

72854-1

10/12/2010

1/7



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OCT 12 2010

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Ms. Megha Shah Even
Agent for,
Agion Technologies, Inc.
c/o Technologies Sciences Group, Inc.
1150 18th Street, N.W.
Suite 1000
Washington, D.C. 20036

Subject: Agion Silver Antimicrobial Type AD
EPA Registration Number 72854-1
Your Notification Dated July 7th, 2010
EPA Received Date July 15th, 2010

The notification referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, FIFRA, as amended, to revise the labeling as per PR Notice 2007-4, is acceptable.

The notification has been made part of the file.

If you have questions concerning this letter, please contact Karen M. Leavy at (703)-308-6237.

Sincerely,

A handwritten signature in cursive script that reads "M Swindell".

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



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 72854-1	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Agion Silver Antimicrobial Type AD	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Agion Technologies, Inc. 60 Audubon Road Wakefield, MA 01880 <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.)

This is a notification to revise the container labeling requirements per PR Notice 2007-4 and is not subject to PRIA.

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 of the Confidential statement of formula of 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 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 type="checkbox"/> No		<input type="checkbox"/> Metal	
* Certification must be submitted	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container		<input checked="" type="checkbox"/> Plastic	
				<input type="checkbox"/> Glass	
				<input type="checkbox"/> Paper	
				<input checked="" type="checkbox"/> Other (Specify) Bag in steel can	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 20 kgs	5. Location of Label Directions <input checked="" type="checkbox"/>		
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued 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 Megha Shah Even, Technology Sciences Group, Inc.	Title Regulatory Scientist	Telephone No. (Include Area Code) 202-828-8954
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 Agent to Agion Technologies, Inc.	
4. Typed Name Megha S. Even	5. Date 7/7/10	



WASHINGTON

1150 18th Street, N.W.

Suite 1000

Washington, D.C. 20036

Telephone 202 223-4392

Fax 202 872-0745

Marshall Swindell
Product Manager 33
Antimicrobial Division (7504P)
Office of Pesticide Products
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

July 7, 2010

SUBJECT: Notification for Agion Silver Antimicrobial Type AD (EPA Reg No 72854-1)

Not subject to PRIA

SACRAMENTO

712 Fifth Street

Suite A

Davis, CA 95616

Telephone 530 757-1298

Fax 530 757-1299

Dear Mr. Swindell:

Technology Sciences Group Inc., on behalf of Agion Technologies, Inc., is submitting an application to amend the storage and disposal section on the label for *Agion Silver Antimicrobial Type AD*. No data are submitted with this application.

You will find the following included with this submission:

- 1) EPA Application Form;
- 2) One (1) highlighted copy of the label with proposed changes; and
- 3) Three (3) copies of the product label

If you have any questions, please feel free to contact me at (202) 828-8954 or meven@tsgusa.com.

CANADA

275 Slater Street

Suite 900

Ottawa, Ontario

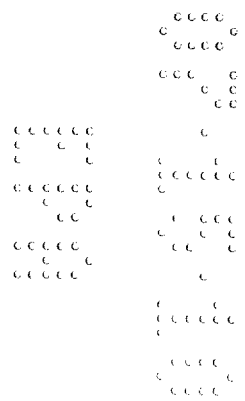
K1P 5H9

Telephone 613 247-6285

Fax 613 236-3754

Sincerely,

Megha Shah Even
Regulatory Agent for Agion Technologies, Inc.



4/7

Agion[®] Silver Antimicrobial Type AD

A preservative and bacteriostatic agent for use in the manufacture of polymer, plastic and latex products. For commercial and industrial use only.

Active Ingredient:

Silver	22.00 %
Other Ingredients	78.00 %
Total	100.00 %

KEEP OUT OF REACH OF CHILDREN

DANGER

SEE INSERT LABEL FOR PRECAUTIONARY STATEMENTS

Manufactured for:
Agion Technologies, Inc.
60 Audubon Road
Wakefield, MA 01880

EPA Registration No. 72854-1
EPA Establishment No. 72854-MA-001

Net Wt. XXXX

Lot No. XXXXXXXXXX

Directions for Use

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

Agion® Silver Antimicrobial Type AD is an antimicrobial additive to be used by compounding into many polymeric materials. It is designed to be incorporated during the manufacturing process to impart antimicrobial activity to the manufactured products. ***Agion® Silver Antimicrobial Type AD*** suppresses the growth of algae, mold, mildew, fungi and bacteria which cause unpleasant odors, discoloration, staining, deterioration or corrosion only. No finished product incorporating ***Agion® Silver Antimicrobial Type AD*** may make any public health claims relating to antimicrobial activity without first obtaining an EPA registration or FDA clearance for the finished product which permits such claims, and without a tolerance or exemption from the requirement of a tolerance. When incorporated into treated articles, this product does not protect users of any such treated article or others against food borne or disease causing bacteria, viruses, germs or other disease causing organisms.

Types of Finished Products

Plastics - including films, sheets, slabs, and molded plastic parts

The additive may be incorporated into the finished product at up to 5.0% by weight or at least 0.1% for bulk plastics. Contact Agion Technologies, Inc. to determine the appropriate amount of Agion® Silver Antimicrobial Type AD for individual finished products.

Non-food contact uses only:

Medical Devices, Equipment and Supplies

Fibers

The additive may be incorporated into the finished product at up to 5.0% by weight or at least 0.1% for fibers. Contact Agion Technologies, Inc. to determine the appropriate amount of Agion® Silver Antimicrobial Type AD for individual finished products.

Non-food contact uses only:

Medical Devices, Equipment and Supplies

Coatings, Films and Laminates

The additive may be incorporated into the coating, film or laminate applied to the finished product at up to 5.0% by weight, or at least 0.05% for paper or 0.1% for bulk plastics. Contact Agion Technologies, inc. to determine the appropriate amount of Agion® Silver Antimicrobial Type AD for individual finished products. Types of coatings include water-borne, solvent-borne, 100% solids, radiation cure, liquid and powder.

Non-food contact uses only:

Medical Devices, Equipment and Supplies

Adhesives and Sealants

The additive may be incorporated into the finished product at up to 5.0% by weight, or at least 0.05% for paper or 0.1% for bulk plastics. Contact Agion Technologies, Inc. to determine the appropriate amount of Agion® Silver Antimicrobial Type AD for individual finished products.

Non-food contact uses only:

Medical Devices, Equipment and Supplies

Miscellaneous Applications

The additive may be incorporated into the finished product at up to 5.0% by weight or at least 0.1%. Contact Agion Technologies, Inc. to determine the appropriate amount of Agion® Silver Antimicrobial Type AD for individual finished products.

Non-food contact uses only:

Indoor Paints and Coatings

PRECAUTIONARY STATEMENTS

Hazards to Humans: Harmful if inhaled or absorbed through skin. Causes moderate eye irritation. Avoid breathing dust. Avoid contact with skin, eyes or clothing. Wear goggles or face shield and rubber gloves when handling the dry powder. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

FIRST AID	
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 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 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 by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
If swallowed	<ul style="list-style-type: none"> • Call 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 the poison control center or doctor. • Do not give anything by mouth to an unconscious person.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	

Storage and Disposal

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

Pesticide Storage: Do not store in areas accessible to children. Keep product dry and containers covered during storage; store below 130°F.

Container Disposal: Nonrefillable container. Do not reuse or refill inner plastic bag or outer steel can. **Inner Plastic Bag:** Completely empty plastic bag into application equipment. Then offer for recycling if available or dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke. **Outer Steel Can:** Offer for recycling if available or reconditioning if appropriate, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local authorities.

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