83451-7

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

7/7/2009

#### SEPA United States Environmental Protection Office of Pesticide Programs

BWA Water Additives U.S. LLC 1979 Lakeside Parkway, Suite 925 Tucker, GA 30084 JUL 0 7 2009

Attention: Ross Beattie Product Registration Specialist

#### Subject: Bellacide 320

EPA Registration No. 83451-7 Notification Dated June 17, 2009

This will acknowledge receipt of your notification to change the Pesticide Container Disposal language per PR Notice 2007-4, to update the company address and the product EPA Registration Number on the proposed label, submitted under the provisions of FIFRA Section 3(c)(9). Based on a review of the submitted material, the following comments apply.

The Notification dated June 17, 2009 is in compliance with PR Notice 98-10 and is acceptable. This information has been added to your file.

If you have any questions concerning this letter, please contact Martha Terry at (703) 308-6217.

Sincerely,

Marshall Swindell

Product Manager 33 Regulatory Management Branch 1 Antimicrobials Division (7510P)

€PA	Environmenta	United States <b>al Protectio</b> hington, DC 204	• /		gistration nendmen ner			
		Applicatio	n for Pesticide - Sec	tion I		·		
1. Company/Product Nu 83451-7	umber		2. EPA Product Man Marshall Swinde	-		3. Proposed Classification		
4. Company/Product (Name) Bellacide 320			<b>РМ#</b> 33	PM#				
5. Name and Address of Applicant <i>(Include ZIP Code)</i> BWA Water Additives U.S. LLC 1979 Lakeside Parkway, Suite 925 Tucker, GA 30084			6. Expedited Reveiw. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No.					
Check in	f this is a new address		Product Name	•.				
	····		Section - II					
Notification - Exp Explanation: Use add Fee Determination: Fee Notification to change P See attached page for c Update Official Compan	response to Agency lette plain below. ditional page(s) if necessa category - Not applicable ( esticide Container Disposa certification	rry. (For section Notification) ross. I language per PF	Uther - Exp I and Section II.) beattie@wateradditives.com R Notice 2007-4	ter dated Application. Iain below.	·			
1. Material This Product	t Will Be Packaged In:		Section - III Water Soluble Packaging Yes		ype of Cont.	stal		
1. Material This Product Child-Resistant Packagin Yes No * Certification mus	t Will Be Packaged In: ng Unit Packaging Yes No	No. per	Section - III Water Soluble Packaging	2. 1	ype of Cont Me Pla Gla Pap	ainer otal Istic 1959		
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EPA Form 8570-1 (Rev. 3-94) Previous editions are obsolete.

## EPA Registration Number:

#### 83451-7

**Registration Name:** 

# June 17, 2009

**Bellacide 320** 

Application for Pesticide dated:

Section – II

**Explanation** (Continued)

"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 Confidential Statement of Formula for this product. I understand that it is a violation of the 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."

1000 horas Jun 17/09

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BWA Water Additives 1979 Lakeside Parkway Suite 925 Tucker, GA 30084

> Tel 678 802 3050 Fax 678 802 3024

June 17, 2009

Document Processing Desk (NOTIF) Office of Pesticide Programs (7504P) U.S. Environmental Protection Agency Room S-4900, One Potomac Yard 2777 South Crystal Drive Arlington, VA 22202

Re: Bellacide 320 EPA Reg. No.: 83451-7

Sir or Madam:

Please process the enclosed notification for the above referenced product.

The purpose of this notification is threefold:

1) Add language required by the Pesticide Container Rule under Storage and Disposal per PR notice 2007-4.

Enclosed are:

- a) Application for Pesticide (EPA Form 8570-1);
- b) Notification Certification Statement; and
- c) Proposed label with changes marked.
- Update the company address that appears on the Stamped Accepted Label. Current EPA SAL does not reflect Official EPA Company Name and Address Enclosed are:

a) Copy of Confirmation of the Official EPA Company Name and Address document;

- b) Proposed label with changes marked.
- 3) Update the product EPA Registration Number on the Stamped Accepted Label. Current EPA SAL does not reflect the post-transfer Registration Number of this product.
  - a) Copy of Transfer of Pesticide Registration and Data from Company Number 5185 to Company Number 83451 document

b) Proposed label with changes marked.

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BWA Water Additives 1979 Lakeside Parkway Suite 925 Tucker, GA 30084 5/9

Tel 678 802 3050 Fax 678 802 3024

If you have any questions, please contact me via phone (678-802-3032) or email (ross.beattie@wateradditives.com).

Enclosures

Thank you for your time, Ross Beattie **Product Registration Specialist** 

\* www.wateradditives.com

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*{All text in brackets [xxx] is optional and may or may not be included on a final label.} {All text in braces {xxx} is administrative and will not appear on a final label.}* 

{Center Panel}

# Bellacide® 320

#### **ACTIVE INGREDIENT:**

lerbuthylazine:	
2-(tert-butylamino)-4-chloro-6-(ethylamino)-S-Triazine	96.0%
OTHER INGREDIENTS:	4.0%
TOTAL:	100.0%

EPA Reg. No. 83451-7 EPA Est. No. 100-LA-001

#### KEEP OUT OF REACH OF CHILDREN

# **CAUTION**

### Refer to Left Panel for Additional Precautionary Statements

BWA Water Additives 1079 Lakeside Parkway, Suite 925 Tucker, GA 30084 800-600-4523

EMERGENCY TELEPHONE NUMBERS MEDICAL: 877-800-5553 TRANSPORTATION: 800-424-9300

Net Weight:

#### For Use in Formulating Microbiocides

#### **Directions for Use**

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. Read entire label and use strictly in accordance with precautionary statements and directions.

**Industrial Use Application Restrictions:** Open pouring of this products is prohibited. Mixing, loading, and application must be with a closed system (one that prevents the chemical from contacting handlers or other persons) and during handling of the chemical personal protective equipment must be worn. Personal protective equipment includes a long-sleeved shirt, long pants, shoes, socks, and chemical-resistant gloves. A chemical-resistant apron must be immediately available during loading and application and must be worn in case of a leak, spill, or other exposure to the concentrate.

For use only in formulating aquatic non-crop use products. Formulators using this product must have their formulated products registered.

{Below are two optional warranty statements, short and long versions, which may be used on label interchangeably}

[NOTE: Buyer assumes all responsibility for safety and use not in accordance with directions.]

{or}

[Conditions of Sale and Warranty

The directions for use of this product reflect the opinion of experts, based on field use and tests. The directions are believed to be reliable and should be followed carefully. However, 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 the presence of other materials or the manner of use, all of which are beyond the control of Bio-Lab, Inc. or the seller. All such risks shall be assumed by the buyer. Bio-Lab, Inc. makes no warranty whether expressed or implied, including warranties of merchantability or of fitness for a particular purpose for this product. Under no circumstances shall Bio-Lab, Inc. be liable for incidental, consequential or other damages from alleged negligence, breach of warranty, strict liability or any other theory, arising out of the use or handling of this product. The sole liability of Bio-Lab, Inc. for any claims arising out of the manufacture, use or sale of its products shall be for the buyer's purchase price.]

#### {Left Panel}

#### Precautionary Statements Hazards to Humans and Domestic Animals

#### **CAUTION**

Harmful if swallowed or absorbed through the skin or inhaled. Avoid contact with eyes, skin, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash clothing before reuse. Put on clean clothing. Follow personal protective equipment manufacturer's instruction for cleaning/maintaining personal protective equipment. If no such instructions for washables exists, use detergent and hot water. Store and wash personal protective equipment separately from other laundry. Remove personal protective equipment immediately after handling the product. Wash the outside of the gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

#### FIRST AID:

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 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 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 label or MSDS with you when calling a poison control center or doctor, or going for treatment. [IN CASE OF MEDICAL EMERGENCY, CALL [1-303-623-5716] [1-877-800-5553] [IN CASE OF TRANSPORT EMERGENCY, CALL [800-424-9300] [telephone number supplied by supplemental registrant].]-

#### **ENVIRONMENTAL HAZARDS**

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 sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

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# **CONTAINER DISPOSAL:** {Use Super Sack, Fiber Drum or Pail section as appropriate for container.} {Text for non-refillable containers}

[SUPER SACK: Completely empty bag into application equipment. Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available.]

#### *{Container with less than or equal to50 lbs capacity}*

**[PAIL:** Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times.

#### *{Container with greater than 50 lbs capacity}*

[FIBER DRUM: Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times.]

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