

# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

December 3, 2020

Jane Miller Agent to Earth Science Laboratories, Inc. Earth Science Laboratory 10529 Heritage Bay Blvd. Naples, Fl 34120

Subject: Notification per PRN 98-10 – Add marketing claims and graphic elements

Product Name: Pool Shield

EPA Registration Number: 64962-9

Application Date: 08/13/20 Decision Number: 567647

Dear Ms. Miller:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Antimicrobials Division (AD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10.

The label submitted with the application has been stamped "Notification" and will be placed in our records.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) lists examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Assurance.

If you have any questions, you may contact Jousett Service at 703-308-6416 or via email at Service. Jousett@epa.gov.

Sincerely,

Qacqueline Hardy

Jacqueline Hardy,

Product Manager 34

Regulatory Management Branch II

Antimicrobials Division

### **POOL SHIELD**

[ABN: ALGAE SHIELD]

# Algicide/Bactericide\* For Pools, Spas and Hot Tubs

#### NOTIFICATION

64962-9

The applicant has certified that no changes, other than those reported to the Agency have been made to the labeling. The Agency acknowledges this notification by letter dated:

12/03/2020

#### [ROOM FOR MARKETING STATEMENTS]

Bactericide\* - Nonpublic Health Bacteria

#### **ACTIVE INGREDIENT**

Copper Sulfate Pentahydrate** (CAS No. 7758-99-8)	19.8%
OTHER INGREDIENTS	80.2%
TOTAL	100.0%
* <mark>*</mark> Metallic Copper	5%

This product weighs 9.9 lbs. per gallon (1.188 kg/L).

# WARNING - AVISO

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

[See[side] [back] [panel] [label booklet] for [complete] [additional] [First Aid] [Precautionary Statements,] [Directions For Use] and [Storage Disposal]. SEE ADDITIONAL PRECAUTIONARY STATEMENTS.

MFG BY:

Algae Products, LLC

Earth Science Laboratories, Inc.

113 SE 22nd Street, Suite 1

903 North 47th St., Suite 115

EPA REG. NO.: 92497-1 64962-9

EPA EST. NO.: XXXXX-XX-XXX

Parton AB 70750

Bentonville, AR 72712 Rogers, AR 72756 BATCH NO.: Phone 800-257-9283

NET CONTENTS: [fl. oz. ][Gallons]

EIGHT (8) FLUID OUNCES; THIRTY TWO (32) FLUID OUNCES; SIXTY FOUR (64) FLUID OUNCES ONE (1) U.S. GALLON TWO AND ONE-HALF (2.5) U.S. GALLONS (Commercial Use Only); THIRTY (30) U.S. GALLONS; FIFTY-FIVE (55) U.S. GALLONS TWO HUNDRED SEVENTY FIVE (275) U.S. GALLONS; TANKER TRUCKS

FIRST AID						
IF IN EYES	Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye. 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 do so by a poison control center or doctor. Do not give anything to an unconscious person.					
IF ON SKIN OR CLOTHING	Take off contaminated clothing. Rinse skin immediately with plenty of seapand water for 15 to 20 minutes. Call a poison control center or doctor for treatment advice.					
NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.						
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact INFOTRAC 1-800-535-5053 for emergency medical treatment.						

#### PRECAUTIONARY STATEMENTS

#### **Hazards to Humans and Domestic Animals**

**WARNING:** Causes substantial but temporary eye injury. Harmful if swallowed. Harmful if absorbed through skin. Do not get in eyes or on clothing. Avoid contact with skin. Wear protective eyewear (goggles, face shield or safety glasses), long sleeved shirt, long pants, shoes, socks and chemical-resistant gloves made of any waterproof material. Some materials that are chemical-resistant to this product are polyvinyl chloride, polyethylene and viton. Wash thoroughly with soap and water after handling and before eating, drinking, using tobacco, or using the toilet. Remove contaminated clothing and wash clothing before reuse.

#### **ENVIRONMENTAL HAZARDS**

This product is toxic to fish.

#### DIRECTIONS FOR USE

It is a violation of federal law to use this product in a manner inconsistent with its labeling. For use in pools, spas and hot tubs, do not apply this product in a way that will contact adults, children or pets.

POOL SHIELD is used to control algae and to suppress nonpublic health bacteria and bacteria that cause odor problems in pools, spas and hot tubs.

Treated pool effluent should not be discharged where it will drain into lakes, streams, ponds or public water. Application should be made before visible algae appear.

### USE IN CONTROL ALGAE, NONPUBLIC HEALTH BACTERIA, AND BACTERIA THAT CAUSE ODOR PROBLEMS IN SWIMMING POOLS, SPAS AND HOT TUBS

The product may be applied throughout the year but for best results apply in the late spring or early summer when algae first appear. The desages are variable and depend upon algae species, water hardness, water temperature, amount of algae present, as well as whether water is clear, turbid, flowing or static. Preferably, the water should be clear with temperature above 60 degrees F (15.6 degrees C). Higher desages are required at lower water temperatures, higher algae concentrations, and for hard waters.

#### FOR CONTROL OF ALGAE

**FOR POOLS:** To control algae, or where visible algae are present, apply at the rate of 2 fluid ounces of POOL SHIELD per 1,000 gallons of water (20 fluid ounces per 10,000 gallons).

**FOR SPAS AND HOT TUBS:** Apply at the rate of 6 mL of POOL SHIELD per 100 gallons of water using supplied measuring cup.

These dosages will yield a rate of 0.9 ppm metallic copper. Treated pool effluent should not be discharged where it will drain into lakes, streams, ponds or public water. Application should be made before visible algae appear.

Every 14 days, Test the copper level every 14 days using a standard commercial swimming pool copper test kit. Add POOL SHIELD to raise level back to 0.9 ppm {(see tables)}. The amount of POOL SHIELD to be added is proportional to the starting concentration and volume of water. Do not exceed 1.0 ppm metallic copper.

## [Optional tables] MAINTAINING METALLIC COPPER CONCENTRATION IN POOLS AND SPAS

The dosages are variable and depend upon algae species, water hardness, water temperature, and amount of algae present. Preferably, the water should be clear with temperature above 60° F [(15.6° C)]. Higher dosages are required at lower water temperatures, higher algae concentrations, and for hard waters.

#### MAINTAINING METALLIC COPPER CONCENTRATION IN POOLS

Pool Volume (gallons)	7,000	8,000	9,000	10,000	11,000	12,000	13,000	14,000	
Measured Metallic Copper Level in Pool	ADDITIONAL FLUID OUNCES OF POOL SHIELD ADDED TO MAINTAIN CONTROL								
0.9 ppm	0	0	0	0	0	0	0	0	
0.8 ppm	1	1	2	2	2	2	2	3	
0.7 ppm	3	3	4	4	5	5	5	6	
0.6 ppm	4	5	5	6	6	7	8	9	
0.5 ppm	6	7	7	8	10	10	11	12	
0.4 ppm	8	9	10	11	13	13	14	15	
0.3 ppm	9	10	12	13	15	15	16	18	
0.2 ppm	11	12	14	15	17	18	20	21	
0.1 ppm	12	14	15	17	19	20	22	24	

#### MAINTAINING METALLIC COPPER CONCENTRATION IN SPAS

Spa Volume (gallons)	100	200	300	400	500	700	800	900	1,000
Measured Metallic Copper Level in Spa	ADDITIONAL MILLILITERS OF POOL SHIELD ADDED TO MAINTAIN CONTROL								
0.9 ppm	0	0	0	0	0	0	0	0	0
0.8 ppm	1	1	2	3	3	4	5	6	6
0.7 ppm	1	3	4	5	6	9	10	11	13
0.6 ppm	2	4	6	8	9	13	15	17	19
0.5 ppm	3	5	8	10	13	18	20	23	25

0.4 ppm	3	6	9	13	16	22	25	28	32
0.3 ppm	4	8	11	15	19	27	30	34	38
0.2 ppm	4	9	13	18	22	31	35	40	44
0.1 ppm	5	10	15	20	25	35	40	45	51]

#### FOR PREVENTION OF ALGAE

An alternate method is to Application should be made before visible algae appear. Apply at the rate of 1 fluid ounce of POOL SHIELD per 1,000 gallons of water. This will yield a rate of 0.45 ppm metallic copper. Repeat a maintenance dosage of 1 fluid ounce of POOL SHIELD per 1,000 gallons of water once a month to maintain control. Application should be made before visible algae appear. Where visible algae are present apply at a rate of 2 fluid ounces of POOL SHIELD per 1,000 gallons of water. This will yield a rate of 0.9 ppm metallic copper.

#### **FAPPLICATION AND HANDLING EQUIPMENT**

Application, handling or storage equipment MUST consist of fiberglass, PVC, polypropylene, viton, corrosion resistant plastics or stainless steel. Never use mild steel, nylon, brass or copper around POOL SHIELD. Always rinse and clean equipment thoroughly each night with plenty of fresh, clean water.]

**For Residential uses -** Containers with capacities less than 5 gallons

### PESTICIDE STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Store tightly closed in original container in a safe place away from pets] and keep out of the reach of children. Store away from excessive heat. <u>Do not allow to POOL SHIELD</u> will freeze. Always store <u>POOL SHIELD</u> above 32° degrees F. (<u>Do Not Freeze</u>). Freezing may cause product separation. Keep away from galvanized pipe, and any nylon storage or handling equipment.

#### <mark>[OPTIONAL PICTURE OF PENGUIN]</mark> [<del>DO NOT FREEZE]</del>

{Containers with capacities less than 5 gallons}

#### PESTICIDE DISPOSAL AND CONTAINER HANDLING:

Nonrefillable container. Do not reuse or refill this container. IF EMPTY: Place in trash or Offer for recycling if available or discard in a sanitary landfill. IF PARTLY FILLED: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

#### {For Commercial Uses}

### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Store tightly closed in original container in a safe place away from petsl and keep out of the reach of children. Store away from excessive heat. Do not allow to freeze. Always store above 32° F. Freezing may cause product separation. Keep away from galvanized pipe, and any nylon storage or handling equipment.

**PESTICIDE DISPOSAL:** Pesticide wastes are acutely hazardous. Improper disposal of excess 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.

#### **CONTAINER HANDLING:**

**[Containers with capacities less than or equal to 5 gallons:** Nonrefillable container. Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ 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 2 more times. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration.]

**Containers with capacities greater than 5 gallons:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least 1 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 2 more times. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration.]

#### [Containers too large to shake]

**IREFILLABLE CONTAINERS:** PESTICIDE DISPOSAL AND CONTAINER HANDLING:
Container. Refill this container with pesticide only. Do not reuse 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 the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10% 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 2 more times.

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.

IF PARLY FILLED: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

## IMPORTANT READ BEFORE USING LIMITED WARRANTY AND LIMITATION OF REMEDIES

Read the entire Directions for Use, Limited Warranty and Limitation of Remedies (including limitations on liability) before using this product. If terms are not acceptable, return the unopened product container at once. By using this product, user or buyer accepts the following conditions, disclaimer of warranties and limitations of liability.

The Directions for Use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Algae Products, LLC.

To the extent consistent with applicable law, all such risks shall be assumed by the user or buyer.

To the extent consistent with applicable law, seller warrants that the product conforms to the chemical description and is reasonably fit for the purpose stated on the label for use under normal conditions, but makes no other warranties of FITNESS OR MERCHANTABILITY expressed or implied, or any other warranty if the product is used contrary to the label instruction, or under conditions not foreseeable to the seller. To the extent consistent with applicable law, the seller shall not be liable for more than the cost of this product to the buyer and will in no event be liable for any consequential, special or indirect damages connected with the use or handling of this product. This product is offered and the buyer or user accepts it subject to the foregoing terms which may not be varied. Seller makes no warranty for product which has been frozen.

Manufactured by:
Algae Products, LLC
113 SE 22<sup>nd</sup> Street, Suite 1
Bentonville, AR 72712
Phone: XXX-XXX



MARKED LABEL EPA SAL.20181107.92497-1

Notification 08/11/2020

[Information in brackets [] is optional or instructional; italics in brackets indicate instructions not part of labeling.]

#### **(OPTIONAL MARKETING STATEMENTS)**

[Treats and prevents algae guaranteed]

[Kills Black, Mustard, Green, Blue-green, Pink]

[Algae Killing and Prevention]

[Algae free guarantee]

[Effectively kills and prevents algae]

[Kills all forms of algae]

[Complete pool and spa care system]

[Suitable for all pools]

[Ideal for above ground pools]

[Specially formulated for use in above ground pools]

[Compatible with all pool surfaces]

[Compatible with chlorine, bromine and salt systems]

[Effective, Affordable and Easy]

[Apply just every 2-weeks]

[Gentle on equipment]

[Easy to use]

[Easy to apply liquid formula]

[No dust or vapors to breath]

[Easy application]

[Rapidly dispersing]

[Rapid dispersion]

[Self-dispersing]

[Non-Foaming & Non-Staining]

[No pre-mixing]

[Low dosage]

[No settling]

[No staining]

[Less staining]

[Ideal for low flow applications]

[Ideal for winterizing pools]

[Reduce chlorine usage]

[Chlorine reducer

[Not dissipated by sunlight]

[No taste or odor]

[Tasteless and odorless]

[Made in the USA]

[Swim immediately after application]

[Will not fade swimsuits]

[Will not fade liners]