

67360-14

7/14/2011

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

JUL 14 2011

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Leon Bonan, Environmental Officer
Akcros Chemicals, Inc.
500 Jersey Avenue
New Brunswick, NJ 08901

Subject: Notification per 2007-4
Intercide ABF-5 SV
EPA Registration Number: 67360-14
Application Date: June 27, 2011
Application Receipt: June 28, 2011

Dear Mr. Bonan:

This acknowledges receipt of your notification submitted under the provisions of FIFRA section 3 (c) 9 and PR Notice 2007-4.

Proposed Notification:


- Label revision per PR Notice 2007-4.

General Comments:

Based on a review the submitted material, your notification revising the label to comply with PR Notice 2007-4 is acceptable. A copy of this letter has been made a part of the permanent file for 67360-9.

If you have further questions concerning this letter, then please contact me by telephone at 703-308-6416 or by email at campbell-mcfarlane.jacqueline@epa.gov or Jaclyn Carl by telephone at 571-384-5684 or carl.jaclyn@epa.gov. When you are submitting information or data in response to this letter, send a copy of this letter to accompany the submission to facilitate processing.

Sincerely,


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

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060

Print Form



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 067360-NJ-001 / 67360-14	2. EPA Product Manager	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) INTERCIDE ABF-5 SV	PM#	
5. Name and Address of Applicant (Include ZIP Code) AKCROS CHEMICALS INC. 500 JERSEY AVENUE NEW BRUNSWICK, NJ 08901 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

SEE ATTACHMENT FOR EXPLANATION OF NOTIFICATION (PR 2007-4).

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container If "Yes" Package wgt. No. per container			
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			<input type="checkbox"/> Other _____		

Section - IV

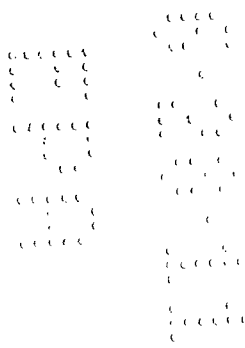
1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Leon Bonan	Title Environmental Officer	Telephone No. (Include Area Code) 732-220-6993
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment, both under applicable law.		6. Date Application Received (Stamped)
2. Signature <i>Leon Bonan</i>	3. Title Environmental Officer	
4. Typed Name Leon Bonan	5. Date June 20, 2011	

EPA FORM 8570-1

SECTION - II

EXPLANATION OF NOTIFICATION (For Section I and Section II)

"Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 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, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA."



Akzo Nobel Services Inc.

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AkzoNobel

Tomorrow's Answers Today

4085

June 27, 2011

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

RE: Akcros Chemicals Inc.
500 Jersey Avenue
New Brunswick, NJ 08901
EPA Reg. No. 67360

Intercide ABF-5 SV

Dear Sir/Madam:

Enclosed please find the revised master label for Intercide ABF-5 SV, ready-to-use pesticide. This label is being submitted to EPA via Notification for compliance with PR 2007-4, Standard for Pesticide Containers and Containment.

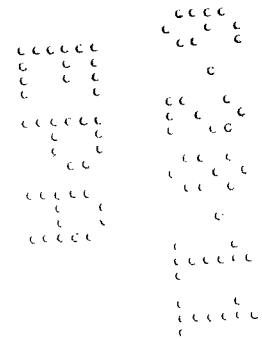
The following information will be placed on the container rather than on the product label.

NONREFILLABLE CONTAINERS: Batch Code stenciled on the top and side of each container.

NOTE: Akzo Nobel Services Inc. acts as an agent for Akcros Chemicals Inc.

Very truly yours,

Louette Rausch
Expertise Leader Regulatory Affairs Americas
Akzo Nobel Services Inc.
HSE Department



PRECAUTIONARY STATEMENTS

Hazards To Humans and Domestic Animals

Danger. Corrosive. Causes irreversible eye damage and skin burns. May be fatal if inhaled. Harmful if swallowed. Do not get in eyes, on skin, or on clothing. Do not breathe vapor or spray mist. Wear goggles or face shield, protective clothing and rubber gloves, a mask or a pesticide respirator jointly approved by MSHA (Mine Safety and Health Administration) and NIOSH (National Institute of Occupational Safety and Health). Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse. Prolonged and frequently repeated contact may cause allergic reaction in some individuals.

Do not use Intercide® ABF-5 SV on items which come into contact with food stuff nor on items of clothing or infant wear.

PERSONAL PROTECTIVE EQUIPMENT

Applicators and other handlers must wear:
Coveralls over long sleeved shirts and long pants.
Socks and chemical resistant footwear.
Goggles or face shield/Chemical resistant gloves (such as waterproof or rubber gloves)

ENVIRONMENTAL HAZARDS

This product is toxic to fish, aquatic invertebrates, birds, and mammals. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other 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 into sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office the EPA.

Manufactured For:



AKCROS
CHEMICALS

Akcros Chemicals Inc.
500 Jersey Avenue
New Brunswick, NJ 08901

INTERCIDE® ABF-5 SV

EPA Registration Number 67360-14
EPA Establishment Number 83517-MA-001
**FUNGISTATIC ADDITIVE
FOR VINYL COMPOUNDS**

ACTIVE INGREDIENT

10,10'-Oxybisphenoxarsine5.0%
INERT INGREDIENTS95.0%
TOTAL100.0%

Total Arsenic as elemental As-1.5%
Water soluble Arsenic as elemental As-less than 0.01%

KEEP OUT OF REACH OF CHILDREN DANGER

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

FIRST AID

If in eyes: Hold eyes 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: 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 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 further 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 by mouth to an unconscious person.

Note to physician: Probable mucosal damage may contraindicate the use of gastric lavage.

For emergency information call (732) 247-2209

See Side Panel For Additional
Precautionary Statements

DIRECTIONS FOR USE

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

COMPOSITION AND APPLICATION

Intercide® ABF-5 SV is a formulation of 10,10'-oxybisphenoxarsine specifically designed for compatibility with flexible vinyl systems.

The incorporation of approximately 0.6% by weight of Intercide® ABF-5 SV based on the weight of the total vinyl system will usually provide protection against the surface growth of many mildew organisms. It is recommended that each formulation be tested in a qualified laboratory in order to determine the optimum level required for protection. Akcros Chemicals Inc. can provide anti-fungal testing and/or assistance in formulation to meet individual requirements. It may be necessary to incorporate levels as high as 1.0% of this product in a vinyl system which is exposed to outside weathering.

STORAGE AND DISPOSAL

CONTAINER DISPOSAL

[Plastic Nonrefillable Container / plastic bag liner] [RCRA Hazardous Waste]

Completely empty bag into application equipment by shaking and tapping sides and bottom to loosen clinging particles. If not emptied in this manner, the bag may be considered an acute hazardous waste and must be disposed of in accordance with local, state and federal regulations. When empty, offer for recycling if available or dispose of bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Nonrefillable container. Do not refill or reuse this container. Offer for recycling if available or reconditioning if appropriate. If not, puncture and dispose of in a sanitary landfill, or incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

[Metal Nonrefillable Container / plastic bag liner] [RCRA Hazardous Waste]

Completely empty bag into application equipment by shaking and tapping sides and bottom to loosen clinging particles. If not emptied in this manner, the bag may be considered an acute hazardous waste and must be disposed of in accordance with local, state and federal regulations. When empty, offer for recycling if available or dispose of bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available or reconditioning if appropriate. If not, puncture and dispose of in a sanitary landfill, or by procedures approved by state and local authorities.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE

Keep this product in a tightly closed container, when not in use. Store in a dry, well-ventilated area away from heat or open flame.

PESTICIDE DISPOSAL

Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray 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.

NET CONTENTS:

NOTIFICATION

Date Reviewed: 11/11
Reviewed By: J. Carl