

71406-4

9-27-2007

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U.S. ENVIRONMENTAL PROTECTION AGENCY
 Office of Pesticide Programs
 Antimicrobials Division (7510C)
 1200 Pennsylvania Avenue NW
 Washington, D.C. 20460

EPA Reg. Number:
71406-4

Date of Issuance:
September 27, 2007

Term of Issuance:
Conditional

Name of Pesticide Product:
WOLSIN® FL 35

NOTICE OF PESTICIDE:
 Registration
 Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

BASF CORPORATION
 26 Davis Drive
 Research Triangle Park, NC 27709-3528

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)(C) 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. Add the phrase "EPA Registration Number 71406-4".
 - b. The ingredient statement must total 100%

Signature of Approving Official:

Adam Heyward
 Product Manager Team-34
 Regulatory Management Branch II
 Antimicrobials Division (7510C)

Date:

September 27, 2007

c. Add the following skull and cross bone under the child hazard statements to read as follows:

KEEP OUT OF REACH OF CHILDREN

DANGER  **POISON**

CORROSIVE TO EYE AND SKIN

d. Add the following statement to the label:

“Do not use Wolsin® FL 35 on treated wood for construction or repair of bee hives.”

e. The following statement must be added to the label

“Lumber treated with Wolsin® FL 35 must be stored under cover, indoors, or at least 100 feet from any pond, lake, stream, wetland, or river to prevent possible runoff of the product into the waterway. Treated lumber stored within 100 feet of a pond, lake, stream, wetland, or river must be either covered with plastic or surrounded by a berm to prevent surface water runoff into the nearby waterway. If a berm or curb is used around the site, it should consist of impermeable material (clay, asphalt, concrete) and be of sufficient height to prevent runoff during heavy rainfall events.”

f. Revise the first sentence in the environmental hazards statement to read:

“This pesticide is toxic to fish and aquatic invertebrates.”

g. Revise the first aid statement and its heading to read as follows:

FIRST AID

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 by a Poison Control Center or doctor. Do not give anything by mouth to an unconscious person.

IF ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call 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, and then give artificial respiration preferably mouth-to-mouth if possible. Call a Poison Control Center or doctor for further treatment advice.

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, and then continue rinsing. Call a Poison Control Center or doctor for treatment advice. In case of emergency call (insert toll-free emergency number).

Have the product container or label with you when calling a Poison Control Center or doctor or going in for treatment.

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

- h. Remove the Personal Protection Equipment (PPE) language from the precautionary statement and list it on the label as follows:

Personal Protective Equipment

Applicators and other handlers must wear:

- Long sleeved shirt and long pants,
- Socks and shoes
- Chemical-resistant gloves (such as: Barrier Laminate or any of the following gloves at 14 mils thickness: butyl nitrile, neoprene rubber, polyvinyl chloride or Viton).
- Goggles or face shield,

- i. Add the following User Safety Requirements and Recommendations:

Follow manufacturer instructions for cleaning/maintaining PPE. If no such instructions exist for washables, use detergent and hot water. Keep and wash PPE separately from other laundry. @

"User Safety Recommendations"

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

Users should remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. User should remove personnel protective equipment immediately after handling this product. Wash outside of gloves before removing. As soon as possible wash thoroughly.

- j. Revise the precautionary the statement to read as follows:

**Precautionary Statements
Hazards to Humans and Domestic Animals
DANGER**

CORROSIVE: Causes irreversible eye damage or skin burns. Harmful if absorbed through skin. Harmful if inhaled. Harmful if swallowed. Do not get in eyes, on skin, or on clothing. Avoid breathing spray mist. Wash hands before eating, drinking, and chewing gum, using tobacco or using the toilet. Remove contaminated clothing and wash clothing before reuse.

- k. The net weight must be added to the label. The net weight must be

expressed in U.S. units of measurement. The label may also declare net contents in metric units, e.g. 1 gallon (3.785 liters).

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- i. Revise the storage and disposal statement to read as follows:

STORAGE AND DISPOSAL

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

Pesticide Storage: (Add storage instructions)

Pesticide Disposal: 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 Environmental Control Agency, or Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

Container Disposal: Triple rinse (or equivalent). Then offer for recycling or reconditioning, 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.

- j. Specify "non-food contact papermaking."

3. Submit the data listed below, conducted under the conditions of the Good Laboratory Practice in accordance with the CFR Part § 158 test guidelines referred to below:

Guidelines Reference Number	Title of Study	Date Due
§ 850.4225	Seedling Emergence using rice (<i>Oryza sativa</i>), TEP	June 1, 2008
§ 850.4250	Tier II Vegetative Vigor using rice (<i>Oryza sativa</i>), TEP	June 1, 2008
§ 850.4400	<i>Lemna gibba</i> (duckweed) using TEP	June 1, 2008
§ 850.5400	Algal toxicity studies using TEP <i>Anabaena flos-aquae</i> (blue-green cyanobacteria) <i>Navicula pelliculosa</i> (freshwater diatom) <i>Skeletonema costatum</i> (marine diatom).	June 1, 2008
§ 850.1075	Acute estuarine/marine fish	September 28, 2008
§ 850.1035	Acute Mysid shrimp	September 28, 2008
§ 850.1055	Acute embryo larvae using E. oyster	September 28, 2008
§ 850.5400	<i>Selenastrum capricornutum</i> (green algae) using TEP	June 1, 2008
§ 850.1735	Whole sediment acute freshwater invertebrates using fenpropimorphic acid	September 28, 2008
§ 850.1740	Whole sediment acute marine invertebrates using fenpropimorphic acid	September 28, 2008
AWPA	Leachability of Wood Preservatives	November 28, 2008

4. Submit three (3) copies of your final printed labeling before distributing or selling the product bearing the revised labeling.

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.

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A stamped copy of the label is enclosed for your records.

Sincerely,



Adam Heyward
Product Manager 34
Regulatory Branch II
Antimicrobials Division (7510C)

Enclosure: (Stamped Label)

**PRECAUTIONARY STATEMENT
HAZARDS TO HUMANS & DOMESTIC ANIMALS**

DANGER

Corrosive. Causes irreversible eye damage. Causes skin burns. Harmful, if swallowed. Harmful, if absorbed through skin.

Do not get in eyes or on clothing. Wear protective eyewear (goggles, face shield or safety glasses). Wear protective clothing (long-sleeved shirt, long pants, shoes, socks) and chemical resistant gloves. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to aquatic organisms. Do not apply directly to any body of water or to areas where surface water is present or to intertidal areas below the mean high water mark.

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 DISPOSAL

STORAGE: Store in original container in a cool, dry place. Keep containers closed when not in use.

PESTICIDE DISPOSAL: Do not contaminate water, food or feed by storage or 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.

CONTAINER DISPOSAL: Triple rinse (or equivalent) then offer for recycling or reconditioning or puncture and dispose of in a sanitary landfill or by other procedures approved by State and Local authorities.

Draft label

Dr. Wolman GmbH

WOLSIN® FL 35
Antisapstain Treatment of Lumber

For the control of sapstain, mold and decay of freshly cut lumber and wood products during storage and transit.

ACTIVE INGREDIENT: (w/w)	
FENPROPIMORPH:	
cis-4-(3-(4-(1,1dimethylethyl)phenyl)-2-methylpropyl)-2,6-dimethylmorpholine.....	5.4
PROPICONAZOLE:	
1-[(2-(2,4-dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl)methyl]-1H-1,2,4-triazole.....	2.7
BORIC ACID.....	9.0
INERT INGREDIENTS:(w/w).....	82.9
Product weight: 8 lbs / gallon (0,96 kg/l)	

KEEP OUT OF REACH OF CHILDREN

DANGER

STATEMENT OF PRACTICAL TREATMENT

IF SWALLOWED: Call a physician or Poison Control Center. Do not induce vomiting. Drink promptly a large quantity of milk, egg whites, gelatin solution or if these are not available, drink large quantities of water. Avoid alcohol.

IF ON SKIN: Wash with plenty of soap and water. Get medical attention.

IF INHALED: Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth-to-mouth. Get medical attention.

IF IN EYES: Hold eyelids open and flush with steady, gentle stream of water for 15 minutes. Get medical attention.

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

EPA REG.NO.
EPA EST.NO. 005526-DEU-001

DR. WOLMAN GMBH
Postfach 1160
D - 76545 Sinzheim
01149 7221 800 0

ACCEPTED
with **COMMENTS**
EPA Letter Dated:

SEP 27 2007

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

71406-4

FOR INDUSTRIAL USE ONLY

DIRECTIONS FOR USE

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

LUMBER TREATMENT: WOLSIN FL 35 is used to control sapstain, mold and decay on green or freshly cut lumber and wood products like e.g. logs, poles, posts, composites, veneers and wood chips/sawdust or other similar byproducts intended for papermaking and manufacturing of composites by dip or spray application. Lumber and wood products should be treated immediately after sawing or cutting. A delay in treatment of 24 hours or more permits stain, mold and decay growth to start which requires an increased concentration of antisapstain treatment to achieve adequate control. Treated lumber should be protected from rain and removed from direct soil / ground contact. Wood treated with Wolsin FL 35 shall not be used in marine/estuarine habitats.

MIXING INSTRUCTIONS: For bulk dip tanks and conventional spray systems prepare a 1% dilution by mixing 1 gallon WOLSIN FL 35 in 99 gallons of water. Agitate vigorously until completely dispersed. For low volume spray systems prepare a 5% dilution by mixing 1 gallon of WOLSIN FL 35 in 19 gallons of water. Complete surface wetting is essential in all types of application. If staining should occur, increase concentration to up to 3.5 gallons product per 96.5 gallons water (3.5% concentration) for dip and conventional spray systems or 2 gallons product per 18 gallons water (10% concentration) for low volume spray systems. Remove sawdust and other debris from treating solution on a regular basis to maintain correct concentration of WOLSIN FL 35 in treating solution. Rates, for all applications will vary according to wood species and moisture content, temperature, humidity, storage conditions and inoculum pressure. Monitor dip tank and / or spray booth mixtures to ensure proper concentrations are being maintained. Contact your WOLSIN FL 35 representative for application and monitoring advice.

NOTE: This product is intended to provide sapstain, mold and decay control during storage and transit which is not intended to extend to the end use site.

Notice of Warranty: Dr. Wolman GmbH warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for purposes stated on such label only when used in accordance with the directions under normal use conditions. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Dr. Wolman GmbH. In no case shall Dr. Wolman GmbH be liable for consequential, special or indirect damages resulting from the use or handling of this product. All such risks shall be assumed by the Buyer. DR. WOLMAN GMBH MAKES NO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

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