09/24/2009

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

OFFICE OF SEP 2 4 2009 PREVENTION, PESTICIDES AND TOXIC SUBSTANCES 1112

Ms. Pat Dinnen Label Group Leader for, GB Biosciences Corporation P. O. Box 18300 Greensboro, NC 27419-8300

Subject: Tuffcide 960 EPA Registration Number 50534-114 Your Notification Dated September 8th, 2009 EPA Received Date September 9th, 2009

The notification referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act(FIFRA), as amended, to update the Container Disposal section as per PR Notice 2007-4, is acceptable provided that you delete the following statement(s):

"Then offer for recycling if available, 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,"

The notification has been made part of your registration file.

If you have any questions concerning this letter, please contact Karen M. Leavy-Munk at (703)-308-6237.

Sincerely,

Marshall Swindell

Product Manager 33 Regulatory Management Branch I Antimicrobial Division(7510P)

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\$EPA	EN	ivironmental h	rotecti	оп адепсу		Amenume		Notification
		Washingto	on, DC 204	60	x	Other		
		Арр	lication	for Pesticide -	Sectio	on l		
1. Company/Product 50534-114	t Number			2. EPA Produ Marshall Swind		ger	3. P	roposed Classification
4. Company/Product	t (Name)			PM#	4611			None Restricted
Tuffcide 960	<u> </u>			33				
5. Name and Addres GB Bioscient P. O. Box 1	ces Corpo	cant (Include ZIP Cod ration	e)	 Expedited my product is sir 				FRA Section 3(c)(3) (b)(i), and labeling to:
Greensbord	o, NC 27	419-8300		EPA Reg. No.				
Check if this is a new address				Product Name	Product Name			
· · · · · · · · · · · · · · · · · · ·				Section - II		······		······································
Amendment -	Explain b	elow.			Final pr	nted labels in	response	to
Resubmission	in respon	ise to Agency letter da	ated			letter dated " Application.	. –	
X Notification - I	Explain be	low.			Other -	Explain below	ι.	
Explanation: Use a	dditional	page(s) if necessa	ry. (For Se	ection I and Section II.	.).			
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A member of the Syngenta Group

GB BIOSCIENCESTM CORPORATION

PO Box 18300 Greensboro, NC 27419-8300 Telephone (800) 334-9481 Fax (336) 632-2884 12

FedEx

September 8, 2009

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 22202-4501

Attention: Ms. Linda Arrington

SUBJECT: TUFFCIDE® 960 EPA REG. NO. 50534-114 NOTIFICATION OF LABEL CHANGE PER PR NOTICE 2007-4

GB Biosciences Corporation is submitting Notification for Tuffcide 960, EPA Reg. No. 50534-114. GB Biosciences is amending the Storage and Disposal section of the label by Notification according to the directions stated in PR Notice 2007-4.

Attached are:

- One copy of the label with the changes clearly marked
- One unmarked copy of the label
- A CD of the unmarked copy of the label for "Electronic Comparison and Review"
- Certificate with Respect to Label Integrity Form
- Completed EPA Form 8570-1

Thank you in advance for approving this Notification. If you have any questions, please contact me at 336-632-2494.

Sincerely,

Pat dinnen

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Pat Dinnen		οςςο
Label Group Leader		с с с сссо
Regulatory Affairs	000000	c
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Certification with Respect to Label Integrity

Version: 9/11/02

I certify that the information (including, but not limited to, text, tables, and graphics) contained in the electronic file identified below by file name and submitted with this certification is the same information as that on the paper copies of these documents included with this submission.

PROPOSED LABEL			
EPA Registration #	Date Submitted to EPA	Electronic file name	
50534-114	9/8/2009	050534-00114.20090908.TUFF-960_PRN2007-4_SEP2009.pdf	

I certify that the statements that I have made on this form are true, accurate, and complete. I acknowledge that any knowingly false or misleading statements may be punishable by fine or imprisonment or both under applicable law.

Pat dinnen

September 8, 2009

Signature

Date

Pat Dinnen Name (typed)

Label Group Leader Title

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Tuffcide® 960

Broad Spectrum Fungicide for Control of Fungal Growth in Paints, Stains, & Coatings, Grouts, Adhesives, Caulks, Sealants, and Wood Composites

For Industrial Use Only

Active Ingredient:	
Chlorothalonil (tetrachloroisophthalonitrile)	
Other Ingredients:	4.0%
Total:	100.0%

KEEP OUT OF REACH OF CHILDREN.

DANGER/PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

See additional precautionary statements and directions for use inside booklet.

EPA Reg. No. 50534-114

EPA Est. 50534-TX-001

SCP 50534-114A-M1C 0509

Net Contents

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	FIRST AID
lf 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 by mouth-to-mouth, if possible.
lf an altin an	Call a poison control center or doctor for further treatment advice
If on skin or	Take off contaminated clothing.
clothing	• Rinse skin immediately with plenty of water for 15-20 minutes.
	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 by the poison control cente or doctor.
	 Do not give anything by mouth to an unconscious person.
	NOTE TO PHYSICIAN
	produce temporary irritation and side effects characterized by rednes
-	bronchial irritation and redness or rash on exposed skin areas. Person
	ctions or an allergic reaction respond to treatment with antihistamines o
	nd/or systemic steroids. Probable mucosal damage may contraindicate
the use of gastric	
	t container or label with you when calling a poison control center or
doctor, or going f	
	HOT LINE NUMBER
	Hour Medical Emergency Assistance (Human or Animal) or
Che	mical Emergency Assistance (Spill, Leak, Fire, or Accident)
	Call
	1-800-888-8372

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PRECAUTIONARY STATEMENTS		<u> </u>
Hazards to Humans and Domestic Animals	000000 C 0 0 C 0	ιςτο ο ετου ο
DANGER		υς τους τους τους τους τους τους τους το
Corrosive. Causes irreversible eye damage. May be fatal if inhaled irritation.		skin °
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Do not get in eyes, on skin, or on clothing. Do not breathe dust. Wear protective eyewear (goggles or face shield, or safety glasses). Wear long-sleeved shirt and long pants, socks, chemical resistant footwear, and chemical resistant gloves (such as or made out of any water-proof material, Selection category A) when mixing, loading and applying this product. Wear a mask or pesticide respirator jointly approved by the Mine Safety and Health Administration and the National Institute for Occupational Safety and Health. Remove contaminated clothing and wash clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals.

Note to User: Exposure to formulations containing chlorothalonil may produce temporary irritation and side effects characterized by redness of the eyes, mild bronchial irritation and redness or rash on exposed skin. Persons having these reactions or allergic symptoms should contact a physician.

Follow manufacturer's instructions for cleaning/maintaining Personal Protective Equipment (PPE). If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

USER SAFETY RECOMMENDATIONS

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

Environmental Hazards

This pesticide is toxic to fish and wildlife. 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 is 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 Environmental Protection Agency.

Wildlife: This pesticide is toxic to aquatic invertebrates and wildlife. Denot contaminate water when disposing of equipment washwater or rinsate.

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CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

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NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product must be followed carefully. 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 manner of use or application, presence of other materials or other influencing factors in the use of the product, which are beyond the control of GB BIOSCIENCES CORPORATION or Seller. To the extent permitted by applicable law, Buyer and User agree to hold GB BIOSCIENCES and Seller harmless for any claims relating to such factors.

GB BIOSCIENCES warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. To the extent permitted by applicable law: (1) this warranty does not extend to the use of the product contrary to label instructions or under conditions not reasonably foreseeable to or beyond the control of Seller or GB BIOSCIENCES, and (2) Buyer and User assume the risk of any such use. To THE EXTENT PERMITTED BY APPLICABLE LAW, GB BIOSCIENCES MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS WARRANTED BY THIS LABEL.

To the extent permitted by applicable law, in no event shall GB BIOSCIENCES be liable for any incidental, consequential or special damages resulting from the use or handling of this product. TO THE EXTENT PERMITTED BY APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF GB BIOSCIENCES AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF GB BIOSCIENCES OR SELLER, THE REPLACEMENT OF THE PRODUCT.

GB BIOSCIENCES and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and Liability, which ເກີຊໍ່ຮູ້ ກot be modified except by written agreement signed by a duly authorized representative of GB BIOSCIENCES.

DIRECTIONS FOR USE

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

Observe all precautions listed under "Precautionary Statements" when handling and using this product. Tuffcide 960 is a micromilled powder. Use Tuffcide 960 at rates of 0.025% to 1.6% (wt/wt) depending upon the substance to be protected, the fungal hazard, and the duration of protection desired. It is the responsibility of the formulator to test Tuffcide 960 for optimum dosage levels and to determine compatibility and suitability for the intended use.

This product must not be formulated into a product intended as a mildewicidal paint additive designed for direct sale to retail consumers, e.g., in 'pillow pack' or other small volume or one-use package.

This product may only be added to paint products that are labeled A) with product specific instructions for the use of a respirator during application, or B) as follows "When applying with a sprayer, wear a dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C), or a NIOSH approved respirator with any R, P, or HE filter. If oil is not present in the paint product or recommended for use as an additive in the paint product add "N" as an additional respirator type."

LATEX EMULSION PAINTS, STAINS, AND COATINGS

For exterior paints, stains, and coatings, 4 to 10 pounds of Tuffcide 960 per 100 gallons normally provide sufficient surface protection against mold and mildew growth. Levels of 2.5 to 5 pounds are effective for interior applications. Use higher dosage rates in areas more favorable to mildew growth. Dispersion is readily accomplished during the pigment grinding operation. Tuffcide 960 can be used in coatings containing zinc oxide. Tuffcide 960 MAY NOT be used for food grade coatings.

SOLVENT-BASED EXTERIOR PAINTS, STAINS, AND COATINGS

Use Tuffcide 960 at the rate of 5 to 12 pounds per 100 gallons. Use higher dosage rates in areas more favorable to mildew growth. Dispersion is readily accomplished during the pigment grinding operation. Tuffcide 960 can be used in coatings containing zinc exide.

WOOD PRESERVATIVE STAINS

Add Tuffcide 960 at the rate of 5 to 12 pounds per 100 gallons, depending upon degree of hazard and length of protection desired. Dispersion is readily accomplicited during the pigment grinding operation. It is the responsibility of the formulator to obtain end-use. product registrations and to determine suitability of Tuffcide 960 for this use.

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GROUTS

Add Tuffcide 960 to dry grout at 0.4 to 1.6% by weight during the dry blending process, e.g., 0.4 to 1.6 pounds of Tuffcide 960 per 100 pounds of dry grout blend. Adequate controls should be employed to prevent dusting during the handling and use of this product.

ADHESIVES

Tuffcide 960 may be incorporated into adhesives to protect the applied adhesive films from mold growth and decomposition. Fully disperse 0.5 to 10 pounds of Tuffcide 960 per 1,000 pounds of adhesive while it is being manufactured. Use the high rate in areas favorable to mildew and mold growth, such as where surfaces frequently are warm and moist. **DO NOT** use in adhesives designed for applications on food-contact surfaces, or in the interior of buildings engaged in food processing or food handling.

CAULKS AND SEALANTS

To provide mildew and mold control on caulking or sealing deposits after application, fully disperse 0.5 to 5 pounds of Tuffcide 960 per 1,000 pounds of caulk or sealant products while they are being manufactured. The high rate is recommended for exterior caulks. **DO NOT** use in caulks for applications on food-contact surfaces, or on the interior of buildings engaged in food processing or food handling.

JOINT COMPOUNDS AND DRYING TYPE COMPOUNDS FOR WALLBOARD FINISHING

Fully disperse 0.5 to 10 pounds of Tuffcide 960 in 1,000 pounds of joint compound during manufacture. Use the high rate in areas favorable to growth of mildew and mold, such as areas where surfaces are frequently warm and moist.

COMPOSITE WOOD PRODUCTS

To provide decay protection for composite wood products, such as flakeboard or particle board that is to be used for building, sheathing, construction timbers, decking or planking, incorporate Tuffcide 960 into the wood composite material while it is being manufactured. Use 0.5 to 5 pounds of Tuffcide 960 per cubic foot volume of final wood composite. The high loading rate should be used in composite wood products that are to be installed in contact with soil or concrete, or where the wood is to be exposed to conditions with continuously high levels of moisture. Thoroughly incorporate Tuffcide 960 into composite material, as it is being ground, mixed or blended with adhesives or binding materials prior to final formation of the wood matrix.

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STORAGE AND DISPOSAL

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

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Pesticide Storage

Store in a dry place.

Pesticide Disposal

Pesticide wastes are toxic. Improper disposal of excess pesticide, pesticide formulation 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 DisposalHandling

Refillable container. Refill this container with pesticide only. Do not use this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times. Completely empty drum by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into mixing equipment. Then offer for recycling <u>if available</u> or puncture and dispose of in a sanitary landfill, <u>by incineration</u>, or, <u>if</u> <u>allowed by other procedures approved</u> by state and local authorities, <u>by burning</u>. If <u>burned</u>, stay out of smoke.

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Tuffcide® trademark of a Syngenta Group Company

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