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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

JUN -7 2010

Ms. Cynthia Ann Smith
Consultant Representative for,
c/o Carolina Silver, LLC
Conn & Smith
6713 Catskill Road
Lorton, VA 22079-1113

Subject: Ag3+ Fiber 13%
EPA Registration Number 84214-3
Your Notification Dated May 14th, 2010
EPA Received Date May 14th, 2010

The notification referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, FIFRA, as amended, to change the product name, is acceptable.

The notification has been made part of the permanent file.

The file reflect the following change:

Old Product Name: Pro Tex Ag Fiber 13%

New Product Name: Ag3+ Fiber 13%

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)

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

1. Company/Product Number 84214-3	2. EPA Product Manager Marshall Swindell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ProTex Ag Fiber 13%	PM# 33	
5. Name and Address of Applicant (Include ZIP Code) Carolina Silver, LLC 618 N. Carolina Ave., P. O. Box 157 Maiden, NC 28650 <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:

1. Change in brand name from ProTex Ag Fiber 13% to Ag3+ Fiber 13%; and
2. Minor label change to (a) reflect the changed brand name and (b) adopt the container disposal statement per PR Notice 2007-4.

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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
* 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 checked="" type="checkbox"/> Label <input type="checkbox"/> Container			4. Size(s) Retail Container Custom order; typically 1 to 50 pounds		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 type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled				<input checked="" type="checkbox"/> Other Pressure sensitive label	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Cynthia Ann Smith	Title Consultant Representative for Carolina Silver, LLC	Telephone No. (Include Area Code) 703-339-1117
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 Consultant Representative for Carolina Silver, LLC	
4. Typed Name Cynthia Ann Smith	5. Date <i>May 14, 2010</i>	

May 14, 2010
HAND DELIVERED

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
One Potomac Yard, Room S-4900
277 South Crystal Drive
Arlington, VA 22202-4501

Dear Mr. Swindell:

RE: ProTex Ag Fiber 13% (EPA Registration No. 84214-3)
Notification of Primary Brand Name Change to Ag3⁺ Fiber 13% and Minor Label Changes

This letter and the enclosures are submitted on behalf of Carolina Silver, LLC.

Via notification, Carolina Silver, LLC proposed to change the primary brand name for EPA Registration No. 84214-3 from ProTex Ag Fiber 13% to Ag3⁺ Fiber 13%. The "Ag" represents the active ingredient, silver. The "3" represents the three use scenarios, *i.e.*, fabric, yarn and fiber, and the three silver concentrations in the product line, *i.e.*, 9%, 13% and 17%. The superscript "+" represents the higher quality fiber and the added convenience to the customer.

To support the primary brand name change, the following are enclosed:

1. Application form, date May 14, 2010;
2. Revised label, dated May 14, 2010:
 - a. Typescript copy noting the changed primary brand name and the adoption of the container disposal statement per PR Notice 2007-4 (1 copy); and
 - b. Formatted text for the finished printed label with the changes implemented (5 copies).

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 state of formula of this product. I understand that it is a violation of 18 U.S.C. 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.

Please feel free to contact me if there are any questions regarding this submission.

Sincerely,



Cynthia Ann Smith
Vice President
Consultant Representative to Carolina Silver, LLC
cc: B. Fisher, Carolina Silver, LLC

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ProTex Ag® Fiber 13% (EPA Reg. No. 84214-3)
5/14/2010 label notification to change the brand name to Ag3⁺ Fiber 13%
and amend the container disposal statement per PR Notice 2007-4
Based upon the 7/2/2009 stamped accepted label

(Front/Center Panel)

~~ProTex Ag® Fiber 13%~~ Ag3⁺™ Fiber 13%

~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% is an antimicrobial silver coated nylon fiber
for commercial and industrial use.

~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% is effective at inhibiting the growth of bacteria and
fungus in products.

INGREDIENTS

Active Ingredient:	
Silver	13%
Other Ingredients	<u>87%</u>
TOTAL	100%

CAUTION

KEEP OUT OF REACH OF CHILDREN

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Caution. Harmful if swallowed or inhaled. Avoid breathing fibers. Avoid contact with skin or eyes. In case of contact, immediately flush eyes and skin with plenty of water. Get medical attention if irritation persists.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic invertebrates. Do not use in facilities discharging directly or indirectly to estuarine or marine environments. Do not discharge into lakes, streams, ponds, or public waters unless in accordance with the requirements of a National Pollution 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.

NET CONTENTS: __ POUNDS

(Side Panel)

DIRECTIONS FOR USE

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

BLENDING AND FORMULATING

~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% is a continuous silver nylon ~~Fiber 13%~~ fiber. The percentage of ~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% and its location on the product will depend upon the specific needs of the manufacturer, the design and product matrix, the level and type of performance needed, and the method of manufacture.

Products containing ~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% may not make claims of antimicrobial activity other than protection of the article itself against bacterial growth and mold in the treated article.

TEXTILE MANUFACTURING

For textile manufacturing, the ~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% minimum ingredient concentration is 3-20%.

~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% independent testing is always required to validate matrix efficacy. Applications included are: outerwear apparel, coats, jackets, caps, T-shirts, socks, sheets, and pillow cases.

MADE IN THE USA BY
CAROLINA SILVER, LLC
618 N. Carolina Ave., P. O. Box 157
Maiden, NC 28690
(828) 428-9918

EPA Registration No. 84214-3
EPA Establishment No. 84214-NC-2

STORAGE AND DISPOSAL

PESTICIDE STORAGE

Store ~~ProTex Ag® Fiber 13%~~ Ag3⁺ Fiber 13% in a dry location away from sparks and flames.

PESTICIDE DISPOSAL

The pesticide wastes are toxic. Improper disposal of excess pesticide is a violation of Federal law. If these wastes cannot be disposed of by use according to the label instructions, or recovery of metals, contact your State Pesticide or Environmental Control Agency or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL

Completely empty bag into application equipment. Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Then dispose of empty bag into a sanitary landfill or incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

ProTex Ag® Fiber 13% (EPA Reg. No. 84214-3)
5/14/2010 label notification to change the brand name to Ag3⁺ Fiber 13%
and amend the container disposal statement per PR Notice 2007-4
Based upon the 7/2/2009 stamped accepted label

STATEMENT OF WARRANTY AND DISCLAIMER

Seller warrants that the product conforms to the chemical description and is reasonable fit for the purpose stated on the label when used in accordance with the Directions for Use under normal conditions for use. Neither this warranty nor any other warranty of merchantability nor fitness for a particular purpose, expressed or implied, extends to the use of this product contrary to labeling instructions, or under abnormal conditions, or under conditions not reasonably foreseeable to seller, and buyer assumes the risk of any such use. It is further suggested that the customer complete independent testing of the finished product to validate antimicrobial claims. Any damages arising from the breach of this warranty shall be limited to direct damages and shall not include consequential commercial damages such as loss of profits or values or any other special or indirect damages.

ProTex Ag® Ag3⁺ is a Registered Trademark of Carolina Silver, LLC.