

72083-1

06/24/2008

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

June 24 2008

Luke Conyac
Regulatory Counsel
HaloSource, Inc.
1631 220th Street SE, Suite 100
Bothwell, WA 98021

Subject: Notification in Accordance with PR Notice 98-10
SeaKlear® Algae Prevention & Remover for Pools
EPA Registration Number 72083-1
Application: May 21, 2008
Receipt Date: May 30, 2008

Dear Mr. Conyac:

This will acknowledge receipt of your notification, submitted under the provisions of PR Notice 98-10, FIFRA section 3 (c) 9.

Proposed Notification:

- Addition of application method

General Comment:

Based on a review of the material submitted, the following comments apply.

The notification application is acceptable. A copy of the approved application has been inserted in the file for future reference.

CONCURRENCES

SYMBOL							
SURNAME							
DATE							

Should you have any questions concerning this letter, please contact me by telephone at (703) 308-6422 or email address at: heyward.adam@epa.gov, or Renae Whitaker telephone at (703) 308-7003 or email address at: whitaker.renae@epa.gov during the hours of 8:00 am to 3:30 pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

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

CONCURRENCES

SYMBOL							
SURNAME							
DATE							

Please read instructions on reverse before completing form.

Form Approved OMB No. 2070-0080

Print Form



United States
Environmental Protection Agency
Washington, DC 20460

Registration
Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 72083-1	2. EPA Product Manager Adam Heyward	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) HaloSource, Inc.	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) HaloSource, Inc. 1631 220th Street SE, Suite 100 Bothell, WA 98021 <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. _____ 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 of the addition of an application method to the registered label.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input checked="" type="checkbox"/> Yes* <input 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
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container pt., qt., gal.		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
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 Luke Conyac	Title Regulatory Counsel	Telephone No. (Include Area Code) 425-974-1987
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 Regulatory Counsel	
4. Typed Name Luke Conyac	5. Date May 30, 2008	



1631 220th ST SE, Suite 100, Bothell, WA 98021 Phone: 425.881.6464 Fax: 425.882.2476

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May 30, 2008

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

Dear Sir or Madam,

Enclosed is EPA Form 8570-1 with notification to the Agency of additional of similar application methods added to the registered label of EPA Reg. No. 72083-1, SeaKlear Algae Prevention and Remover.

The new application method conforms with the provisions of FIFRA §2(ee)(3) by allowing no greater exposure than the exposure of the currently registered method and allowing no change in dosage, concentration, timing or frequency of application of the registered product. The registered product is not for use against public health organisms or termites.

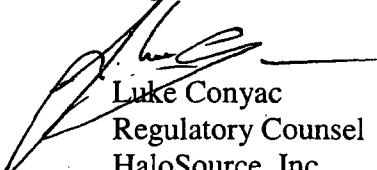
The new application method is added to the Direction for Use under direction number six and states the following: "6. When applicable, pierce dots on pill where indicated with enclosed pin. With filter running, place pill directly into pool skimmer."

This use instruction is being added to the label in support of a supplemental distributor's product, EPA Reg. No. 72083-1- 41547. The supplemental distributor's product, 90-Day-Plus Algaecide by Smartpool, is distributed in single application packaging called a "pill." One "pill" equates to one 3 month dose of the algaecide. The packaging requires the above use instruction for the different application method explained in the instruction. Although the packaging and instruction number six are different, the remainder of the label remains the same as the primary registration.

Also note that the SeaKlear Algae Prevention and Remover label, 72083-1, will continue to be distributed without use instruction number six, as it does not apply to the Seaklear Algae Prevention and Remover application method as sold by HaloSource.

Please find enclosed, three copies of the primary registration label with additional application method highlighted, three copies of the primary registration label as distributed and sold, and three copies of the supplemental distributor's label with the added instruction.

Regards,



Luke Conyac
Regulatory Counsel
HaloSource, Inc.

Encl.

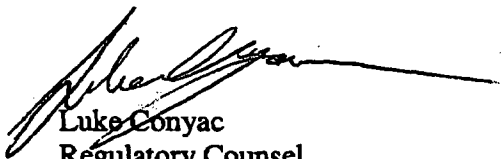


1631 220th ST SE, Suite 100, Bothell, WA 98021 Phone: 425.881.6464 Fax: 425.882.2476

To: Renae Whitaker, EPA
From: Luke Conyac, HaloSource
Date: June 12, 2008

RE: SeaKlear Algae Prevention and Remover (72083-1) Certification

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula in 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 this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under section 12 and 14 of FIFRA.



Luke Conyac
Regulatory Counsel
HaloSource, Inc.

Klear®

Reliable & Effective

Algae Prevention & Remover

For Pools



- 3 month no algae guarantee*
- Kills and prevents blue-green, green, yellow and black algae
- Long lasting algae prevention and control for 90 days
- Non-foaming
- Proven effective and reliable

*When used according to directions in balanced pool water

ACTIVE INGREDIENT

Copper Sulfate Pentahydrate	11.8%
INERT (or Others) INGREDIENTS	88.2%
TOTAL	100.0%

[*Copper as elemental 3.0%]

KEEP OUT OF REACH OF CHILDREN

CAUTION

Additional Cautions and First Aid on Side Panel
EPA Reg. No. 72083-1 EPA Est. No. 072083-WA-1

32 Fl Oz/1 Qt

SeaKlear. Algae Prevention & Remover for Pools

DIRECTIONS FOR USE

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

DOSAGE RATES

EVERY THREE MONTHS: 16 fl. oz. SEAKLEAR ALGAE PREVENTION & REMOVER per 10,000 gallons pool water (or 500 mL per 40,000 L) will prevent algae growth in all pool types.
SEVERE ALGAE TREATMENT: 32 fl. oz. SEAKLEAR ALGAE PREVENTION & REMOVER per 10,000 gallons pool water (or 1 Liter per 40,000 L).

GENERAL DIRECTIONS

1. Maintain pool water in the pH range 7.2 to 7.8. Total Alkalinity 80ppm to 120ppm. Adjust pH to 7.2 for severe algae.
2. Ensure that filtration system is working properly.
3. Brush pool regularly.
4. Calculate the volume of SEAKLEAR ALGAE PREVENTION & REMOVER required for your pool.
5. Add the product directly to pool deep end preferably in front of a water return. Dilute in a bucket of pool water when adding to pools with plaster finishes.

SEAKLEAR ALGAE PREVENTION & REMOVER must be used along with adequate levels of a EPA registered sanitizer (e.g. chlorine) to control bacteria.

PRECAUTIONARY STATEMENTS: HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if swallowed. Avoid contact with eyes, skin, or clothing. In case of contact immediately flush eyes or skin with plenty of water. Get medical attention if irritation persists. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove contaminated clothing and wash before reuse.

ENVIRONMENT HAZARDS

This product is toxic to fish. Treated effluent should not be discharged in lakes, ponds, or public water.

DISPOSAL INSTRUCTIONS

If empty: Do not reuse this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste



agency or (1-800-CLEANUP) for disposal instructions. Never place unused product down any indoor or outdoor drain.

FIRST AID

IF SWALLOWED	<ul style="list-style-type: none"> • Call poison control or doctor immediately for treatment advice • Have person sip a glass of water if able to swallow • Do not give anything by mouth to an unconscious person • Do not induce vomiting unless told to do so by the poison control center or doctor
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 immediately for treatment advice
IF IN EYES	<ul style="list-style-type: none"> • Hold eye open and rinse gently with water for 15-20 minutes • Remove contact lenses, if present, after the first five minutes, then continue rinsing eye • Call poison control center or doctor for treatment advice
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, preferable by mouth to mouth, if possible • Call a poison control center or doctor for treatment advice
HOTLINE NUMBER	Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information

NOTICE

Neither HaloSource nor the seller of this product can accept any responsibility where the product is not used according to directions and for the manner in which it was intended.

HaloSource, Inc.
1631 220th St. SE, Suite 100, Bothell, WA 98021 • Phone: 425-881-6464 • Fax: 425-556-4120
SeaKlear is a registered trademark of HaloSource, Inc.
www.halosource.com • www.seaklear.com • © 2007 HaloSource • Rev. 0035-07

30 oz.

28 oz.

26 oz.

24 oz.

22 oz.

20 oz.

18 oz.

16 oz.

14 oz.

12 oz.

10 oz.

8 oz.

6 oz.

4 oz.

b/a

90-DAY-PLUS ALGAECIDE**ACTIVE INGREDIENT**

Copper Sulfate Pentahydrate*.11.8%

INERT (or Others) INGREDIENTS:88.2%

TOTAL 100.0%

[*Copper as elemental 3.0%]

KEEP OUT OF REACH OF CHILDREN**CAUTION**

Additional Cautions and First Aid on Side Panel

EPA Reg.No.72083-1- 41547

DIRECTIONS FOR USE

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

DOSAGE RATES

EVERY THREE MONTHS: 16 fl. oz. 90 Day Plus ALGAECIDE per 10,000 gallons pool water (or 500 mL per 40,000 L) will prevent algae growth in all pool types.

SEVERE ALGAE TREATMENT: 32 fl. oz. 90 Day Plus ALGAECIDE per 10,000 gallons pool water (or 1 Liter per 40,000 L).

GENERAL DIRECTIONS

1. Maintain pool water in the pH range 7.2 to 7.8. Total Alkalinity 80ppm to 120ppm. Adjust pH to 7.2 for severe algae.
2. Ensure that filtration system is working properly.
3. Brush pool regularly.
4. Calculate the volume of 90 Day Plus ALGAECIDE required for your pool.

5. Pierce dots on pill where indicated with enclosed pin. With filter running, place pill directly into pool skimmer.



90 Day Plus ALGAECIDE must be used along with adequate levels of a EPA registered sanitizer (e.g. chlorine) to control bacteria.

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

Harmful if swallowed. Avoid contact with eyes, skin, or clothing. In case of contact immediately flush eyes or skin with plenty of water. Get medical attention if irritation persists. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove contaminated clothing and wash before reuse.

ENVIRONMENT HAZARDS

This product is toxic to fish. Treated effluent should not be discharged in lakes, ponds, or public water.

DISPOSAL INSTRUCTIONS

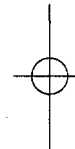
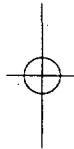
Store the 90 Day Plus Algaecide in a safe place. If empty: Do not reuse this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency or (1-800-CLEANUP) for disposal instructions. Never place unused product down any indoor or outdoor drain.

FIRST AID	
IF SWALLOWED	<ul style="list-style-type: none"> • Call poison control or doctor immediately for treatment advice • Have person sip a glass of water if able to swallow • Do not give anything by mouth to an unconscious person • Do not induce vomiting unless told to do so by the poison control center or doctor
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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, preferable by mouth to mouth, if possible • Call a poison control center or doctor for treatment advice
HOTLINE NUMBER	Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact (888) 560-7665 for emergency medical treatment information

NOTICE

Smartpool, Inc. cannot accept any responsibility where the product is not used according to directions and for the manner in which it was intended.

90-DAY-PLUS ALGAEICIDE



Sold by: Smartpool Inc.
687 Prospect Street
Lakewood, NJ 08701



www.smartpool.com

