

69775-1

05/11/2011

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

MAY 11 2011

David Hentz
Apex Chemical Corporation
10105 East Via Linda Suite 103 PMB 400
Scottsdale, Arizona 85258

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Subject: Apex Liquid Chlorinizer
EPA Registration No.: 69775-1
Notification Date: 04/25/2011
EPA Receipt Date: 05/02/2011

Dear David Hentz,

This acknowledges the receipt of your notification, submitted under the provision of PR Notice 98-10 and FIFRA section 3(c)9.

Proposed Notification

- Update of Storage & Disposal statements as per PR Notice 2007-4

General Comments

Based on a review of the submitted materials, your notification for the update of the Storage & Disposal statements is acceptable and has been made a part of the records on file.

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6345 or by e-mail at henson.wanda@epa.gov or Jaclyn Carl by telephone at (571) 384-5684 or by e-mail at carl.jaclyn@epa.gov. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

A handwritten signature in black ink, appearing to read "Wanda Henson".

Wanda Henson
Acting Product Manager (32)
Regulatory Management Branch II
Antimicrobials Division (7510P)



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☒ Amendment
☐ Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Apex Chemical Corporation / 69775-1	2. EPA Product Manager	3. Proposed Classification ☒ None ☐ Restricted
4. Company/Product (Name) Apex Chemical Corporation / Apex Liquid Chlorinizer	PM# 32	
5. Name and Address of Applicant (Include ZIP Code) Apex Chemical Corporation 10105 E. Via Linda, Suite 103-PMB 400 Scottsdale, AZ 85258 ☐ 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. _____ Product Name _____	

Section - II

☒ Amendment - Explain below.	☐ Final printed labels in response to Agency letter dated _____
☐ Resubmission in response to Agency letter dated _____	☐ "Me Too" Application.
☐ Notification - Explain below.	☐ Other - Explain below.

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

Amending label's Storage and Disposal language pursuant to PR Notice 2007-4
2007-4 Certification Statement is attached.

Section - III

1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging ☐ Yes* ☐ No	Unit Packaging ☐ Yes ☐ No	Water Soluble Packaging ☐ Yes ☐ No	2. Type of Container ☐ Metal ☐ Plastic ☐ Glass ☐ Paper ☐ 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 ☐ Label ☐ Container		4. Size(s) Retail Container	5. Location of Label Directions ☐ On Label ☐ On Labeling accompanying product
6. Manner in Which Label is Affixed to Product ☐ Lithograph ☐ Paper glued ☐ Stenciled ☐ Other _____			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)			
Name David Hentz	Title Exec. Vice President	Telephone No. (Include Area Code) (480) 483-2288	
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 or both under applicable law.			6. Date Application Received (Stamped)
2. Signature 	3. Title Exec. Vice President		
4. Typed Name David Hentz	5. Date Apr 25, 2011		

A P E X CHEMICAL CORPORATION

10105 EAST VIA LINDA SUITE 103 PMB 400
SCOTTSDALE, ARIZONA 85258

PHONE: 480.483.2288

FAX: 480.483.0122

ApexCorporate@Att.net

April 25, 2011

To: U.S. Environmental Protection Agency
Document Processing Desk (AMEND)
Office of Pesticide Programs (7504P)
1200 Pennsylvania Avenue, N.W.
Washington DC, 20460-0001

From: Apex Chemical Corporation
EPA # 69775

Re: ~~Fast Track Amendment to Existing Registration for Product 69775-1~~

Dear Office of Pesticide Programs,

Please find the enclosed label which has been amended to conform to the language as set forth in (PR) 2007-4.

"Notification of label change per PR Notice 2007-04. This notification is consistent with the guidance in PR Notice 2007-04 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 statements 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."

Any further questions or clarifications shall be forwarded to
David Hentz, Exec. Vice President
Apex Chemical Corporation
(480) 483-2288
apexcorporate@att.net.

Thank you in advance for your attention to this matter.

David Hentz
David Hentz

(INSERT COMPANY LOGO)

APEX LIQUID CHLORINIZOR

ACTIVE INGREDIENT:

Sodium Hypochlorite.....10.0% by wt.

OTHER INGREDIENTS.....90.0% by wt.

TOTAL.....100.0% by wt.

KEEP OUT OF REACH OF CHILDREN

DANGER

FIRST AID

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. If present, remove contact lenses after first 5 minutes, and continue rinsing. 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 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 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 AN EMERGENCY CALL CHEMTREC AT 1-800-424-9300

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage. Have the container or label with you when you call a poison control center or doctor or going to treatment.

PRECAUTIONARY STATEMENTS: Hazardous to humans and domestic animals.

DANGER: CORROSIVE: May cause severe skin and eye irritation or chemical burns to broken skin. Causes eye damage. Wear safety glasses or goggles and rubber gloves when handling this product. Avoid breathing vapors. Wash after handling. Vacate poorly ventilated areas as soon as possible. Do not return until odors have dissipated.

PHYSICAL AND CHEMICAL HAZARDS: STRONG OXIDIZING AGENT: Mix only with water according to label directions. Mixing this product with chemicals (ie. ammonia, acids, detergents, etc) or organic matter (ie. urine, feces, etc.) will release chlorine gas which is irritating to eyes, lungs, and mucous membranes.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish and aquatic organisms.

DIRECTIONS FOR USE: It is a violation of federal law to use this product in a manner inconsistent with its labeling. Product degrades with age and exposure to sunlight and heat. Use a chlorine test kit and increase dosage as necessary to obtain required level of available chlorine.

POOL WATER DISINFECTION: To start up pool, super chlorinate with 58-116 ounces of this product for each 10,000 gallons of water to yield

5 to 10 ppm of residual chlorine. Add 11.6 ounces of this product for each 10,000 gallons of water to yield an

available chlorine residual of 1 ppm. Maintain 1.0-3.0 ppm in an unstabilized pool and 1-1.5 ppm in a stabilized one.

Adjust and maintain pool water pH to between 7.2 to 7.6 and alkalinity to between 50 to 100 ppm. DO NOT enter pool until chlorine residual is less than 4 ppm. Add this product at night with filter running. Check in morning for any adjustment.

STORAGE AND DISPOSAL: STORAGE: Store away from children. Close cap tightly after each use.

Store product in a cool, dry area, away from direct sunlight and heat to avoid deterioration. **DISPOSAL:** Nonrefillable

container. Do not reuse or refill this container. If empty: Offer container for recycling if available. If partly filled: Your

local government may forbid liquids and pesticides in their landfills. Call your local solid waste agency for disposal

instructions. Never place unused product down any indoor or outdoor drain.

EPA Reg No. 69775-1

EPA Est No. 69775-AZ-001

Net Contents: 1 gallon (3.785 Liters)

Mfg. By: Apex Chemical Corporation, Scottsdale, AZ 85258

NOTIFICATION
Date Reviewed: 5/11/2011
Reviewed By: [Signature]

Storage and Disposal language amended
per PR 2007-04.

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