



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHENGTAMS BRUZGAGGENTAL PROTECTION AGENCY

SEP 18 2002

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Mr. Vern Batdorf, Research Fellow Foster Products Corporation H.B. Fuller Company 2900 Granada Lane Oakdale, MN 55128

Dear Mr. Batdorf:

Subject:

Revised label in response to EPA's letter

Foster 40-30 Fungicidal Protective Coating

EPA Registration No. 63836-2

Your Letters Dated July 2, 2001 and September 4, 2002

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

Proposed finished label

Label Comments:

There appears to be a misinterpretation of the Agency's May 17, 2001 letter. The letter did not inform you to delete the statement "Do not contaminate water, food, or feed by storage and disposal". This statement is required on the label in the Storage and Disposal Statement as per PR Notice 83-3. Therefore, the statement must be added immediately following the Storage and Disposal subheading.

• Add the word "Pesticide" prior to the words Storage and Disposal such as:

Pesticide Storage: Protect from....not in use.

Pesticide Disposal: State or local...(651)236-5881.

Remove the exclamation mark behind the signal word Caution.

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CONCURRENCES								
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General Comments ENVIRONMENTAL PROTECTION AGENCY

A stamped copy of the accepted labeling is enclosed. Submit three (3) copies of your final printed label before you release the product for shipment bearing the amended label.

If you have any questions concerning this letter, please contact me at (703) 308-6422 or Renae Whitaker at (703) 308-7003.

Sincerely,

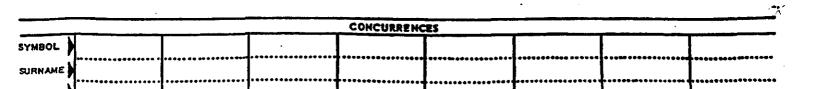
Adam Heyward

Product Manager (34)

Regulatory Management Branch II

Antimicrobials Division (7510C)

Enclosure



ACCEPTED with COMMENTS EPA Letter Dated:

SEP 18 2002

Under the Federal Insecticide, Fungicide, and Rodemicide Act as amended, for the pesticide, registered under EPA Reg. No. 63836-2

PRECAUTIONARY STATEMENTS HAZARDOUS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed or absorbed through the skin. Causes moderate eye imitation. Do not get on skin, clothing, or in eyes. Prolong or frequently repeated skin contact may cause allergic reaction in some individuals. Remove contaminated clothing and wash clothing before reuse.

The information and data contained herein are correct to the best of our knowledge and tests. We recommend that adequate tests be made by the purchaser to determine if a product is suitable for the intended purpose and use.

Important: Foster Products Corporation warrants that each of its products will be manufactured in accordance with Foster Products specifications in effect on the date of manufacture. If a product fails to meet this limited warranty, the purchaser's sole and exclusive remedy is replacement of the product or, at Foster's option, refund of the purchase price. FOSTER PRODUCTS' ACCEPTANCE OF ANY ORDERS FOR THIS PRODUCT EXPRESSLY CONDITIONAL UPON THE PURCHASER'S ASSENT TO THE TERMS ON THE APPLICABLE PRODUCT DATA SHEET AND INVOICE.

U.S. Patent No. 5,314,719

Foster® 40-30

Fungicidal Protective Coating

Active Ingredients:
Barium Metaborate
3-lodo-2-propynyl butylcarbamate
Other Ingredients:

6.39% 0.12%

93.49%

100.00%

This contains 0.70 pounds of Barium Metaborate and 0.013 pounds of 3-lodo-2-propynyl butylcarbamate per gallon.

KEEP OUT OF REACH OF CHILDREN CAUTION!

FIRST AID

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. 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 15-20 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 by a Poison Control Center or doctor.

In case of emergency call 1-888-653-1758. Have the product container or label with you when calling a Poison Control Center or doctor.

Foster Products Corporation An H.B. Fuller Company 6107 Industrial Way Houston, Texas 77011

EPA Registration No. 63836-2 EPA Est. No. 63836-TX-001 Net Contents: 55 lbs. (5 gallons) Foster @ 40-30 contains fungicio spread of odor-causing bacteria

DIRECTIONS FOR USE It is a violation of federal law to us

its labeling. Do not apply this prod persons.

Surface Preparation: Apply only timold or other contaminants. Folio product data sheet for the type of DO NOT THIN! Apply Foster 44 approximately .75 to 1.5 gallons pe ventilation. Brushing will require the Under normal circumstances a special, but for extremely porous or required. Insure that the finished a airless spray application, use an elegible of the procedures.

STORAGE AND DISPOSAL

STORAGE - Protect from freezing store or apply at temperatures over 1 container closed when not in use.

DISPOSAL - State or local hazardou different from the federal regulation product may be disposed of on site for additional waste disposal info Environmental Services at (651) 2

CONTAINER DISPOSAL - Triple rins or reconditioning, or puncture and disp by state and local authorities, by burn