

75341-13

9/10/2009

1 of 3



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

SEP 10 2009

Teri Muchow
Manager Regulatory Administration
Osmose Utilities Services, Inc.
980 Ellicott Street
Buffalo, NY 14209

Subject: Notification in Accordance with PR Notice 98-10
COP-R-PLASTIC II WOOD PRESERVING COMPOUND
EPA Registration No. 75341-13
Application Date: August 11, 2009
Receipt Date: August 12, 2009

Dear Ms. Muchow:

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

Proposed Notification

Label change due to PR Notice 2007-4

General Comments

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

The notification is acceptable and a copy has been inserted in your file for future reference.

Should you have any questions concerning this letter, please contact me by telephone at (703) 308-6427 or email address at: Carlisle.shaRon@epa.gov or Renae Whitaker by telephone at (703) 308-7003 or email 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,

ShaRon Carlisle
(Acting) Product Manager (34)
Regulatory Management Branch II
Antimicrobials Division (7510P)



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number <p style="text-align: center;">75341-13</p>	2. EPA Product Manager Tracy Lantz (acting)	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) COP-R-PLASTIC II WOOD PRESERVING COMPOUND	PM# <p style="text-align: center;">34</p>	
5. Name and Address of Applicant (Include ZIP Code) Osmose Utilities Services, Inc. 980 Ellicott Street Buffalo, NY 14209 <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 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:					
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____ Bag in box OR 5 gal pail.		
* 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 <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/>	
6. Manner in Which Label is Affixed to Product <input 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 <p style="text-align: center;">Teri Muchow</p>	Title <p style="text-align: center;">Manager - Regulatory Administration</p>	Telephone No. (Include Area Code) <p style="text-align: center;">716-319-3255</p>
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 both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title <p style="text-align: center;">Manager - Regulatory Administration</p>	
4. Typed Name <p style="text-align: center;">Teri Muchow</p>	5. Date <p style="text-align: center;">August 11, 2009</p>	

DESCRIPTION

COP-R-PLASTIC™ II is designed for remedial treatment of in-service poles, piling, posts, and other timber members. It may be applied by brush, trowel or pump.

DIRECTIONS FOR USE

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

EXTERNAL TREATMENT: Apply to a thickness of 1/16" on poles or timber. Typical pole application is from 3" above to 18" below groundline and lower where deeper decay is suspected. Application on poles to be restored should extend the length of wrap-around type repair systems. Wrap the treated area with water-proof bandage, OSMOSHIELD.

INTERNAL TREATMENT: For control of internal decay in poles and other timbers, holes may be drilled in areas of the poles or timber where protection is required. Fill drilled holes, decay pockets, and voids using a grease gun or other pressurized applicator. Plug application holes with secure-fitting dowels.

Application of this product may produce a strong, lingering unpleasant odor.

STORAGE AND DISPOSAL

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

STORAGE: Store product in original container only. Keep container closed when not in use.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse (or equivalent). Puncture and dispose of in sanitary landfill, or incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

If product is in metal container, do not attempt to burn or incinerate. Triple rinse (or equivalent). Puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities.

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 the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

BATCH NO: _____

INDUSTRIAL USE ONLY. NOT FOR HOUSEHOLD USE

**COP-R-PLASTIC II
WOOD PRESERVING COMPOUND**

ACTIVE INGREDIENTS:

Sodium Fluoride	44.42%
Copper Naphthenate*	17.68%
Inert Ingredients**	37.90%
TOTAL	100.00%

*Equivalent to 2.0% Copper as Metal

**Contains Petroleum Distillates

FOR EXTERIOR USE ONLY.
KEEP OUT OF REACH OF CHILDREN

WARNING

FIRST AID

IF INHALED	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 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 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, then continue rinsing eye. Call a poison control center or doctor for treatment advice.
IF SWALLOWED	Call poison control center or doctor immediately for treatment advice. Have a 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. In case of medical questions, emergencies or accidents involving this product, call CHEM-TREC at 1-800-424-9300.	
NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage.	

SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

DESCRIPTION

COP-R-PLASTIC™ II contains recognized salt preservatives used successfully in the art of wood preservative for more than forty (40) years. This combination of sodium fluoride and copper naphthenate provides deep, long lasting protection against decay. COP-R-PLASTIC™ II is designed for use in groundline treatment of standing poles, piling and other timber members.

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

WARNING: Harmful if swallowed. Causes skin irritation. Causes substantial, but temporary eye injury. Do not get in eyes, skin or on clothing. Wear protective eyewear such as goggles, face shield, or safety glasses, appropriate protective clothing and chemical-resistant gloves. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco. Remove and wash contaminated clothing before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and wildlife. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters.

**PHYSICAL OR CHEMICAL
HAZARDS**

Do not use, pour, spill or store near heat or open flame.

Net Contents: _____

Osmose Utilities Services, Inc.
980 Ellicott Street
Buffalo, New York 14209
EPA Est. 3008-NY-1
E.P.A. Registration No. 75341-13

Osmose®

NOTIFICATION
Date Reviewed: 9/10/09
Reviewed By: L. W. Bittaker

08/2009