with product or in an enclosed area. Wear protective eyewear (goggles face shield or safety glasses) chemical resistant footwear and neoprene butyl rubber or vinyl gloves. Wash thoroughly with soap and water after handling and before eating drinking chewing gum using tobacco or using the toilet. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS This pesticide is toxic to birds fish and aquatic invertebrates. Do not discharge effluent containing these products into lakes streams ponds estuaries oceans or other waters unless these products are specifically identified and addressed in a NPDES permit. Do not discharge effluent containing these products to sewer systems without previously notifying the sewage plant authority. For guidance contact your State Water Board or Regional office of the U.S. Environmental Protection Agency.

PHYSICAL AND CHEMICAL HAZARDS Clear liquid. Slightly pungent odor. Elevated temperatures above 38 C (100 F) can increase the decomposition rate of the product. Strong oxidizing agent. Accelerates combustion of organic materials (wood paper oil clothing). Non explosive when stored under suitable storage conditions. Material will decompose when exposed to heat alkalis reducing agents or other impurities and generate oxygen gas steam and heat.

Akzo Nobel
Eka Chemicals Inc
1777 West Oak Commons Court
Marietta GA 30062

Net Contents _____ Gal (____ lbs.)

EPA Registration No. 49620 12
EPA Establishment No. 49620 MS.01

Rev. 2 June 2012

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