



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

October 13, 2016

Laurent C. Mezin
Regulatory and Government Affairs Leader
SePRO Corporation
11550 N. Meridian Street, Suite 600
Carmel, IN 46032

Subject: Notification per PRN 98-10 – Updating the CAS # and
Other minor changes on the label.
Product Name: K-POOL ALGAECIDE
EPA Registration Number: 67690-23
Application Date: September 15, 2016
Decision Number: 521692

Dear Mr. Mezin,

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) list 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 Compliance.

If you have any questions, you may contact Lorena Rivas at 703-305-5027 or via email at rivas.lorena@epa.gov.

Page 2 of 2
EPA Reg. No. 67690-23
Decision No. 521692

Sincerely,

A handwritten signature in blue ink, consisting of several overlapping, fluid strokes that are difficult to decipher as specific text.

for

Jacqueline Hardy, Product Manager 34
Regulatory Management Branch II
Antimicrobials Division (7510P)
Office of Pesticide Programs

Enclosure: Notification Label

NOTIFICATION

K-Pool® 67690-23

67690-23

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:

10/13/2016

K-Pool®

ALGAECIDE

EPA Reg. No. 67690-23

Master Label (main brand name) – split label containing professional and consumer uses.

FPL20160913 Highlighted

Registration Notes: Based on EPA-approved label with FPL092710.

Table of Contents for Master Label

I. Main Label – Professional Uses – Sold Bulk/Tanker Truck ONLY	Pages 1-5
II. Main Label – Consumer Landscape Uses	Pages 6-9
III. Text available on website through QR code	Page 10

General Label changes:

1. Updated FPL date
2. Revised the CAS# of the active ingredient to make consistent with CSFs.
3. Revised the Warranty Disclaimer and Misuse statements to bring in line with other SePRO labels, including the addition of a QR code and label website text.
4. One other minor revision within the text to keep consistent with the EPA-approved K Pool 7 label (67690-43).
5. Noted K-Pool is a registered trademark

[Editor's note: This portion of the master label contains Professional Uses.]

[Bulk Container/Tanker Truck Label]



K-Pool®*

ALGAECIDE

FOR USE IN SWIMMING POOLS

Water treated with K-Pool may be used for swimming immediately after treatment.

Active Ingredient

Copper Triethanolamine† (CAS# ~~34089-39-4~~82027-59-6) 26.7%

Inert Ingredients 73.3%

TOTAL 100.0%

†Metallic Copper equivalent of 8%

EPA REG. NO. 67690-23

FPL 20160913092740

EPA EST. NO. _____

SPC - _____

SePRO Corporation 11550 N. Meridian St., Ste. 600, Carmel, IN 46032 U.S.A.

Net contents _____

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

Keep Out of Reach of Children

CAUTION / PRECAUCIÓN

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

CONCENTRATED FORMULATION

Harmful if inhaled. Causes moderate eye irritation. Harmful if swallowed or absorbed through the skin. Avoid breathing vapor or spray mist. Avoid contact with skin, eyes or clothing. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove and wash contaminated clothing before reuse.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to K-Pool are barrier laminate, butyl rubber ≥14 mils, or nitrile rubber ≥14 mils. If you want more options, follow the instructions for categories A on an EPA chemical-resistant category selection chart.

Mixers, loaders, applicators, and other handlers must wear the following:

- Long-sleeve shirt and long pants;
- Shoes plus socks;
- Chemical-resistant gloves (such as nitrile or butyl rubber); and
- Respirator with an organic-vapor removing cartridge with a prefilter approved for pesticides (MSHA/NIOSH approval number prefix TC-23C), or a canister approved for pesticides (MSHA/NIOSH approval number prefix TC-14G), or a NIOSH approved respirator with an organic vapor (OV) cartridge or canister with any N, R, P or HE prefilter.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry. Discard clothing and other absorbent material that have been drenched or heavily contaminated with the K-Pool's concentrate. Do not reuse them.

USER SAFETY REQUIREMENTS

Users must:

- Wash the outside of gloves before removing.
- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling K-Pool. As soon as possible, wash thoroughly and change into clean clothing.

FIRST AID	
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 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 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 a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of emergency endangering health or the environment involving K-Pool, call INFOTRAC at 1-800-535-5053.</p>	

ENVIRONMENTAL HAZARDS

This product is toxic to fish and aquatic invertebrates and may contaminate water through runoff. K-Pool is for use in swimming pools only. Equipment washwater/rinsate and/or treated effluent must not be discharged where it will drain into lakes, streams, ponds or other public water bodies as injury to non-target plants and animals may occur.

Do not discharge effluent containing this product into lakes, ponds, streams, 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 authorities. For guidance contact your State Water Board or Regional Office of the EPA.

DIRECTIONS FOR USE

It is a violation of Federal Law to use K-Pool in a manner inconsistent with its labeling. Read all Directions for Use carefully before applying.

Do not apply K-Pool in a way that will contact adults, children, or pets, either directly or through drift.

General Precautions and Restriction

- Do not enter or allow others to enter until application is complete.
- Undiluted K-Pool or concentrations above 1.0 ppm Cu⁺⁺ may be injurious to crops, grass, ornamentals and other foliage. Do not apply in such a way that the concentrated product comes in contact with crops, ornamentals, grass or desirable plants.
- Do not allow back-flush filter water to come in contact with desirable plant species.

General Information and Application Directions

K-Pool algaecide provides effective prevention/control of algae growth in all types of swimming pools. Even though it affords long-term algae control, periodic additions on a scheduled basis will assure lasting algae control. For heavy algal infestations, more drastic treatment such as super-chlorination may be required to eradicate the algae.

Dilute K-Pool with at least nine (9) parts of water and sprinkle around edge of pool. Add additional amounts of K-Pool every two weeks according to directions in the below chart. To estimate the gallon capacity of your pool: Measure length (L), Width (W) and average Depth (D) in feet.

- For square or rectangular pools: $L \times W \times D \times 7.5 = \text{Gallons}$.
- For Circular or elliptical pools: $L \times W \times D \times 5.9 = \text{Gallons}$.

For best results For newly filled pools, begin pool maintenance with K-Pool when the pool is first filled with water. Add K-Pool according to the size of pool as given in the chart.

DILUTION CHART FOR K-POOL IN SWIMMING POOLS	
Swimming	Treatment Once Every Two

Pool Capacity in Gallons of Water	Initial Treatment (fl. oz.)		Weeks (fl. oz.)	
	All States Except California	California	All States Except California	California
5,000	2 - 5	5	1 - 2.5	2.5
10,000	3.5 - 10	10	2 - 5	5
20,000	7 - 20	20	3.5 - 10	10
30,000	10.5 - 30	30	5.5 - 15	15
40,000	14 - 40	40	7 - 20	20
50,000	17.5 - 50	50	9 - 25	25

STORAGE AND DISPOSAL

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

Pesticide Storage: Store in cool dry place.

Pesticide Disposal: Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

Warranty Disclaimer: SePRO Corporation warrants that this product conforms to the chemical description on the product label. Testing and research have also determined that this product is reasonably fit for the uses described on the product label. To the extent consistent with applicable law, SePRO Corporation makes no other express or implied warranty of fitness or merchantability nor any other express or implied warranty and any such warranties are expressly disclaimed.

Misuse: Federal law prohibits the use of this product in a manner inconsistent with its label directions. To the extent consistent with applicable law, the buyer assumes responsibility for any adverse consequences if this product is not used according to its label directions. In no case shall SePRO Corporation be liable for any losses or damages resulting from the use, handling or application of this product in a manner inconsistent with its label.

For additional important labeling information regarding SePRO Corporation's Terms and Conditions of Use, Inherent Risks of Use and Limitation of Remedies, please visit <http://seprolabels.com/terms> or scan the image below.



©Copyright SePRO Corporation

WARRANTY DISCLAIMER

~~SePRO Corporation warrants that K-Pool conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the~~

~~directions, subject to the inherent risks set forth below. SEPRO CORPORATION MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.~~

~~INHERENT RISKS OF USE~~

~~It is impossible to eliminate all risks associated with use of K-Pool. Plant injury, lack of performance, or other unintended consequences may result because of such factors as use of K-Pool contrary to label instructions (including conditions noted on the label such as unfavorable temperatures, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes), presence of other materials, the manner of application, or other factors, all of which are beyond the control of SePRO Corporation as the seller. To the extent consistent with applicable law, all such risks shall be assumed by the buyer.~~

~~LIMITATION OF REMEDIES~~

~~To the extent consistent with applicable law, the exclusive remedy for losses or damages resulting from K-Pool (including claims based on contract, negligence, strict liability, or other legal theories) shall be limited to, at SePRO Corporation's election, one of the following:~~

- ~~(1) Refund of purchase price paid by buyer or user for K-Pool bought, or~~
- ~~(2) Replacement of amount of K-Pool used.~~

~~To the extent consistent with applicable law, SePRO Corporation shall not be liable for losses or damages resulting from handling or use of K-Pool unless SePRO Corporation is promptly notified of such losses or damages in writing. To the extent consistent with applicable law, in no case shall SePRO Corporation be liable for consequential or incidental damages or losses.~~

~~The terms of the *Warranty Disclaimer* above and this *Limitation of Remedies* cannot be varied by any written or verbal statements or agreements. No employee or sales agent of SePRO Corporation or the seller is authorized to vary or exceed the terms of the *Warranty Disclaimer* or *Limitations of Remedies* in any manner.~~

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[Editor's note: This portion of the master label contains Consumer/Homeowner Uses.]

[Consumer/Homeowner Label]



K-Pool®*

ALGAECIDE

FOR USE IN SWIMMING POOLS

Water treated with K-Pool may be used for swimming immediately after treatment.

Active Ingredient

Copper Triethanolamine† (CAS# ~~82027-59-631089-39-1~~) 26.7%

Inert Ingredients 73.3%

TOTAL 100.0%

†Metallic Copper equivalent of 8%

EPA REG. NO. 67690-23

FPL 20160913092710

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SePRO Corporation 11550 N. Meridian St., Ste. 600, Carmel, IN 46032 U.S.A.

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PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

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CAUTION

CONCENTRATED FORMULATION

Harmful if inhaled. Causes moderate eye irritation. Harmful if swallowed or absorbed through the skin. Avoid breathing vapor or spray mist. Avoid contact with skin, eyes or clothing. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove and wash contaminated clothing before reuse.

FIRST AID	
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 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 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 a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of emergency endangering health or the environment involving K-Pool, call INFOTRAC at 1-800-535-5053.</p>	

ENVIRONMENTAL HAZARDS

This product is toxic to fish and aquatic invertebrates and may contaminate water through runoff. K-Pool is for use in swimming pools only. Equipment washwater/rinsate and/or treated effluent must not be discharged where it will drain into lakes, streams, ponds or other public water bodies as injury to non-target plants and animals may occur.

DIRECTIONS FOR USE

It is a violation of Federal Law to use K-Pool in a manner inconsistent with its labeling. Read all Directions for Use carefully before applying.

Do not apply K-Pool in a way that will contact adults, children, or pets, either directly or through drift.

General Precautions and Restriction

- Do not allow adults, children, or pets to enter the treated area until application is complete.
- Undiluted K-Pool or concentrations above 1.0 ppm Cu⁺⁺ may be injurious to crops, grass, ornamentals and other foliage. Do not apply in such a way that the concentrated product comes in contact with crops, ornamentals, grass or desirable plants.
- Do not allow back-flush filter water to come in contact with desirable plant species.

General Information and Application Directions

K-Pool algaecide provides effective prevention/control of algae growth in all types of swimming pools. Even though it affords long-term algae control, periodic additions on a scheduled basis will assure lasting algae control. For heavy algal infestations, more drastic treatment such as super-chlorination may be required to eradicate the algae.

Dilute K-Pool with at least nine (9) parts of water and sprinkle around edge of pool. Add additional amounts of K-Pool every two weeks according to directions in the below chart. To estimate the gallon capacity of your pool: Measure length (L), Width (W) and average Depth (D) in feet.

- For square or rectangular pools: $L \times W \times D \times 7.5 = \text{Gallons}$.
- For Circular or elliptical pools: $L \times W \times D \times 5.9 = \text{Gallons}$.

For best results, begin pool maintenance with K-Pool when the pool is first filled with water. Add K-Pool according to the size of pool as given in the chart.

DILUTION CHART FOR K-POOL IN SWIMMING POOLS				
Swimming Pool Capacity in Gallons of Water	Initial Treatment (fl. oz.)		Treatment Once Every Two Weeks (fl. oz.)	
	All States Except California	California	All States Except California	California
5,000	2 - 5	5	1 - 2.5	2.5
10,000	3.5 - 10	10	2 - 5	5
20,000	7 - 20	20	3.5 - 10	10
30,000	10.5 - 30	30	5.5 - 15	15
40,000	14 - 40	40	7 - 20	20
50,000	17.5 - 50	50	9 - 25	25

STORAGE AND DISPOSAL
<p>Pesticide Storage: Store in original container in a cool, dry place inaccessible to children or persons unfamiliar with its use.</p> <p>Nonrefillable container: Do not reuse or refill this container. Offer for recycling if available. If not, discard in the trash.</p>

Warranty Disclaimer: SePRO Corporation warrants that this product conforms to the chemical description on the product label. Testing and research have also determined that this product is reasonably fit for the uses described on the product label. To the extent consistent with applicable law, SePRO Corporation makes no other express or implied warranty of fitness or merchantability nor any other express or implied warranty and any such warranties are expressly disclaimed.

Misuse: Federal law prohibits the use of this product in a manner inconsistent with its label directions. To the extent consistent with applicable law, the buyer assumes responsibility for any adverse consequences if this product is not used according to its label directions. In no case shall SePRO Corporation be liable for any losses or damages resulting from the use, handling or application of this product in a manner inconsistent with its label.

For additional important labeling information regarding SePRO Corporation's Terms and Conditions of Use, Inherent Risks of Use and Limitation of Remedies, please visit <http://seprolabels.com/terms> or scan the image below.



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WARRANTY DISCLAIMER

~~SePRO Corporation warrants that K Pool conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. SEPRO CORPORATION MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.~~

INHERENT RISKS OF USE

~~It is impossible to eliminate all risks associated with use of K Pool. Plant injury, lack of performance, or other unintended consequences may result because of such factors as use of K Pool contrary to label instructions (including conditions noted on the label such as unfavorable temperatures, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes), presence of other materials, the manner of application, or other factors, all of which are beyond the control of SePRO Corporation as the seller. To the extent consistent with applicable law, all such risks shall be assumed by the buyer.~~

LIMITATION OF REMEDIES

~~To the extent consistent with applicable law, the exclusive remedy for losses or damages resulting from K Pool (including claims based on contract, negligence, strict liability, or other legal theories) shall be limited to, at SePRO Corporation's election, one of the following:~~

~~Refund of purchase price paid by buyer or user for K Pool bought, or
Replacement of amount of K Pool used.~~

~~To the extent consistent with applicable law, SePRO Corporation shall not be liable for losses or damages resulting from handling or use of K-Pool unless SePRO Corporation is promptly notified of such losses or damages in writing. To the extent consistent with applicable law, in no case shall SePRO Corporation be liable for consequential or incidental damages or losses.~~

~~The terms of the *Warranty Disclaimer* above and this *Limitation of Remedies* cannot be varied by any written or verbal statements or agreements. No employee or sales agent of SePRO Corporation or the seller is authorized to vary or exceed the terms of the *Warranty Disclaimer* or *Limitations of Remedies* in any manner.~~

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[Editor's note: The text below is accessible through the QR code on the label, is on the related webpage, and is not part of the container label.]

TERMS AND CONDITIONS OF USE

If terms of the *Warranty Disclaimer* and *Misuse* provisions on the product label as well as the *Inherent Risks of Use* and *Limitation of Remedies* statements below are not acceptable, return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, to the extent consistent with applicable law, use by the buyer or any other user constitutes acceptance of the terms under *Warranty Disclaimer*, *Misuse*, *Inherent Risks of Use*, and *Limitation of Remedies*.

INHERENT RISKS OF USE

It is impossible to eliminate all risks associated with use of this product. Plant injury, lack of performance, or other unintended consequences may result because of such factors as use of the product contrary to label instructions (including use under conditions noted on the label such as unfavorable temperatures, soil conditions, etc.), abnormal conditions (such as excessive rainfall, drought, tornadoes, hurricanes), the presence of other materials, the manner of application, or other factors, all of which are beyond the control of SePRO Corporation or the seller. To the extent consistent with applicable law, all such risks shall be assumed by the buyer and/or user of the product.

LIMITATION OF REMEDIES

To the extent consistent with applicable law, the exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability, or other legal theories) shall be limited to, at SePRO Corporation's election, one of the following:

1. Refund of purchase price paid by buyer or user for product bought, or
2. Replacement of amount of product used.

To the extent consistent with applicable law, SePRO Corporation shall not be liable for losses or damages resulting from handling or use of this product unless SePRO Corporation is promptly notified of such losses or damages in writing. In no case shall SePRO Corporation be liable for consequential or incidental damages or losses.

The terms of the *Warranty Disclaimer* and *Misuse* provisions on the product label and these *Terms and Conditions of Use*, *Inherent Risks of Use* and *Limitation of Remedies* cannot be varied by any written or verbal statements or agreements. No employee or sales agent of SePRO Corporation or the seller is authorized to vary or exceed the terms of the *Warranty Disclaimer* and *Misuse* provisions on the product label and these *Terms and Conditions of Use*, *Inherent Risks of Use* and *Limitation of Remedies* in any manner.
