

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

DEC 17 2009

OFFICE OF
PREVENTION, PESTICIDE
AND TOXIC SUBSTANCES

Julie Ownbey
Arch Treatment Technologies Inc.
5660 New Northside Drive, Suite 1100
Atlanta, GA 30328

Subject: **Dricon**
EPA Registration No. 62190-9
Application Date: September 15, 2009
Receipt Date: September 18, 2009

Dear Ms. Ownbey:

The following amendment, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable with comment.

Proposed Amendment:

- Update Container Language as per PR Notice 2007-4

Other Comment(s):

1. Storage and Disposal

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

Pesticide Storage: Store in cool, dry place. Open dumping is prohibited.

Pesticide Disposal:

Container Disposal:

(5 gallons or less)

Nonrefillable Container. Do not refill or reuse container. Triple rinse as follows: Fill container 1/4 full with water. Shake for 10 seconds. Empty the rinsate into the application equipment or mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Then offer for recycling or reconditioning. If not available, puncture and dispose in a sanitary landfill.

(5 gallons or more)

Nonrefillable Container. Do not refill or reuse container. Triple rinse as follows: Fill container 1/4 full with water. Tip container on its side and roll it back and forth, ensuring at least one complete revolution for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into the application equipment or mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Then offer for recycling or reconditioning. If not available, puncture and dispose in a sanitary landfill.

SYMBOL							
SURNAME							
DATE							

- Environmental Hazards:** 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.

Future labeling amendments may be accomplished by submitting a copy of the electronic label. Refer to the following website for guidance on electronic submissions, including label: <http://www.epa.gov/pesticides/regulating/registering/submissions/index.htm>.

If you have any questions concerning electronic label submissions, please refer to the above website for a list of contact personnel for more information.

General Comment:

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6427 or by e-mail at carlisle.sharon@epa.gov or Stacey Grigsby by telephone at (703) 305-6440 or by e-mail at grigsby.stacey@epa.gov during the hours of 8:00am to 4:00pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,



ShaRon Carlisle
 (Acting) Product Manager (34)
 Regulatory Management Branch II
 Antimicrobials Division (7510P)

CONCURRENCES							
SYMBOL							
SURNAME							
DATE							

ARCH DRICON[®] Fire Retardant

INGREDIENT STATEMENT

ACTIVE INGREDIENT:

Boric Acid 26.3%

OTHER INGREDIENTS 73.7%

TOTAL 100.0%

ACCEPTED
with COMMENTS
in EPA Letter Dated:

DEC 17 2009

Under the Federal Insecticide,
Fungicide, and Rodenticide Act as
amended, for the pesticide,
registered under EPA Reg. No. 62190-09

**KEEP OUT OF REACH OF CHILDREN
WARNING**

FIRST AID

IF SWALLOWED: Call a Poison Control Center or doctor immediately for treatment advice. Have a 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 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 immediately with plenty of water for 15-20 minutes. Call a Poison Control Center or doctor for treatment advice.

IF IN EYES: Hold eye(s) open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue to rinse eye(s). Call a Poison Control Center or doctor for treatment advice.

Have the product container or label with you when you call a Poison Control Center or doctor, or when going for treatment. For Medical Emergencies: 800-654-6911 (24 hours a day).

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

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

EPA EST NO. 62190-IN-001

EPA REG. NO. 62190-9

MANUFACTURED BY:

ARCH WOOD PROTECTION, INC.
5660 New Northside Drive, Suite 1100
Atlanta, GA 30328

NET CONTENTS: 2,000 lbs
BATCH CODE: XXXXXX

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read "Limit of Warranty and Liability" before buying or using. If such terms are not acceptable, return at once unopened. Contents for use only in pressure-treating forest products. To be used only in the pressure impregnation of forest products utilizing water solutions having concentrations ranging from 7 to 22 percent by weight. Impregnation procedures must rigidly adhere to the current specifications of Arch Wood Protection and/or those of the American Wood-Preservers' Association. Pressure treatment of forest products with DRICON[®] fire retardant provides wood with protection against termites and decay producing fungi. This product is toxic to termites of the Reticulitermes genus but etching of treated wood may occur.

STORAGE AND DISPOSAL

STORAGE: Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited. Do not reuse empty container.

PESTICIDE DISPOSAL: [For containers > 5 gallons] 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 label instructions contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance. Triple rinse as follows: Empty remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times.

PESTICIDE DISPOSAL: [For containers < 5 gallons] 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 label instructions contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance. Triple rinse as follows: Empty remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. Triple rinse container 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.

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

WARNING: Causes substantial but temporary eye injury. Harmful if swallowed, absorbed through the skin or inhaled. Do not get in eyes, on skin or on clothing. Avoid breathing dust. Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Remove contaminated clothing and wash before reuse.

Personal Protective Equipment (PPE)

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants,
- Socks and shoes
- Goggles or face shield.
- Chemical-resistant gloves made of any waterproof materials

USER SAFETY REQUIREMENTS

Discard clothing or other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. Follow manufacturer's instructions for cleaning/ maintaining PPE. If no such instructions exist for washables, use detergent and hot water. Keep and wash PPE separate from other laundry. Users must wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Users must remove clothing immediately if pesticide gets inside. Wash clothing thoroughly and put on clean clothing. Users must remove personnel protective equipment immediately after handling this product. Wash outside of gloves before removing.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and wildlife. Keep out of any body of water. Do not contaminate water by cleaning of equipment or disposal of wastes. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate. 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. Observe the most restrictive of the labeling limitations and precautions of all products used in mixtures.