

83997-11

10/24/2013

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

OCT 24 2013

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

Kevin Archer  
Director Research and Development  
Viance, LLC  
200 East Woodlawn Road  
Charlotte, NC 28217

Subject: Viance Pack PT  
EPA Registration No.: 83997-11  
Notification Date: September 11, 2013  
EPA Receipt Date: September 11, 2013

Dear Mr. Archer,

This letter acknowledges receipt of your notification submitted under the provisions of FIFRA and PR Notice 98-10.

**Proposed Notification**

- Updating label Precautionary Statements language per guidance from CDPR to comply with the 2006 Propiconazole RED.

**General Comments**

Based on a review of the submitted materials, your notification to update the precautionary statements language per guidance from CDPR is **acceptable** and apart of the record on file for future reference.

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6416 or by e-mail at [campbell.jacqueline@epa.gov](mailto:campbell.jacqueline@epa.gov) or Lorena Rivas by telephone at (703) 305-5027 or by e-mail at [rivas.loreana@epa.gov](mailto:rivas.loreana@epa.gov). When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

A handwritten signature in black ink, appearing to read "Jacqueline Campbell".

Jacqueline Campbell  
Product Manager (34)  
Regulatory Management Branch II  
Antimicrobials Division (7510P)



United States  
**Environmental Protection Agency**  
 Washington, DC 20460

- Registration  
 Amendment  
 **Other NOTIFICATION**

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number <b>83997-11</b>	2. EPA Product Manager <b>Jacqueline Campbell</b>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>Viance Pack PT</b>	PM# <b>Team 34</b>	
5. Name and Address of Applicant (Include ZIP Code) <b>Viance, LLC</b> <b>200 East Woodlawn Road</b> <b>Suite 350</b> <b>Charlotte NC 28217</b> <input type="checkbox"/> Check if this is a new address	6. <b>Expedited Review.</b> 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**

- Amendment - Explain below.  Final printed labels in response to Agency letter dated \_\_\_\_\_  
 Resubmission in response to Agency letter dated \_\_\_\_\_  "Me Too" Application  
 Notification - Explain below.  Other - Explain below

**Explanation:** Use additional page(s) if necessary. (For Section I and Section II.)

**APPLICATION FOR NOTIFICATION: Changes to Precautionary statements to be in compliance with the 2006 Propiconazole RED per written request of California Department of Pesticide Regulation Notification of Minor Label Changes in Accordance With PR Notice 1998-10 Part III(B)(1)**

*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 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 95-2 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be the subject to enforcement action and penalties under sections 12 and 14 of FIFRA.*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**THIS SUBMISSION IS NOT SUBJECT TO PRIA FEES**

**Section - III**

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* (certification is on file) <input checked="" 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	
<b>* Certification must be submitted</b>	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	<input type="checkbox"/> Plastic	
				<input type="checkbox"/> Glass	
				<input type="checkbox"/> Paper	
				<input checked="" type="checkbox"/> Other (Specify) - TOTE	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container N/A		5. Location of Label Directions <input type="checkbox"/> On Label (on bottle) <input checked="" type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____ <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					

**Section - IV**

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)

Name Kevin J Archer	Title <b>Director Research and Development</b>	Telephone No. (Include Area Code) <b>704-522-0825</b>
<b>Certification</b> 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  <b>(Stamped)</b>
2. Signature 	3. Title <b>Director Research and Development</b>	
4. Typed Name <b>Kevin J. Archer</b>	5. Date <b>9/10/2013</b>	



September 10, 2013

Document Processing Desk [NOTIFY]  
Office of Pesticide Programs (7504P)  
Antimicrobials Division  
US Environmental Protection Agency  
Room S4900, One Potomac Yard  
2777 Crystal Drive  
Arlington, VA 22202

**ATTENTION:** Jacqueline Campbell  
Product Manager, Team 34

**SUBJECT:** *Viance, LLC.  
Viance Pack PT (EPA Reg. No. 83997-11)  
Notification request to modify Label Precautionary Statements to comply  
with the 2006 Propiconazole RED. Original request from CDPR.  
This Submission is not subject to PRIA fees.*

Dear Ms Campbell:

We recently applied to the California Department of Pesticide Regulation (CDPR) to register our product Viance Pack PT (EPA Registration number 83997-11). During the CDPR review of the EPA product label the registration specialist, Ms. Jolynn Mahmoudi-Haeri, requested via email (copy attached to this cover letter) that we make the following changes:

- 1)- Provide a copy of the Company's letter and notification to EPA to add "This product is toxic to fish and shrimp." Per Propiconazole RED (2006)
- 2) - Add the statement "Harmful if absorbed through skin." to the Precautionary statement section. (Note similar products registered in California include this statement)

After reviewing the Propiconazole RED (page 79) it is apparent that Ms Mahmoudi-Haeri is correct about point 1 and for point 2, while I cannot easily get access the other California specific labels that she describes, the language is consistent with the existing language on our EPA approved (November 15, 2012) the version of the Viance Pack PT label.

Therefore, I have revised these sections of the Viance Pack PT label to comply with the request from CDPR. No other changes have been made to the product label and it remains identical to that approved by EPA on November 15, 2012.





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I trust that the agency will find these changes acceptable. Please feel free to contact me at 704-971-2902 or by email at [karcher@viance.net](mailto:karcher@viance.net) to discuss if necessary.

Sincerely,

Kevin J Archer, PhD.  
Director Research and Development

Enclosures:

- 1) Email correspondence from CDPR
- 2) Completed 8570-1 form
- 3) One copy of the amended label in redline format indicating the changes described above
- 4) Three copies of the amended label

**treatedwood.com**

One Woodlawn Green, Suite 350 • 200 E. Woodlawn Road • Charlotte, NC 28217 •  
1-800-421-8661 • FAX: 704-527-8232

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# Viance PACK PT

## Wood Preservative

### FOR INDUSTRIAL USE ONLY

#### INGREDIENT STATEMENT

#### ACTIVE INGREDIENT: (w/w)

Propiconazole: ..... 5.0%  
Tebuconazole:..... 5.0%

OTHER INGREDIENTS: (w/w)..... 90.0%

TOTAL: 100.0%

**KEEP OUT OF REACH OF CHILDREN**  
**DANGER**

#### FIRST AID

**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(s) open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after-the first 5 minutes, then continue to rinse eye(s). Call a Poison Control Center or doctor for treatment advice.

**IF SWALLOWED:** Call a 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 a Poison Control Center or doctor. Do not give anything by mouth to an unconscious person.

**IF INHALED:** Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. Call a Poison Control Center or doctor for further treatment advice. Have the product container or label with you when you call a Poison Control Center or doctor, or when going for treatment.

**Note to Physician:** Probable mucosal-damage may contraindicate the use of gastric lavage.

#### SEE SIDE PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

EPA EST NO. 10465-NC-001

EPA REG. NO. 83997-11

**MANUFACTURED FOR:** Viance, LLC.  
200 East Woodlawn Road, Suite 350  
Charlotte, NC 28217

NOTIFICATION  
Data Reviewed: 10/24/13  
Reviewed By: [Signature]

IN CASE OF TRANSPORTATION EMERGENCY CALL: 800-424-9300 (CHEMTREC)

FOR NON-TRANSPORTATION EMERGENCIES CALL: 800-421-8661

NET CONTENTS: 2200 lb

BATCH CODE: XXXXXX

## DIRECTIONS FOR USE

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

This product has been developed to be used for treatment of wood products. This product can be used in Tank Mixes with azole compounds, quaternary ammonium, or other compounds approved for wood treatment. Do not attempt to use without reading the Manual and having the necessary safety equipment. To be used only in treatment of wood products utilizing water solutions having concentrations ranging from 0.005 percent to 0.5 percent active ingredients by weight. Impregnation procedures must rigidly adhere to the current specifications of Viance, LLC, and/or the American Wood Protection Association.

Processes used to apply formulations shall leave no visible surface deposits on the wood. Visible surface deposits means a surface residue or crystallization on the treated wood. Small isolated or infrequent spots of chemical on otherwise clean wood shall be allowed. Treatment of wood products with this wood preservative provides wood with protection against termites, ascomycetes, white rot, brown rot, soft rot, and dry rot. The percent solution to be used should be based on the retention in lbs. per cubic foot (pcf) specified by the purchaser and by the treating process used.

## STORAGE AND DISPOSAL

**STORAGE:** Do not contaminate water, food or feed by storage or disposal. Open dumping is prohibited. Do not reuse empty container.

### PESTICIDE 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 HANDLING:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. Triple rinse container promptly after emptying. 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.

### For containers > 5 gallons:

Triple rinse as follows: Empty remaining contents into application equipment or a mix tank. Fill the container 1/4 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 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.

### For containers < 5 gallons:

Triple rinse as follows: Empty remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 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.

# PRECAUTIONARY STATEMENTS

## HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**DANGER:** Corrosive. Harmful if absorbed through skin. Causes skin burn and irreversible eye damage. Do not get in eyes, on skin or on clothing: Harmful if swallowed or inhaled. Avoid breathing spray mist. Avoid contact with skin, eyes or clothing. Wear the proper Personal Protective equipment as specified below. Wash thoroughly with soap and water after handling and before eating drinking, chewing gum, or using tobacco. Remove contaminated clothing and wash before reuse. In case of contact immediately flush eyes or skin with plenty of water. Get medical attention if irritation persists.

### Personal Protective Equipment (PPE)

Applicators and other handlers must wear: Coveralls over long-sleeved shirt and long pants, Socks and chemical resistant footwear, Goggles or face shield, and Chemical-resistant gloves (such as: Barrier Laminate or Viton).

### USER SAFETY REQUIREMENTS

Discard clothing or other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions exist for washables, use detergent and hot water. Keep and wash PPE separate from other laundry. Users must wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Users must remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Users must remove personnel protective equipment immediately after handling this product. Wash outside of gloves before removing.

### ENVIRONMENTAL HAZARDS

This product is toxic to fish and shrimp. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate. 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. Observe the most restrictive of the labeling limitations and precautions of all products used in mixtures.

