

68868-2

6/4/2010

1 of 4

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

JUN - 4 2010



Office of Pesticide Programs

Surety Laboratories
242 Old New Brunswick Road
Suite 100
Piscataway, N. J. 08854

Attention: Donald F. Greene, Director
Regulatory Affairs

Subject: Surcide G-50
EPA Registration No. 68868-2
Notification Dated May 6, 2010

This will acknowledge receipt of your notification to revise the label container disposal statement in response to PR Notice 2007-4, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

The Notification is in compliance with PR Notice 98-10 and is acceptable. This information has been made a part of your file.

If you have any questions concerning this letter, please contact Martha Terry at (703) 308-6217.

Sincerely

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

2014



United States
Environmental Protection Agency
Washington, DC 20460

 Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Surety Laboratories, Inc. EPA# 68868-2	2. EPA Product Manager Marshall Swindell (PM# 33)	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Surcide G-50	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Surety Laboratories, Inc. 242 Old New Brunswick Road Suite 100 Piscataway, NJ 08854 <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: EPA Reg. No. <u>N/A Notification Only</u> 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.)

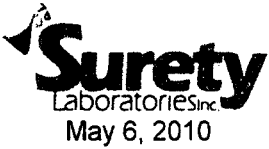
Notification-Revised Label Container Statement. "Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR § § 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been 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".

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 5, 55, GAL.		5. Location of Label Directions <input checked="" type="checkbox"/> Label Right Panel	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Donald F. Greene		Title Director of Regulatory Affairs		Telephone No. (Include Area Code) (732) 537-0777	
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and correct. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.					6. Date Application Received (Stamped)
2. Signature 			3. Title Director of Regulatory Affairs		
4. Typed Name Donald F. Greene			5. Date 5/6/2010		



242 Old New Brunswick Road, Suite 100, Piscataway, NJ 08854
Telephone: (732) 537-0777 Fax: (732) 868-0515

Mr. Marshall Swindell
Product Manager 33
Registration Division
US EPA
Ariel Rios Building
Mail Code 7510C
1200 Penn Avenue NW
Washington, DC 20460-0001

Subject: Surcide G-50 EPA Registration Number 68868-2
Notification Only. Revised Container Disposal
Statement as per PR Notice 2007-4

Dear Mr. Swindell,

Enclosed, please find the following completed paper work for notification of revised label container disposal statement for our product Surcide G-50 EPA Reg. # 68868-2. Please note this submission is submitted in accordance to PR Notice 2007-4.

- 1. EPA Application for Pesticide EPA form 8570-1
- 2. One copy of our label with the changes in the container disposal statement clearly marked by underlines.

Please be advised that:

- 1. This application is being submitted via PR-Notice 2007-4 and
- 2. "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."

Note: These statements have been included on the enclosed completed "Application for Pesticide" Form # 8570-1.

Please feel free to contact me if you have any questions.

Very truly yours,

Donald F. Greene
Director of Regulatory Affairs
Enclosures
DG/wms

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

DANGER

KEEP OUT OF REACH OF CHILDREN

Corrosive. Causes irreversible eye damage. Causes skin burns. Harmful if inhaled. May be fatal if swallowed. Harmful if absorbed through skin. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Causes asthmatic signs and symptoms in hyper-reactive individuals. Do not get in eyes, on skin, on clothing. Avoid breathing vapor. Do not swallow. Wear goggles, protective clothing, and rubber gloves. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. 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 to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

STORAGE AND HANDLING

Surcide G-50 solutions are incompatible with many commonly used materials of construction such as steel, galvanized iron, aluminum, tin and zinc. These solutions can be stored and handled in baked phenolic-lined steel, polyethylene, stainless steel, or reinforced epoxy-plastic equipment. This product freezes at about -6°F (-21°C). Therefore, unless the storage tank is inside or underground, heating and insulation may be required. If heating is needed, exposure to high temperatures should be avoided. For short storage times (up to about 1 month), temperatures of up to 100°F (37.8°C) can be tolerated but the preferred maximum storage temperature is about 80°F (26.7°C). A stainless steel centrifugal pump is suggested for transfer service. Spiral wound stainless steel with TEFLON® is suitable for gaskets and packing.

LIMITED WARRANTY AND DISCLAIMER

The manufacturer warrants (a) that this product conforms to the chemical description on the label; (b) that this product is reasonably fit for the purposes set forth in the directions for use when it is used in accordance with such directions; and (c) that the directions, warnings and other statements on this label are based upon responsible experts' evaluation of reasonable tests of effectiveness and of toxicity to laboratory animals. Tests have not been made on all varieties or in all states or under all conditions. THE MANUFACTURER NEITHER MAKES NOR INTENDS, NOR DOES IT AUTHORIZE ANY AGENT OR REPRESENTATIVE TO MAKE ANY OTHER WARRANTIES, EXPRESSED OR IMPLIED, AND IT EXPRESSLY EXCLUDES AND DISCLAIMS ALL IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR PARTICULAR PURPOSE. This warranty does not extend to, and the Buyer shall be solely responsible for, any and all loss or damage which results from the use of this product in any manner which is inconsistent with the label directions, warnings or cautions.

BUYER'S EXCLUSIVE REMEDY AND MANUFACTURER'S OR SELLER'S EXCLUSIVE LIABILITY FOR ANY AND ALL CLAIMS, LOSSES, DAMAGES, OR INJURIES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER OR NOT SUCH LIABILITY IS BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY IN TORT OR OTHERWISE, SHALL BE LIMITED, AT THE MANUFACTURER'S OPTION, TO REPLACEMENTS OF OR THE REPAYMENT OF THE PURCHASE PRICE FOR THE QUANTITY OF PRODUCT WITH RESPECT TO WHICH DAMAGES ARE CLAIMED. IN NO EVENT SHALL MANUFACTURER OR SELLER BE LIABLE FOR SPECIAL, INDIRECT OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

SURCIDE G-50

FOR USE BY MANUFACTURERS AS A PRESERVATIVE IN INDUSTRIAL, INSTITUTIONAL, AND CONSUMER PROCESSES AND PRODUCTS.

ACTIVE INGREDIENT:

Glutaraldehyde 50.0%

INERT INGREDIENTS:

50.0%

100.0%

**KEEP OUT OF REACH OF CHILDREN
DANGER
FIRST AID**

If swallowed:

- Call a poison control center immediately for treatment advice.
- DO NOT INDUCE VOMITING.
- Do not give anything to drink.

If in eyes:

- Hold eye open and rinse slowly with water for 15 - 20 minutes.
- After at least 15 minutes of rinsing or after it is judged that nearly all of the contamination has been removed, contact an ophthalmologist before attempting to remove contact lens(es).
- Call a poison control center or a doctor immediately 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 a doctor for treatment advice.

If inhaled:

- Move person to fresh air.
 - If person is not breathing, call 911 or an ambulance, and then give artificial respiration, preferably mouth-to-mouth if possible.
 - Call a poison control center or a doctor for further treatment advice.
- NOTE TO PHYSICIAN:** Aspiration may cause lung damage. Probable mucosal damage may contraindicate the use of gastric lavage.

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

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

Sold by: Surety Laboratories, Inc.
242 Old New Brunswick Road, Suite 100
Piscataway, NJ 08854

EPA Reg. No. 68868-2
Net Contents 55 gallons

EPA Est No. 68868-NJ-1
Made in USA

SY000002	Container Size 5 gallons	Container Size 55 gallons	Shipping Name	Corrosive Liquid, Acidic, Organic, N.O.S. (Contains Glutaraldehyde)	
Product Code	45 Pounds Net Weight	500 Pounds Net Weight	Hazard Class 8	ID No. UN 3265	PG II

DIRECTIONS FOR USE

GENERAL CLASSIFICATION: It is a violation of federal law to use this product in a manner inconsistent with its labeling.

GENERAL USE DIRECTIONS

Surcide G-50 is recommended for use in aqueous or water containing products and systems, including industrial, institutional and consumer in-can processes and products, to control the growth of bacteria and fungi. For effective preservation, add Surcide G-50 at a point of uniform mixing where the treated water will be circulated or mixed throughout the system. Badly fouled systems should be cleaned before treatment begins. Surcide G-50 can be applied either intermittently (slug dose) or by continuous feed where stated. Where appropriate, feed points should be below the waterline to minimize vapor.

GENERAL PRESERVATION

Non-food contact: For use by many manufacturers for in-can preservation of aqueous industrial, institutional and consumer products that require the control of bacteria and fungi, for example, mineral slurries used in paints and plastics, concrete admixtures, pigments, latices, printing inks, paints, laundry products, industrial laundry detergents, dish detergents, fabric softeners, all-purpose cleaners, hand surface cleaners, heavy duty degreasers, floor finishes, silicone concentrates, emulsions and antifoams, window cleaners, and surfactant/detergent solutions (not intended to come in contact with food). Add Surcide G-50 to the product formulation at a rate of 2.8 to 28 fluid ounces (200 to 2000 ppm) per 100 gallons based on the water content of the product. Mix uniformly.

Food Contact

For use by manufacturers that require the control of bacteria or fungi in the preservation of food contact adhesives and mineral slurries used in paper marketing.

Preservative for Concentrates

For use in concentrates where effective preservation is needed after dilution, add Surcide G-50 to the product formulation at a rate such that the diluted end-use product will contain 0.02% to 0.20% Surcide G-50.

At no time during the preservation process should the level of Surcide G-50 exceed 2.0%.

AQUEOUS METAL WORKING FLUIDS

Surcide G-50 should be added to a metalworking fluid system at a point of uniform mixing such as the fluid collection tank. Additions may be added intermittently at intervals of one week or less. Initial dose: When the system is noticeably fouled apply 0.2 to 0.6 gal of Surcide G-50 per 1000 gal of metalworking fluid to the system. Repeat until control is achieved. Subsequent dose: When microbial content is evident, add 0.08 to 0.4 gal of Surcide G-50 per 1000 gal of metalworking fluid to the system weekly, or as needed to maintain control. Badly fouled systems should be cleaned before treatment begins.

WATER BASED CONVEYOR LUBRICANTS

For use in brewery, juice, dairy, beverage, and food processing systems. Thoroughly clean tracks and conveyors to remove all gross contamination. Rinse well. Use a commercially available automatic feed system to provide 1.4 to 8.4 fluid ounces (100 to 600 ppm) of Surcide G-50 per 1000 gal of dilute lubricant.

Avoid contamination of food in application of this product.

WATER-BASED COATINGS FOR NON-FOOD CONTACT PAPER AND PAPERBOARD

To inhibit the growth of spoilage micro-organisms during manufacture, storage and distribution of water-based coatings for use on non-food contact paper and paperboard. Add Surcide G-50 at 100 - 800 ppm by weight of the formulation slurry (1 - 6 lbs of product per 10,000 lbs of slurry).

PIGMENTS AND FILLER SLURRIES FOR FOOD AND NON-FOOD CONTACT PAPER AND PAPERBOARD

To inhibit the growth of spoilage microorganisms, during manufacture, storage and distribution of pigments and filler slurries such as kaolin, calcium carbonate and titanium dioxide. Add Surcide G-50 to produce a concentration of 100-600 ppm by weight of the formulation slurry (1-6 lbs of product per 10,000 lbs of slurry). Apply once during manufacture.

**Chemtec Emergency Telephone Number
(800) 424 - 9300**

STORAGE AND DISPOSAL

PESTICIDE DISPOSAL: Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited. Pesticide wastes are toxic. 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 your Environmental Control agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 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 or reconditioning if available, or 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.

BEFORE HANDLING OR USING, READ AND UNDERSTAND CURRENT MATERIAL SAFETY DATA SHEET FOR THIS PRODUCT

Revised 05/06/2010
Replaces 01/29/04

40414