

67071-53

08-17-2007

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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Antimicrobials Division (7510P)
1200 Pennsylvania Avenue NW
Washington, D.C. 20460

EPA Reg. Number:
67071-53

Date of Issuance:
AUG 17 2007

Term of Issuance:
Conditional

Name of Pesticide Product:
Acitcide MKW 1

NOTICE OF PESTICIDE:
 Registration
 Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):
Geri Werdig
Pesticide Registration Associates, D.C.
Agent for Thor GmbH
715 Eighth Street, S.E., Suite 3
Washington, DC 20003-2861

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA sec 3(c)(7)(a) provided that you:

1. Submit and/or cite all data required for registration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for re-registration of your product under FIFRA section 4.
2. Make the labeling changes listed below before you release the product for shipment:
 - a. Revise the "EPA Registration Number to read, EPA Reg. No. 67071-53"

Signature of Approving Official:
Marshall Swindell
Marshall Swindell
Product Manager Team-33
Regulatory Management Branch I
Antimicrobials Division (7510P)

Date:
AUG 17 2007

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- b. Under the *Precautionary Statement* section, under the word **DANGER**, delete the following language:

Corrosive, Causes irreversible eye damage and skin burns. Harmful if swallowed or inhaled. Avoid breathing spray mist. Wear protective eyewear (goggles, face shield or safety glasses). Wear protective clothing and gloves. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals.

Replace with the following language:

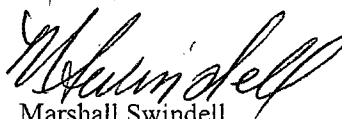
“Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear protective eyewear, such as goggles, face shield, or safety glasses. Harmful if swallowed or absorbed through skin. Avoid contact with skin or clothing.”

- c. Under the *Precautionary Statement* section, under the word **DANGER**, after the word “handling”, add the following language: “and before eating, drinking, chewing gum, or using tobacco”.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records. Submit one (3) copy of your final printed labeling prior to release of this product for shipment. If you have any questions concerning this letter, please contact Demson Fuller at (703) 308-8062.

Sincerely,



Marshall Swindell
Product Manager Team-33
Regulatory Management Branch I
Antimicrobials Division (7510P)

Enclosure: (Stamped Label)

ACCEPTED
with COMMENTS
EPA Letter Dated:

AUG 17 2007

Label # MKW1(a2)-03/30/07

Under the Federal Insecticide,
Fungicide, and Rodenticide Act as
amended, for the pesticide,
registered under EPA Reg. No. 67071-53

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.

STORAGE AND DISPOSAL

DO NOT CONTAMINATE WATER, FOOD OR FEED BY STORAGE OR 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 acutely 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: Completely empty container into application equipment. Then dispose of container in a sanitary landfill, or by incineration, or if allowed by state and local authorities by burning. If burned, stay out of smoke.

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- EPA Est. No. 67071-DEU-001

Manufactured By: Thor GmbH
D-67346 Speyer, Germany Tel. (06232) 6360

U.S. Office: Acti-Chem Specialties, Inc.
56 Quarry Road; Trumbull, CT 06611 USA
Tel. (203) 365-6530

ACTICIDE® MKW 1
(INDUSTRIAL BIOCIDES)

Active Ingredients:

Diuron [3-(3,4-dichlorophenyl)-1,1-dimethylurea] 15.00%
3-Iodo-2-propynyl butylcarbamate 10.00%
2-N-Octyl-4-isothiazolin-3-one 7.50%
OTHER INGREDIENTS: 67.50%
TOTAL: 100.00%

KEEP OUT OF REACH OF CHILDREN
DANGER

See Side panel for additional precautionary statements.

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 eye. 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 to 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 to do so by the 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 treatment advice.

In case of emergency call toll free (800)424-9300. Have the product container or label with you when you call a poison control center or doctor or going for treatment.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.

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

THOR

Precautionary Statements:
Hazards to Humans and Domestic Animals
DANGER

~~Corrosive. Causes irreversible eye damage and skin burns. Harmful if swallowed or inhaled. Avoid breathing spray mist. Wear protective eyewear (goggles, face shield or safety glasses). Wear protective clothing and gloves. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash thoroughly with soap and water after handling. 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) -socks
- chemical-resistant footwear
- dust/mist filtering respirator with MSHA/NIOSH approval number prefix (TC-21C), OR NIOSH approved respirator with any N, R, P, or HE prefilter.

DIRECTIONS FOR USE

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

The formulated product is intended for use as an industrial biocide for the control of fungal and algal growth in paint films, coatings, stains, polymer latices, and the following building materials: sealants, mastics, and caulks. READ AND FOLLOW THE DIRECTIONS FOR USE ON THE ACCOMPANYING INFORMATION SHEET.

* Not approved for use in the State of California

Batch:	Mfg Date:	Net Contents (pounds):
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ACTICIDE[®] MKW 1 INFORMATION SHEET

THIS ACTICIDE[®] MKW 1 INFORMATION SHEET MUST ACCOMPANY EACH SHIPMENT OF ACTICIDE[®] MKW 1

DIRECTIONS FOR USE

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

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

ACTICIDE[®] MKW 1 is a biocide 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[®] MKW 1 at levels of 0.30% to 1.5% (wt/wt) based on the coating, paint or polymer emulsion. For exterior use in highly demanding climates, at high temperatures and under high humidity conditions, (where high fungi and algae levels may be present), up to 2.0% ACTICIDE[®] MKW 1 may be required for the ultimate protection of the dried films. Apply during or following pigment grinding/milling 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 Acti-Chem Specialties, Inc., in Trumbull, CT.

* Not approved for use in the State of California

ACCEPTED
with COMMENTS
EPA Letter Dated:

AUG 17 2007

Under the Federal Insecticide,
Fungicide, and Rodenticide Act as
amended, for the pesticide,
registered under EPA Reg. No. 67071-5