67071-6

2/10/2014



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

FEB 1 0 2014

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

Cheryl Woodward Thor GmbH 50 Waterview drive Shelton, Connecticut 06484

Subject: Removal of "Not for Use in California" Qualifier to Metal Working Fluid Use EPA Reg. No. 67071-6 Notification Letter Dated December 17, 2013

This letter acknowledges receipt of the Notification identified above submitted under the provisions of section 3(c)(9) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended and PR Notice 98-10. This Notification requests:

• Removal of "Not for Use in California" Qualifier to Metal Working Fluid Use

Based on a review of the submitted information, this notification is acceptable. This information has been made a part of your file. Please note that if you would like a stamped label, you must submit an amendment request.

Should you have any questions concerning this letter, please contact Elizabeth Watkins at (703) 347-0241.

Sincerely,

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

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Please read instructions on reverse before compresing form. United State Environmental Protect Washington, DC	es ction Agency	Proved. JMB No. Registr Amend ✓ Other)		
Applica	ntion for Pesticide - Sec	tion I			
1. Company/Product Number 67071-6	2. EPA Product Mar Marshall Swinde	•	3. Proposed Classification		
4. Company/Product (Name) Thor GmbH / ACTICIDE 45	PM#		Vone Restricted		
 5. Name and Address of Applicant (Include ZIP Code) Thor GmbH, Landwehrstrasse 1, D-67346, Speyer, Gern U.S. Agent: Thor Specialties, Inc. 50 Waterview Drive, Shelton CT 06484 Check if this is a new address 	1	is similar or iden 67071-6	ance with FIFRA Section 3(c)(3) atical in composition and labeling		
	Section - II				
Amendment - Explain below. Final printed labels in repsonse to Agency letter dated Resubmission in response to Agency letter dated "Me Too" Application. Image: Notification - Explain below. Other - Explain below. Explanation: Use additional page(s) if necessary. (For section I and Section II.) Other - Explain below. Notification of label change as required by the State of California and per PR Notice 98-10 / 95-2. This notification is consistent with the requirements of EPA's regulations at 40 CFR §§ 156.10, 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, 156.140, 156.140, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141, 156.140, 156.141,					
	Section - III	<u></u>			
1. Material This Product Will Be Packaged In:					
Child-Resistant Packaging Yes ✓ No Certification must be submitted Unit Packaging Yes ✓ No If "Yes" Unit Packaging Yes ✓ No No. per Unit Packaging			f Container Metal Plastic Glass Paper Other (Specify)		
3. Location of Net Contents Information 4. Size(s) ✓ Label	Reteil Conteiner 5, 55, and 265 gallons	5. Location of La	abel Directions		
6. Manner in Which Label is Affixed to Product $ \begin{bmatrix} \checkmark Lithograph \\ Paper glued \\ Stenciled \end{bmatrix} Other $					
Stenciled Section - IV					
1. Contact Point <i>(Complete items directly below for identific</i>		if necessary, to p	process this application.)		
Name Cheryl Woodward	Title Regulatory Specialist		Telephone No. (include Area Code) 203-516-6980		
Certif I certify that the statements I have made on this form I acknowledge that any knowlinglly false or misleading both under applicable law.					
2. Signature Cheyl Wordwad	3. Title Regulatory Specialist				
4. Typed Name Cheryl Woodward	5. Date 12/17/2013				

EPA Form 8570-1 (Rev. 3-94) Previous editions are obsolete.



December 17, 2013

Mr. Marshall Swindell, Product Manager 33 Regulatory Management Branch I Antimicrobial Division, OPP (7510W) U.S. ENVIRONMENTAL PROTECTION AGENCY 2777 Crystal Drive Potomac Yard South Arlington, VA 22202

Re: <u>Product</u>: ACTICIDE[®] 45, EPA Registration No. 67071-6 Notification of label change <u>Company</u>: Thor GmbH; <u>US Agent</u>: Thor Specialties, Inc

This is a notification and not subject to fees

Dear Mr. Swindell:

This label change notification is submitted by Thor Specialties, Inc., U.S. agent for Thor GmbH. This notification of label change is as required by the State of California and per PR Notice 98-10 / 95-2.

The State of California requested that we submit this notification with regards to the removal of the qualifier "*not approved for use in the state of California". The acceptance of this label at the DPR is pending EPA's acceptance of the modified formatting.

I) The following modifications have been made to the label:

Asterisks have been removed from the following uses now approved in California: metalworking fluids and hydraulic fluids

II) The following modifications have been made to the Information Sheet:

A qualifier (*) has been removed from the front of the following uses which are approved in California and the explanation of the asterisk (*) at the end of the use statements has been removed: metalworking fluids and hydraulic fluids.

The attached material consists of the following:

- 1. Application Form for a Notification to modify the label.
- 2. Copy of ACTICIDE[®] 45 label with changes marked (FOR REFERENCE ONLY)
- 3. Final Printed label for ACTICIDE[®] 45

If you have any questions or need additional information, please contact Lynn Tordo or me at your convenience.

Sincerely, Cheyl Wordwad

Cheryl Woodward Regulatory Specialist

Enc.

Cc: Lynn P. Tordo, M.S. Geri Werdig, Pesticide Registration Associates

002 — 12/17/2013		THOR
ENVIRONMENTAL HAZARDS toxic to fish and wildlife. Do not discharge effluent containing this s. streams, ponds, estuaries, oceans or public waters unless this contrivited and scheresed in on NDDCS controls and the	ACTICIDE [®] 45	Precautionary Statements: Hazards to Humans and Domestic Animals
Incarry retrimited and addressed in an NFDES permit and the rity has been notified in writing prior to discharge. Do not it containing this product to sear systems without previously age treatment plant authority. For guidance contact your State Regional Office of the EPA. Do not contaminate water by cleaning disposal of waste. Apply this pesticide only as specified on this	ACTIVE INGREDIENT: 2-n-Octyl-4-isothiazolin-3-one INERT INGREDIENTS: TOTAL: 100.0%	DANGER CORROSIVE. CAUSES PERMANENT, IRREVOCABLE EYE DAMAGE AND SKIN BURNS. MAY CAUSE ALLERGIC SKIN REACTION. MAY BE FATAL IF SWALLOWED. HARMFUL IF ABSORBED THROUGH SKIN OR INHALED PROLONGED OR REPEATED OVEREXPOSURE CAN CAUSE CENTRAL
 DISPOSAL ate food or feed by storage, disposal or cleaning of equipment. OSAL: Do not store or transport in unlined metal containers. 	KEEP OUT OF REACH OF CHILDREN DANGER - PELIGRO	NERVOUS SYSTEM EFFECTS AND KIDNEY AND LIVER DAMAGE. DO NOT GET IN EYES, ON SKIN, ON CLOTHING. WEAR GOGGLES OR FACE SHIELD. WEAR PROTECTIVE CLOTHING AND RUBBER GLOVES. AVOID BREATHING VAPOR OR MIST KEEP CONTAINER CLOSED. USE WITH ADFOLJATE VENTIATION. DO NOT TAKE INTERNALY WASH
sal: Pesticide wastes are acutely hazardous. Improper disposal of to rinsate is a violation of Federal Law. If these wastes cannot be according to Abal instructions contact vour State Bearlinds or	See Side panel for additional precautionary statements FIRST AID	THOROUGHLY WITH SOAP AND WATER AFTER HANDLING AND BEF EATING, DRINKING, OR USING TOBACCO.
ontrol Agency or the Hazardous Voltact you date restruct of gional Office for guidance.	If Swallowed: P Call a poison control center or doctor immediately for treatment advice. P Have person sip a glass of water if able to	DIRECTIONS FOR USE It is a violation of Federal Law to use this product in a manner inconsistent with its obtained
ntainer. Do not reuse or reful this container. Triple rinse container nptying. Triple rinse as follows. [For containers < 5 gallons in e remaining contents into application equipment or a mix tank and onds after the flow begins to drip. Fill the container % full with Schere fr0 seconds. Bour rinsets into application equipment	 ▶ Do not induce vomiting unless told to do so by the pronting center or doctor. ▶ Do not give anything by mouth to an unconscious person 	ACTICIDE [®] 45 is an industrial microbiocide to be used for the protection of paint films, coatings, including wood coatings and wood coating solutions including *sapstain control; adhesives, *building materials including *sealants, *mastics;
Consistent of the production of the productin of the production of the production of the production	If on Skin: > Take off contaminated clothing. Or Clothing > Rinse skin immediately with plenty of water for 15-20 minutes. > Call a poison control center or doctor for treatment.	*caulks: "joint cements: "spacking: "stucco;" grouts: "applied furn/wet state of adhesives, tackifiers, paints, coatings and other building materials; "hides; "leather; "textiles; "fibers; "fabrics; "plastic/PVC/vinyl products; metalworking fluids; hydraulic fluids against attack by mildew, and fungus. READ AND FOLL OW THE DIRECTIONS FOR USE ON THE ACCOMPANYING
seconds. Stand the container on its end and tip it back parts seconds. Stand the container on its end and tip it back and forth urn the container over onto its other end and tip it back and forth- mpty the rinsate into application equipment or a mix tank or store ise or disposal. Repeat this procedure two more times. Then it available or puncture and dispose of in a sanitary landfill, or by	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. > Call a poison control center or doctor for further treatment	INFORMATION SHEET. * Not approved for these uses in the State of California EPA Reg. No. 67071-6 EPA Est. No. 67071-DEU-001 Manufactured By/For: Thor GmbH D-67346 Speyer, Germany
s approved by state and local authontes. CONSULT FEDERAL, STATE OR LOCAL DISPOSAL FOR APPROVED ALTERNATIVE PROCEDURES. CONDITIONS OF SALE AND WARRANTY Its that the product conforms to its chemical description and is reasonably fit and on the label only when used in accordance with label directions under add on the label only when used in accordance with label directions under add on the label only when used in accordance with label directions under add on the label only when used in accordance with label directions under add on the label only when used in accordance with label directions under add on the label only when used in accordance with label directions under add on the label only when used in accordance with label directions under the accordance with the state accordance with label directions under the accordance with the state accordance with label directions under the accordance with the accordance with label directions under the accordance with a	If in Eyes: PHold eye open and rinse slowly and gently with water for 15-20 minutes. PRemove contact lenses, if present, after the first 5 minutes, then continue rinsing. P Call a poison control center or doctor for treatment advice.	Tel. (05232) 6360 U.S. Office: Thor Specialies, Inc. 50 Waterview Drive; Shelton, CT 06484 USA Tel. (203) 516-6980 [or: Manufactured By: Thor Quimicos de México SA de CV;
THER OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE and use of the product by Buyer or User are beyond the control of Thor GmbH uch as ineffective wither, unalended consequences resulting from, but to to follow lacel directions will be assumed by the Buyer or User. IN NO GMBH OR FELLER 9E "4ELD L'ABLE FOR CONSEQUENTIAL, SPECIAL WAGES RESULTIVE. TROM THE "ANDLING, STORAGE OR USE OF THIS	HOT LINE NUMBER: Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information.	Manufactured For: Thor GmbH 50 Waterview Drive, Shelton, CT 06484 USA 50 Waterview Drive, Shelton, CT 06484 USA
·	Note to physician: Probable mucosal damage may contraindicate the use of gastric lavage.	I.e. (203) 510-5980) UN 2922, CORROSIVE LIQUID, TOXIC, N.O.S. (2-Octyl-2H-isothiazol-3-one), 8+6.1, PG-II For Transportation / Spills Emergency: Call Chemtrec at 1-800-424-9300
	Mfg Date:	Net Contents (pounds):
		4/8

Label # 006-0 V002 -

This pesticide is toxic tr product into lakes, strest product is specifically is permitting authority has discharge effuent conta notifying the sewage tre Water Board or Region of equipment or disposs label.

STORAGE AND DISI

Do not contaminate for STORAGE DISPOSA

Pesticiate Disposal: Peet excess pesticide or rins disposed of by use acc **CONTAINER DISPOS**. Non-refillable container promptly after emplying acial for 10 seconds aft water and recap. Shak water and recap. Shak water and recap. Shak or a mix tank or store ri water and recap. Shak or a mix tank or store ri drain for 10 seconds aft water and recap. Shak water for 10 seconds aft of the flow begins to off off an to reveal times. Turn the several times. Turn the several times. Thos offer for recycling if ava other procedures appro-

GENERAL: CON AUTHORITIES FOR

Thor GmbH warrants that the content proper stated on normal conditions of uses WARRANTIES EITHER O WARRANTIES EITHER O Handling, storage and use, and Seller, Risks such as in not limited to, failure to foi CASE WILL THOR CABH CASE WILL THOR CABH PRODUCT.

Batch:



THIS ACTICIDE[®] 45 INFORMATION SHEET MUST ACCOMPANY EACH SHIPMENT OF ACTICIDE[®] 45

DIRECTIONS FOR USE

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

DRY FILM PRESERVATIVE FOR PAINTS, COATINGS, WOOD COATINGS, WOOD COATING SOLUTIONS: Control of fungi in latex and oil-based paints and coatings (non-food contact), including colorants used in paints and coatings. The amount of ACTICIDE [®] 45 needed to protect dry and the applied/wet-states of paints, coatings, colorants used in paints and coatings, and wood coatings varies with the type of formulation and exposure conditions of the film (e.g., indoor vs. tropical climates). The Thor Specialties Technical Department will assist in the determination of the optimum quantity required by your product. This facility is especially helpful where a formulation has a greater than usual susceptibility to microbiological spoilage and/or is to be used in an area where the environmental conditions are particularly conducive to fungal growth.	0.02 – 0.29% 0.02 – 0.29 LB / PER 100 LB PRODUCT
ACTICIDE [®] 45 may be used at higher concentrations so long as the end-use product/article contains a maximum concentration of not greater than 1320 ppm OIT.	
To control sapstain on debarked logs and lumber, prepare a working solution by mixing with water. The working solution must be mixed thoroughly before and during use. Apply the working solution with a spray or dip system that coats all surfaces of the wood evenly and thoroughly. Treated wood must not be used or placed where it may contact food or animal feed. *Not approved for this use in the state of California	1 – 5 QT / PER 250 GAL WATER
DRY FILM PRESERVATIVE FOR ADHESIVES	0.02 - 0.29%
Control of fungi in adhesives (non-food contact). The amount of ACTICIDE [®] 45 needed to protect dry and the applied/wet-states of industrial adhesives varies with the type of formulation. The Thor Specialties Technical Department will assist in the determination of the optimum quantity required by your product. This facility is especially helpful where a formulation has a greater than usual susceptibility to microbiological spoilage and/or is to be used in an area where the environmental conditions are particularly conducive to fungal growth.	0.02 – 0.29 LB / PER 100 LB PRODUCT

Information Sheet # 006-0 V002 - 12/17/2013 Page 1 of 4

EPA Reg. No. 67071-6 Manufactured By/For: Thor GmbH D-67346 Spe

U.S. Office:

Thor GmbH D-67346 Speyer, Cermony Tel. (06232) 6360 Thor Specialties, Inc. 50 Waterview Drive, Shelton, CT 06484 USA Tel. (203) 516-6980



THIS ACTICIDE[®] 45 INFORMATION SHEET MUST ACCOMPANY EACH SHIPMENT OF ACTICIDE[®] 45

DIRECTIONS FOR USE

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

DRY FILM PRESERVATIVE FOR BUILDING MATERIALS INCLUDING:	0.02 - 0.29%
*SEALANTS	
*MASTICS	0.02 – 0.29 LB / PER 100 LB PRODUCT
*CAULKS	
*JOINT CEMENTS	
*SPACKLING	
*STUCCO	
*GROUTS	
*CONCRETE ADMIXTURES	
Control of fungi in building materials (non-food contact).	
The amount of ACTICIDE® 45 needed to protect dry and the applied/wet-states of	
building materials varies with the type of formulation and exposure conditions of	
the film (e.g., indoor vs. tropical climates). The Thor Specialties Technical	
Department will assist in the determination of the optimum quantity required by your product. This facility is especially helpful where a formulation has a greater	
than usual susceptibility to microbiological spoilage and/or is to be used in an	
area where the environmental conditions are particularly conducive to fungal	
growth.	
*Not approved for these uses in the state of California	
*APPLIED FILM / WET STATE PRESERVATIVE	0.02 – 0.29%
Control of bacteria and fungi in the applied film/wet state of adhesives, tackifiers,	0.02 – 0.29 LB / PER 100 LB PRODUCT
paints, coatings and building materials (such as fire-proofing and sound-proofing	
coatings) for the purpose of protecting the applied film/wet state prior to a full	
cure.	
*Not approved for this use in the state of California	
*LEATHER PRESERVATION	0.014 – 0.06%
Prevention of bacterial and fungal growth on wet leather stock such as pickled,	0.014 – 0.06 LB / PER 100 LB PELT
chrome-tanned and vegetable-tanned hides and leather, including wet-blues.	WEIGHT
The optimum use concentrations will depend on the manufacturing process, the	
required properties of the product and the environment to which it will be	
exposed. Levels will be particularly affected by natural fat content, skin thickness, storage time and tannery conditions.	
*Not approved for this use in the state of California	
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Information Sheet # 006-0 V002 - 12/17/2013 Page 2 of 4

EPA Reg. No. 67071-6 Manufactured By/For: Thor GmbH

U.S. Office:

Thor GmbH D-67346 Speyer, Germany Tel. (06232) 6360 Thor Specialties, Inc. 50 Waterview Drive, Shelton, CT 06484 USA Tel. (203) 516-6980



THIS ACTICIDE[®] 45 INFORMATION SHEET MUST ACCOMPANY EACH SHIPMENT OF ACTICIDE[®] 45

DIRECTIONS FOR USE

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

*TEXTILE, *FIBER AND *FABRIC PRESERVATION Prevention of bacterial and fungal growth, in the presence of moisture, in/on fibers, textiles and fabrics, including carpets and backing materials, natural and man-made. The optimum use concentrations will depend on the manufacturing process, the properties of the product and the environment to which it will be exposed. Levels will be particularly affected by the fabric thickness, proximity to the air circulation, storage time and ambient humidity. *Not approved for these uses in the state of California	0.1 – 0.25% 0.1 – 0.25 LB / PER 100 LB PRODUCT
*PRESERVATION OF PLASTIC/PVC/VINYL PRODUCTS Control of mildew, fungi and bacteria in PVC flooring and wall coverings, coated fabrics for upholstery, interior automotive parts, refrigerator gaskets, shower curtains, mattress covers, artificial leather, rain wear, protective wear, shoes, boots, PVC slippers and gloves.	0.1 – 0.5% 0.1 – 0.5 LB / PER 100 LB FORMULATION Or 0.05 – 0.5% 0.05 – 0.5 LB / PER 100 LB PLASTISOL
ACTICIDE [®] 45 is also recommended in situations generally subject to external environmental variations such as use in automotive landau tops, external automotive trim, tarpaulins, tents, awnings, indoor/outdoor carpeting, garden hoses, pool and pond liners, marine upholstery, swimming pool liners, roof liners, lining foils, cable casings, PVC tiles and fibers. Mode of application for plastic/PVC/vinyl products. ACTICIDE [®] 45 can, in most of the standard methods of plastics production, be introduced in different phases of the process cycle. An absolutely homogeneous incorporation into the material is essential for a good antimicrobial activity. The mixture of the product with fluid additives should be ensured by the use of a good mechanical stirring device. The product may never be introduced directly into fillers and pigments. ACTICIDE [®] 45 is first dissolved in the plasticizer. Subsequently, the rest of the additives are mixed in and homogeneously worked together. The product can also be homogeneously distributed in finished plastisols by intensive mixing.	0.15 – 0.75 LB / PER 100 LB FORMULATION

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U.S. Office:

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THIS ACTICIDE[®] 45 INFORMATION SHEET MUST ACCOMPANY EACH SHIPMENT OF ACTICIDE[®] 45

DIRECTIONS FOR USE

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

METALWORKING FLUID PRESERVATION

Control of fungi in the manufacture and use of soluble, synthetic, and semi-synthetic metalworking fluids. ACTICIDE[®] 45 is not recommended for use in systems or fluids which are subject to foaming or systems with high levels of tramp oil. ACTICIDE[®] 45 should be directly dispensed into the metalworking concentrate or use-dilution metalworking fluid using a metered pump or other point-of-use device and uniformly dispersed throughout the liquid. Greatly contaminated systems must be cleaned before treatment is begun.

FLUID CONCENTRATES

ACTICIDE[®] 45 should be added to the metalworking concentrate at a level to ensure that the final use-dilution fluid will contain 55-167 ppm of product (25-75 ppm active ingredient).

USE-DILUTION FLUID

For a noticeably fouled system, add 0.47-1.44 pounds of ACTICIDE[®] 45 per 1,000 gallons of emulsion. This will provide 25-75 ppm active ingredient. Repeat until control is achieved. For maintenance of a non-fouled system, add 0.09-0.58 pounds of ACTICIDE[®] 45 per 1,000 gallons of emulsion every 4 weeks. This will provide 5-30 ppm active ingredient. A higher dose range and /or increased frequency of treatment may be required, depending upon rate of dilution of the preservative with the makeup fluid, the nature and severity of contamination, level of control required, filtration effectiveness, system design, etc.

HYDRAULIC FLUID PRESERVATION

Preservative in the manufacture and use of soluble oils, high water-based and emulsion hydraulic fluids. ACTICIDE[®] 45 should be directly dispensed into the hydraulic concentrate or use-dilution hydraulic fluid using a metered pump or other point-of-use device and uniformly dispersed throughout the fluid. Greatly contaminated systems must be cleaned before treatment is begun.

FLUID CONCENTRATES

ACTICIDE[®] 45 should be added to the hydraulic fluid concentrate at a level to ensure that the final use-dilution fluid will contain 55-167 ppm of product (25-75 ppm active ingredient).

USE-DILUTION FLUID

For a noticeably fouled system, add 0.47-1.44 pounds of ACTICIDE[®] 45 per 1,000 gallons of emulsion. This will provide 25-75 ppm active ingredient. Repeat until control is achieved. For maintenance of a non-fouled system, add 0.09-0.58 pounds of ACTICIDE[®] 45 per 1,000 gallons of emulsion every 4 weeks. This will provide 5-30 ppm active ingredient. A higher dose range and/or increased frequency of treatment may be required, depending upon rate of dilution of the preservative with the makeup fluid, the nature and severity of contamination, level of control required, filtration effectiveness, system design, etc.

Information Sheet # 006-0 V002 – 12/17/2013 Page 4 of 4 EPA Reg. No. 67071-6 Manufactured By/For: Thor GmbH D-67346 Sp Tel. (06232)

U.S. Office:

Thoi Gilbin D-67346 Speyel, Germany Tel. (06232) 6350 Thor Specialties, Inc. 50 Waterview Drive Shelton, CT 06484 USA Tel. (203) 516-6980

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