

67071-39

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

MAY 20 2010

OFFICE OF
PREVENTION, PESTICID
AND TOXIC SUBSTANCES

Lynn P. Tordo
Thor Specialties, Inc.
56 Quarry Road
Trumbull, CT 06611

Subject: **ACTICIDE PAX**
EPA Registration No. 67071-39
Application Date: February 10, 2010
Receipt Date: February 18, 2010

Dear Ms. Tordo:

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

Proposed Amendment:

Updating Container Disposal Statements per PR Notice 2007-4

General Comment:

A stamped label is enclosed. Submit 1 copy of your final printed label before distributing or selling the product bearing the revised labeling.

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6416 or by e-mail at campbell-mcfarlane.jacqueline@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,

Jacqueline McFarlane
Jacqueline McFarlane
(Acting) Product Manager (34)
Regulatory Management Branch II
Antimicrobials Division (7510P)

Enclosed Stamped Labeling

CONCURRENCES							
SYMBOL							
SURNAME							
DATE							

ACTICIDE® PAX



This product is not to be sold to the retail market nor to residential users/consumers. It is only for the commercial/industrial market

Precautionary Statements: Hazards to Humans and Domestic Animals **DANGER**

CORROSIVE. Causes irreversible eye damage. Causes skin burns. May be fatal if inhaled. Harmful if swallowed. Do not get in eyes, on skin, or on clothing. Do not breathe spray mist or vapor. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash hands before eating, drinking, chewing gum, using tobacco or using toilet. Remove contaminated clothing and wash clothing before reuse.

PERSONAL PROTECTIVE EQUIPMENT:

Handlers must wear:

- goggles or face shield
- coveralls worn over long-sleeved shirt and long pants
- chemical resistant gloves, such as Barrier Laminate, Butyl rubber, Neoprene Rubber, Nitrile Rubber, Polyvinyl Chloride (PVC and Viton)
- chemical-resistant footwear and socks
- Dust/mist filtering respirator with MSHA/NIOSH approval number prefix (TC-21C), OR NIOSH approved respirator with any N, R, P, or HE prefilter.

GENERAL PRECAUTIONS AND RESTRICTIONS

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or public 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 sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the Environmental Protection Agency.

ENVIRONMENTALLY HAZARDOUS SUBSTANCE, LIQUID, N.O.S. [3-(3,4-dichlorophenyl)-1,1-dimethylurea and 2-n-Octyl-4-isothiazolin-3-one], 9, UN 3082, PG-III

For Transportation / Spill Emergency
Call Chemtrec at 1-800-424-9300

The formulated product is intended for use as an industrial mildewcide for the control of fungal and algal growth in paint films, coatings, stains, *sealants, *mastics, *caulks and *polymer latices.

*Not for use in California

Active Ingredients:..... 36.8%
Diuron [3-(3,4-dichlorophenyl)-1,1-dimethylurea].... 19.0%
Chlorothalonil (Tetrachloroisophthalonitrile)..... 11.80%
2-N-Octyl-4-isothiazolin-3-one..... 6.0%
OTHER INGREDIENTS:..... 63.20%
TOTAL: 100.0%

KEEP OUT OF REACH OF CHILDREN **DANGER**

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

FIRST AID	
If In Eyes:	<ul style="list-style-type: none"> *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 on Skin or clothing:	<ul style="list-style-type: none"> *Take off contaminated clothing. *Rinse skin immediately with plenty of water for 15-20 minutes. *Call a poison control center or doctor for treatment.
If Inhaled:	<ul style="list-style-type: none"> * 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 Swallowed:	<ul style="list-style-type: none"> *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 the poison control center or doctor. *Do not give anything by mouth to an unconscious person
Have the product container or label with you when calling a poison control center or doctor or going for treatment. For emergency information of ACTICIDE® PAX, call the National Pesticides Information Center at 1-800-858-7378, 6:30 AM to 4:30 PM Pacific time (PT), seven days a week. During other times, call the poison control center 1-800-222-1222	
Note to physician: Probable mucosal damage may contraindicate the use of gastric lavage.	
HOT LINE NUMBER: In case of emergency, for additional information call toll free 1-800-424-9300. Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
For Transportation / Spill Emergency: Call Chemtrec at 1-800-424-9300	

STORAGE AND DISPOSAL

DO NOT CONTAMINATE WATER, FOOD, OR FEED BY STORAGE AND DISPOSAL.

PESTICIDE STORAGE: Store away from food and drinking water. Store in the original container only. Store in a dry place

PESTICIDE DISPOSAL: Pesticide wastes are hazardous. Improper disposal of excess product 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 your nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL

Non-refillable container. Do not reuse or refill this container. Triple rinse container promptly after emptying. Triple rinse as follows: [For containers < 5 gallons in size] – 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 two more times. [For containers > 5 gallons in size] - 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 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. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

GENERAL: CONSULT FEDERAL, STATE OR LOCAL DISPOSAL AUTHORITIES FOR APPROVED ALTERNATIVE PROCEDURES.

CONDITIONS OF SALE AND WARRANTY

Thor GmbH warrants that the product conforms to its chemical description and is reasonably fit for the purpose stated on the label only when used in accordance with label directions under normal conditions of use. THOR GMBH MAKES NO OTHER EXPRESS OR IMPLIED WARRANTIES EITHER OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE. Handling, storage and use of the product by Buyer or User are beyond the control of Thor GmbH and Seller. Risks such as ineffectiveness or other unintended consequences resulting from, but not limited to, failure to follow label directions will be assumed by the Buyer or User. IN NO CASE WILL THOR GMBH OR SELLER BE HELD LIABLE FOR CONSEQUENTIAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE HANDLING, STORAGE OR USE OF THIS PRODUCT.

EPA Reg. No. **67071-39**
Manufactured By/For: Thor GmbH
D-67346 Speyer, Germany
Tel. (06232) 6360
U.S. Office: Thor Specialties, Inc.
56 Quarry Road
Trumbull, CT 06611 USA
Tel. (203) 365-6530
EPA Est. No. **67071-GBR-002**

ACCEPTED
 MAY 20 2010
 Under the Federal Insecticide, Fungicide and
 Rodenticide Act as amended for the
 pesticide, registered under
 EPA Reg. No. **67071-39**

Batch:	Mfg Date:	Net Contents (pounds):
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ACTICIDE[®] PAX



DIRECTIONS FOR USE

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

This product is not to be sold to the retail market nor to residential users/consumers. It is only for the commercial/industrial market. This product must not be added to paint by residential users/consumers.

To be used only as an industrial mildewcide for the control of fungal and algal growth in paint films, coatings, stains, *sealants, *mastics, *caulks and *polymer latices.

ACTICIDE[®] PAX is a mildewcide for addition to polymer emulsions including styrene-acrylic and styrene-butadiene latices, polyvinylacetate latices and other water-based polymer latices for use in paints and special purpose coatings and in architectural and product coatings. Not for incorporation in products used to paint swimming pools.

Add ACTICIDE[®] PAX at levels of 0.20% to 2.5% (wt/wt) based on the coating, paint or polymer emulsion used on the surface. For interior latex paints or coatings, apply ACTICIDE[®] PAX at levels of 0.20% to 0.75% (wt/wt). For exterior latex emulsions and solvent based formulations, use 0.20% to 1.0% (wt/wt). However, for exterior use in highly demanding climates, at high temperatures and under higher humidity conditions, (where high fungi and algae levels may be present), up to 2.5% ACTICIDE[®] PAX may be required for the ultimate protection of the dried films. Apply during or following pigment grinding operation.

It is recommended the formulator perform cost-performance evaluations to determine the optimum dosage rate for their particular system. If questions arise concerning other modifications or conditions, contact Thor Specialties, Inc., in Trumbull, CT.

* Not for use in California

