

Report on Establishment Inspection
to Determine Compliance with
FIFRA
and its
Implementing Regulations at
40 CFR Part 150 - 189

MAR 16 2005
PESTICIDE REGULATION

Miami Products & Chemical Company
520 Lanoke St.
Dayton, OH 45403
and
1260 Schwerman Drive,
Fairborn, Ohio 45324

Dates of Inspection
Feb. 14, 17 & 18, 2005

Performed by: Timothy W. Anderson
Ohio Department of Agriculture
Division of Plant Industry, Pesticide & Fertilizer Section
8995 East Main Street
Reynoldsburg, Ohio 43068-3399

COMPLAINANT EXHIBIT No. 9

00039

FIFRA Establishment Inspection Report
Inspection No. 82961

MAR 16 2005

PESTICIDE REGULATION

I. COMPANY - ESTABLISHMENT - INFORMATION

- a. Company Name:
Miami Products & Chemical Co. (Miami P. & C. Co.)
- b. Establishment Registration Number:
278-OH-001
- c. Responsible Official(s):
Roger Kayser, President
- d. Type of Ownership:
Corporation

II. DATE OF INSPECTION

Feb. 14, 17 & 18, 2005

III. PARTICIPANTS

Company - Establishment

2/14/ & 2/17/ & 2/18 - Roger Kayser - President
2/14/ & 2/17/ - Clint Kayser- Quality Assurance Officer
2/17/05 - Chris Kohr, - Plant Mgr. Fairborn, OH Plant

U.S. EPA

Timothy W. Anderson, Pesticide /Fertilizer Inspector

IV. OBJECTIVES

To inspect Miami P. & C. Co in a Neutral Administrative Inspection Scheme related to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA).

V. COMPANY - ESTABLISHMENT - BACKGROUND

Miami P. & C. Co. produces and distributes commercial (bulk) and retail products used in swimming pools and water plants. Sodium hypochlorite is company's main product and the products are sold under the brand name of Sanygen in the Southwestern Ohio area. Products are sold through distributors of swimming pool supply companies, public water plants and to public and commercial swimming pool sites. Pesticides have been produced

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at the Dayton OH facility since the 1960's according to plant personnel. Firm has been listed as a USEPA Registered Establishment for many years. The Dayton plant is situated in a designated well field protection area that restricts production/storage of some products. This inspector made an inspection at this facility in April 2001.

VI. INSPECTION SUMMARY

A. Opening Conference

On February 14, 2005 I went to Miami P. & C. Co. There I provided my Federal credentials to the receptionist and asked to speak to the Manager or Owner. Mr. Roger Kayser came to the reception area and I presented my USEPA credentials to him and went to his Office. In his Office, I completed the Notice of Inspection and provided him a copy. During the opening conference, I outlined the inspection goals with Mr. Kayser using the EPA Establishment Inspection Checklist as a guide. Also, during the opening conference, I asked Mr. Kayser if his company had sent the pesticide production reports to EPA for 2002 & 2003. After a short time, Mr. Kayser produced folders that he stated were copies of those reports which had been sent EPA Region V. Mr. Kayser did not offer them to me to view and I did not ask to review them. I also asked to see production and shipping records that show the production & distribution of pesticides that company has produced for the period covering the last 2 years.

During the opening conference, Mr. Kayser mentioned that the firm now had a plant in Fairborn, OH (approximately 10 miles away) where the sodium hypochlorite is produced. He stated that the production records for that material are kept at the Fairborn office. I asked if the company had registered the plant with EPA as a pesticide production site. Mr. Kayser stated that to his knowledge, they had not. I told Mr. Kayser, that since the Fairborn plant is a pesticide production site, the company would need to register it with USEPA. I stated that I would complete this inspection and then research what the company needed to do to register the plant. At the time of the conversation, Mr. Kayser stated that at some future date, their plans were to move all production operations to the Fairborn plant since they are in the protected well field area.

B. Inspection Observations and Sample Collection

After the opening conference, Clint Kayser came to the Office and showed me area's of the plant where production records are kept. We also went to the warehouse where I observed pesticide products that were packaged and ready for distribution. I also asked to see bulk sodium hypochlorite products that firm had ready for distribution. Clint Kayser stated that bulk sodium hypochlorite is only produced and stored at the Fairborn plant. During this part of the inspection, Clint

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Kayser took me to the production area and I reviewed production records for the Granular Chlorine products which recorded the brand names, linked w/ EPA Reg. No., quantities, dates, and lot/batch numbers. I also reviewed shipping records and inventory reports.

During the inspection I requested and received sleeve labels for the products I had seen from the production records and in the warehouse ready for distribution. Pesticide Sample Collection Report form and labels attached.

I also interviewed Clint Kayser regarding the items listed on the Establishment Inspection Worksheet. (Attached) In the interview with Clint Kayser, I asked questions about the Fairborn production plant. His description of the production situation was consistent with what Roger Kayser (Father to Clint Kayser) had told me. I found both men to be cooperative in answering my questions.

C. Closing Conference

After collecting the documentary samples, I again met with Roger Kayser and had a closing conference in which I restated that I would research the requirements for registering the Fairborn plant and follow up with him as soon as possible.

VII. FOLLOW UP INSPECTIONS

- A. On Feb. 15 2005 I informed Tim Hoffman, ODA Supervisor that I had learned that Miami P. & C. Co. had been producing pesticide at an unregistered site. I informed Tim Hoffman that I was currently in progress of contacting USEPA personnel to advise me of needed steps to assist the firm and complete the inspection.
- B. On Feb. 17, 2005 I had a phone conversation with David Star, USEPA Enforcement Officer, Region 5 Offices, regarding my findings at Miami P. & C. Co. Mr. Star advised me of the steps to take to assist the firm in bringing their Fairborn plant into compliance. Mr. Star confirmed my thoughts that the Fairborn plant had to become USEPA "Registered" prior to producing pesticides. Mr. Star outlined the steps I should take as the following:
- 1) Obtain the following documentary samples; production records, distribution records, labels,
 - 2) Give a verbal order to stop and desist production of pesticides as stated in Section 7{136e} (a) of FIFRA,
 - 3) Obtain a written statement from company official to acknowledge their production of a pesticide, when production at the Fairborn plant began, and to acknowledge that they had been advised to stop and desist pesticide production until site is properly registered on Feb. 17, 2005, and to
 - 4) Inform the company of the website that has instructions to assist them in registering the Fairborn plant.

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- C. On Feb. 17, 2005 I returned to Miami P. & C. Co. There I met with Clint Kayser and Chris Kohr, Fairborn Plant Manager. At that time, I provided Clint Kayser with the information I received from David Star and requested the information as noted in items B. 1 & 3 above. I also stated to Mr. Kayser that the firm was being ordered to stop & desist pesticide production at the Unregistered Fairborn plant until such time that plant is properly Registered by USEPA.
- D. I provided Mr. Kayser with the correspondence from David Star with the website site for registering an establishment.
- E. I requested the records noted above and Mr. Kayser stated that production records are kept at the Fairborn plant. I then made plans to meet Chris Kohr at the Fairborn plant to review and collect production records.
- F. I went to the plant at 1260 Schwerman Drive, Fairborn, OH 45324. I went to the Plant Managers office and interviewed Chris Kohr. I also reviewed production records. Based on the interview, I made the following notes:
- 1) The plant has been in operation for producing sodium hypochlorite since July 2001.
 - 2) Sodium hypochlorite is the only product currently produced at the plant. Firm's plans are to eventually move all production here.
 - 3) The firm has 4 bulk tanker trucks that provide shipment to the main office in Dayton for filling 1 gallon and 2.5 gallon containers.
 - 4) The tankers are also used to ship the sodium hypochlorite to their customers which include; water treatment plants, public and commercial swimming pool facilities. Names of several customers are Holiday Inn Motels, City of Cincinnati, City of Dayton, City of Columbus (Water Plants) and their swimming pools. Other public agency's with swimming pools.
 - 5) According to Mr. Kohr, the flow of paperwork is as follows:
Mr. Kohr maintains production and inventory records, when the bulk product is ordered, the company tanker trucks delivers the material. At time of the initial delivery to a bulk site, the driver leaves a copy of the Sanygen sodium hypochlorite label (EPA Reg. No. 278-43, See ODA Sample No. 050218-3162-02) with the firm to place on their bulk storage tank. Mr. Kohr stated that label is not provided if company has received product before. Customers sign the bill of lading or shipping record and are provided a copy. The original copy of the signed shipping delivery tickets are returned to the plant and the plant sends those records to the Main Office on Lonoke St. Dayton for billing. All final records are kept on file in Dayton.
- F. After the interview and review of production records "Bleach Batch Record" forms, I requested copies of the Bleach Batch Record forms that showed production of the sodium hypochlorite which was distributed. Mr. Kohr stated that it would be best to copy them at the Main Office so we agreed that I would return

to the Dayton office and collect them there. I randomly choose forms to be collected from the files that would show production from 2002. Mr. Kohr kept those records.

- G. While at the Fairborn plant, I took photos of the exterior of the plant. See Photo Attachment. After photos, I left the site and returned to the Dayton Office to collect the documents I had requested.
- H. I returned to the Main Office of Miami P. & C. Co. at 520 Lonoke St. at 3:30 PM. I was met at the Office by Clint Kayser and Chris Kohr. Clint Kayser requested that I speak to Roger Kayser to update him on the status of the inspection. I met with Roger Kayser and stated that based on my research I had found that firm must stop and desist pesticide production at the Fairborn plant until it is properly registered by USEPA. Mr. Kayser stated that Clint Kayser had completed the application from the website and that he had been trying to speak with David Star but had been unable to reach him. He stated that he needed to get the Stop & Desist order lifted so his operations would not be interrupted. He stated that a stop in production would have a serious negative monetary influence on the company and its employees. I stated I understood and told him that David Star was the person that he needed to speak with. I did give him the number to Dea Zimmerman, Enforcement Staff Member, USEPA. He called her number while I was in the office, but did not leave a voice message. After some discussion with Mr. Kayser, he asked what else I needed from the company. I again stated that I was requesting to collect production and shipping records, customer receipts and a written statement from him acknowledging the stop & desist order. He stated it would take some time to gather that. I stated that if needed, I was willing to provide the company 10 business days to get it together. Mr. Kayser stated they would have them ready for me to pick up on the next day. I made plans to collect the records at approximately noon on 2/18/05. I left the site after our conference.
- I. On 2/18/05 I returned to Miami P. & C. Co to collect the records. I was met by Roger Kayser. We talked about the verbal stop & desist order. Mr. Kayser stated that he had been unable to reach David Star and he was irritated with the situation. I listened as he expressed his frustration and he was never discourteous to me. During the conference I provided Mr. Kayser with the EPA Information Sheet titled "U.S. EPA Small Business Resources". After our discussion, he provided records for me to collect. I reviewed the records and noted to him that he had not included a written statement as I had previously requested. Mr. Kayser stated that he would rather not provide a statement.
- J. After the conference I documented the records I had received. After completing the collection forms, I presented the ODA Pesticide Sample Collection report forms (3 pages) to Mr. Kayser for his signing. After he signed the forms, I provided copies of them to him and I left the site.

ENFORCEMENT SENSITIVE

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FIFRA Establishment Inspection
Compliance/Non-Compliance Based on Findings and Observations

Company: Miami Products & Chemicals Co.
520 Lonoke St.
Dayton, Ohio 45403
US EPA Est. No. 278-OH -001

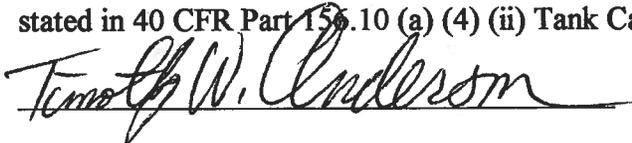
Inspector: Timothy W. Anderson, Pesticide/Fertilizer Inspector

Dates of
Inspection: Feb. 14 -18th 2005

Inspection/Investigation Findings and Observations:

Based on the information received during the inspection it appears that company has been producing and distributing a liquid disinfectant (EPA Reg. No. 278-43) since 2001 at an unregistered pesticide producing facility in Fairborn Ohio.

Also, based on the interview with Chris Kohr, when the delivery of sodium hypochlorite is made in the bulk tankers to customers, the drivers do not always leave a label with the consignee as stated in 40 CFR Part 156.10 (a) (4) (ii) Tank Cars and other bulk containers-(A) Transportation.



Timothy W. Anderson, Pesticide/Fertilizer Inspector
Ohio Department of Agriculture, Plant Industry Section

Date: 3/02/05

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1. Establishment Inspection Report Form
2. Ohio Department of Agriculture (ODA) Notice of Inspection 2/14/05- Dayton Office
3. ODA Pesticide Sample Collection Report 2/14/05 w/ 4 labels attached
4. Establishment Inspection Worksheet
5. ODA Notice of Inspection 2/17/05- Dayton Office
6. Print-out of the correspondence from David Star that was provided to Miami P. & C.
7. ODA Notice of Inspection 2/17/05- Fairborn Office
8. Photo Attachment from Photo's taken at the Fairborn Plant
9. ODA Notice of Inspection 2/18/05- Dayton Office
10. ODA Pesticide Sample Collection Report 2/18/05 w/records attached
11. Photo Attachment with 1 diskette in Envelope.
12. List of pesticide products that Miami P. & C. Co. registered with ODA Pesticide Registration in 2004 from ODA pesticide products registration list.



Timothy W. Anderson, Pesticide/Fertilizer Inspector
Ohio Department of Agriculture, Plant Industry Section

Date: 3/02/05

ESTABLISHMENT INSPECTION REPORT

1. VISIT NO. **82961**

2. REGION NO. **V** 3. INSPECTOR NO. **3162** 4. DATE OF VISIT **Initial 2/14/05** 5. ESTAB. REGISTRATION NO. **278-04-001**

6. ESTABLISHMENT NAME AND ADDRESS (Including Street, city, state, ZIP code, county and phone number)
Miami Products + Chemical Co.
520 Lono Ke St. Dayton, OH 45403
Montgomery County,
937-253-8927

7. RELATED FIRMS
PBI Investments, LLC

8. TYPE OF ESTABLISHMENT: **Producer** 9. TYPE OF OWNERSHIP: **Corporation** 10a. TOTAL ANNUAL SALES: **Not provided** 10b. PERCENT PESTICIDES: **Not provided**

11. NAMES AND TITLES OF OF PRINCIPAL OFFICERS, PARTNERS OR OWNERS
Roger Kayser, President
Deborah Kayser, Secretary Treasurer

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12. PERSONS INTERVIEWED (Give name, title, phone number and responsibility)
Roger Kayser, Pres, 937, 253, 8927, CEO
Clint Kayser, Quality Assurance Manager, 937.253-8927, Plant Operations Manager + Regulatory Affairs, Overseer's Plant Operations.
Christopher Rohr, Fairborn Plant Mgr. 937.253-8927, Overseer's the Fairborn "Bleach" Plant

13a. PHYSICAL SAMPLES COLLECTED		13b. DOCUMENTARY SAMPLES		13c. LABELS REVIEWED WITHOUT SAMPLES
EPA REGISTRATION NO.	SAMPLE NO.	EPA REGISTRATION NO.	SAMPLE NO.	EPA REGISTRATION NO.
		278-45	050214-3162-04	278-45
		278-43	050214-3162-05	278-43
		278-44	050214-3162-06	278-44
		278-50	050214-3162-07	278-50

14. REMARKS
 See Attached Establishment Inspection Checklist/Worksheet.
 Learned that Firm has Un Registered Production in Fairborn, Oh-
 See Narrative.

15. SIGNATURE OF INSPECTOR: *Tim Anderson* 16. INSPECTOR'S STATION: **Reynoldsburg Ohio 43068**

Jan. 29

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Ohio Department of Agriculture
Pesticide & Fertilizer Regulation
8995 E. Main St.
Reynoldsburg, Ohio 43068
614-728-6389

NOTICE OF INSPECTION

CASE NO. N/A
DATE 2/14/05
HOUR 1:00

STOP 31

Samples
INC
EST
MK PL
USE DIL 4
A.M.
P.M.

NAME OF INDIVIDUAL Roger Kayser

TITLE President

FIRM NAME Miami Products & Chemical Co.

FIRM ADDRESS (Number, Street, City, State, & Zip)
520 Lonoke St.
Dayton Oh 45403

USEPA EST. No. 298-OH-001

TELEPHONE NUMBER 937-253-8927

COUNTY Mont.

SIGNATURE OF INVESTIGATOR Tim Anderson

TITLE Inspector

REASON FOR INSPECTION

- FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY PESTICIDES OR DEVICES PACKAGED, LABELED, AND RELEASED FOR SHIPMENT, AND SAMPLES OF ANY CONTAINERS OR LABELING FOR SUCH PESTICIDES OR DEVICES, IN PLACES WHERE PESTICIDES OR DEVICES ARE HELD FOR DISTRIBUTION, SALE, OR USE (Sec. 9)(a) and 12(a)(2)(B) of FIFRA and Sections 921.02 and 921.18 of THE OHIO PESTICIDE LAW.
- FOR THE PURPOSE OF INSPECTING AND OBTAINING COPIES OF THOSE RECORDS SPECIFIED IN SECTION 8 AND 40 CFR PART 169. (Sec. 8 and 12(a)(2)(B) of FIFRA AND THE OHIO PESTICIDE LAW.
- FOR THE PURPOSE OF INSPECTING SITES WHERE PESTICIDES ARE BEING USED TO COLLECT DATA ON THE USE OF PESTICIDES AND TO DETERMINE WHETHER THE PESTICIDES ARE BEING USED IN COMPLIANCE WITH THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT AND THE OHIO PESTICIDE LAW.
- FOR THE PURPOSE OF INSPECTING SITES WHERE PESTICIDES HAVE BEEN USED TO DETERMINE WHETHER THE PESTICIDES WERE USED IN COMPLIANCE WITH THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT AND THE OHIO PESTICIDE LAW.
- FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY FERTILIZER AND REQUIRED RECORDS WITHIN THE STATE OF OHIO TO DETERMINE COMPLIANCE WITH SECTIONS 905.31 TO 905.50 OF THE OHIO REVISED CODE AND THE RULES ADOPTED UNDER THOSE SECTIONS.
- FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY LIMING MATERIAL AND REQUIRED RECORDS WITHIN THE STATE OF OHIO TO DETERMINE COMPLIANCE WITH SECTIONS 905.51 TO 905.65 OF THE OHIO REVISED CODE AND THE RULES ADOPTED UNDER THOSE SECTIONS.

VIOLATION(S) SUSPECTED:
None

SECTION 8, 9(a) AND 12(a)(2)(B) OF THE FEDERAL INSECTICIDE, FUNGICIDE, & RODENTICIDE ACT, AS AMENDED (7 U.S.C. 136 et seq.) ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 921.18(A)(1), AND 921.18(B) OF THE OHIO PESTICIDE LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 905.39(A) AND 905.59(A) OF THE OHIO FERTILIZER LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM.

ESTABLISHMENT INSPECTION WORKSHEET

EPA EST NO: 278-OH-001

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EST NAME Miami Products + Chemical Co.

FIRM OFFICERS (NAME & TITLES) Roger Kayser, Pres

ADDRESS 520 Lenoke St.

Deborah Kayser - Sec. Treasure

Dayton, OH 45403

COUNTY Montgomery

PERSON(S) INTERVIEWED (Name, title, phone, responsibility)

PHONE 937-253-8927

Roger Kayser, President - Company Operations
Clint Kayser, Quality Assurance Officer, oversees all prod. + warehousing

RELATED FIRMS P.B. Investments, LLC

TYPE EST Producer

Yes

TYPE OWNERSHIP Corporation

RECORD INSPECTION

-Production (40 CFR 169.2(a)(b)) - brand, EPA Reg No., amt, date, batch ID No, name & amt of devices produced - held 2 yrs. Y/N

-Rec g/Shipping: (40 CFR 169.2(c) & (d)) - name (brand, chem, common), shipper or consignee, carrier, dates, quantities - held 2 yrs. Y/N

-Inventory (40 CFR 169.2(e)) - types & amts produced, held until next inventory. Monthly Report Y/N

-Advertizing (40 CFR 169.2(f)) - domestic RUP sales, held 2 yrs. Y/N

-Guarantees (40 CFR 169.2(g)) - held 1 yr after expiration. Y/N

-Export (40 CFR 169.2(h)) - specifications or directions of foreign purchaser, labels & labeling, acknowledgment statement of foreign purchaser not for sale in USA, held 2 yrs after expiration of contract. Y/N

-Disposal (40 CFR 169.2(i)) - method, date, site, types, amts, (for containers officer statement). Held 20 yrs or sent to EPA after 3 yrs. RCRA supersedes requirements. Y/N

-Human Tests (40 CFR 169.2(j)) - data held 20 yrs or sent to EPA after 3 yrs. Y/N

-Research Data (40 CFR 169.2(k)) - all data, whether conducted by others or by firm, held for length product registered. Nova Chem - does lab work to verify product integrity Y/N

-CRP (40 CFR 157.36) - container description, CR device mfg & mfg designation, certification statement, CR verification record. Y/N

-EPA Pesticides Report (40 CFR 167.5(a)) - submit within 30 days of initial reg. & annually thereafter. Y/N

-Suppl Reg of Distr (FIFRA Sec 3(e)) - file form 8570-5 with EPA. Y/N

-Adverse Effects (FIFRA Sec 6(a)(2)) - report to EPA any adverse effects on enviro. Y/N

-Amendments to Reg (40 CFR 167.2(l)) - report ownership or address changes to EPA within 30 days. Y/N ?

OTHER INFORMATION

Retains Kept? Y/N How Long? 2+ yrs QA/QC Tests? Y/N Blend, 3-1

Batch Codes? Y/N Explain Some material kept for 2+ years - 6 yes, blend tested - 3-4 + 6 yes (NO)

Mfg/Contract Agreement? Y/N Inspected? Y/N

Firm Export? Y/N Import? Y/N

Reg's Private Labeled to Others? Y/N Who? Emco - 4 Locations - liquid shock

Firm Private Label From Others? Y/N Who? 1448-232-278

Registrations of Firm Listed on Pack Y/N

Devices Produced? Y/N Type(s)

REMARKS

REMARKS

REPORT INSPECTION

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INSPECTOR:

Tom Anderson

DATE:

2/17/05

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Ohio Department of Agriculture Pesticide & Fertilizer Regulation 8995 E. Main St. Reynoldsburg, Ohio 43068 614-728-6389	NOTICE OF INSPECTION	CASE NO. <i>N/A</i>	MAR 16 2005 Samples
		DATE <i>2/17/05</i>	STOP PESTICIDE REGULATION <i>21</i>
		HOUR <i>11:00</i>	<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.

NAME OF INDIVIDUAL <i>Chint Kayser</i>	TITLE <i>Quality Assurance Officer</i>
FIRM NAME <i>Miami Products & Chemicals, Co.</i>	FIRM ADDRESS (Number, Street, City, State, & Zip) <i>520 LONOKE ST. Dayton, OH 45403</i>
USEPA EST. <i>278-OH-001</i>	COUNTY <i>Montgomery</i>
TELEPHONE NUMBER <i>937-253-8927</i>	TITLE <i>Inspector</i>
SIGNATURE OF INVESTIGATOR <i>Tim Anderson</i>	

REASON FOR INSPECTION

FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY PESTICIDES OR DEVICES PACKAGED, LABELED, AND RELEASED FOR SHIPMENT, AND SAMPLES OF ANY CONTAINERS OR LABELING FOR SUCH PESTICIDES OR DEVICES, IN PLACES WHERE PESTICIDES OR DEVICES ARE HELD FOR DISTRIBUTION, SALE, OR USE (Sec. 9)(a) and 12(a)(2)(B) of FIFRA and Sections 921.02 and 921.18 of THE OHIO PESTICIDE LAW.

FOR THE PURPOSE OF INSPECTING AND OBTAINING COPIES OF THOSE RECORDS SPECIFIED IN SECTION 8 AND 40 CFR PART 169. (Sec. 8 and 12(a)(2)(B) of FIFRA AND THE OHIO PESTICIDE LAW.

FOR THE PURPOSE OF INSPECTING SITES WHERE PESTICIDES ARE BEING USED TO COLLECT DATA ON THE USE OF PESTICIDES AND TO DETERMINE WHETHER THE PESTICIDES ARE BEING USED IN COMPLIANCE WITH THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT AND THE OHIO PESTICIDE LAW.

FOR THE PURPOSE OF INSPECTING SITES WHERE PESTICIDES HAVE BEEN USED TO DETERMINE WHETHER THE PESTICIDES WERE USED IN COMPLIANCE WITH THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT AND THE OHIO PESTICIDE LAW.

FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY FERTILIZER AND REQUIRED RECORDS WITHIN THE STATE OF OHIO TO DETERMINE COMPLIANCE WITH SECTIONS 905.31 TO 905.50 OF THE OHIO REVISED CODE AND THE RULES ADOPTED UNDER THOSE SECTIONS.

FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY LIMING MATERIAL AND REQUIRED RECORDS WITHIN THE STATE OF OHIO TO DETERMINE COMPLIANCE WITH SECTIONS 905.51 TO 905.65 OF THE OHIO REVISED CODE AND THE RULES ADOPTED UNDER THOSE SECTIONS.

VIOLATION(S) SUSPECTED: *Firm has production facility in Fairborn, Oh. without having an Approved EPA (U.S.) Establishment Number for that site.*

SECTION 8, 9(a) AND 12(a)(2)(B) OF THE FEDERAL INSECTICIDE, FUNGICIDE, & RODENTICIDE ACT, AS AMENDED (7 U.S.C. 136 et seq.) ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 921.18(A)(1), AND 921.18(B) OF THE OHIO PESTICIDE LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 905.39(A) AND 905.59(A) OF THE OHIO FERTILIZER LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM.

MAR 16 2005

Ohio Department of Agriculture Pesticide & Fertilizer Regulation 8995 E. Main St. Reynoldsburg, Ohio 43068 614-728-6389	NOTICE OF INSPECTION	CASE NO.	PESTICIDE REGULATION	EST <input type="checkbox"/>	INC <input type="checkbox"/>	Samples <input type="checkbox"/>
		DATE	STOP	MK PL <input type="checkbox"/>	USE DIL <input type="checkbox"/>	
		HOUR				

2/17/05
31
12:45
P.M.

NAME OF INDIVIDUAL <i>Chris Kohr</i>	TITLE <i>Plant Mgr.</i>
FIRM NAME <i>Miami Products & Chemical</i> <i>Chris Kohr</i>	FIRM ADDRESS (Number, Street, City, State, & Zip) <i>1260 Schwerman DR. Fairborn, Oh 45324</i>
TELEPHONE NUMBER <i>937-253-8927</i>	COUNTY <i>Greene</i>
SIGNATURE OF INVESTIGATOR <i>Tim Anderson</i>	TITLE <i>Inspector</i>

REASON FOR INSPECTION

FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY PESTICIDES OR DEVICES PACKAGED, LABELED, AND RELEASED FOR SHIPMENT, AND SAMPLES OF ANY CONTAINERS OR LABELING FOR SUCH PESTICIDES OR DEVICES, IN PLACES WHERE PESTICIDES OR DEVICES ARE HELD FOR DISTRIBUTION, SALE, OR USE (Sec. 9)(a) and 12(a)(2)(B) of FIFRA and Sections 921.02 and 921.18 of THE OHIO PESTICIDE LAW.

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FOR THE PURPOSE OF INSPECTING SITES WHERE PESTICIDES HAVE BEEN USED TO DETERMINE WHETHER THE PESTICIDES WERE USED IN COMPLIANCE WITH THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT AND THE OHIO PESTICIDE LAW.

FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY FERTILIZER AND REQUIRED RECORDS WITHIN THE STATE OF OHIO TO DETERMINE COMPLIANCE WITH SECTIONS 905.31 TO 905.50 OF THE OHIO REVISED CODE AND THE RULES ADOPTED UNDER THOSE SECTIONS.

FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY LIMING MATERIAL AND REQUIRED RECORDS WITHIN THE STATE OF OHIO TO DETERMINE COMPLIANCE WITH SECTIONS 905.51 TO 905.65 OF THE OHIO REVISED CODE AND THE RULES ADOPTED UNDER THOSE SECTIONS.

VIOLATION(S) SUSPECTED:

Operation of Pesticide Production Plant w/out having an approved EPA Establishment Number.

SECTION 8, 9(a) AND 12(a)(2)(B) OF THE FEDERAL INSECTICIDE, FUNGICIDE, & RODENTICIDE ACT, AS AMENDED (7 U.S.C. 136 et seq.) ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 921.18(A)(1), AND 921.18(B) OF THE OHIO PESTICIDE LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 905.39(A) AND 905.59(A) OF THE OHIO FERTILIZER LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM.

MAR 16 2005

Ohio Department of Agriculture Pesticide & Fertilizer Regulation 8995 E. Main St. Reynoldsburg, Ohio 43068 614-728-6389	NOTICE OF INSPECTION	CASE NO.	PESTICIDE REGULATION	Samples
		DATE 2/17/05	STOP 31	INC <input type="checkbox"/>
		HOUR 12:45	<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.	EST <input type="checkbox"/>
				MK PL <input type="checkbox"/>
				USE DIL <input type="checkbox"/>

NAME OF INDIVIDUAL Chris Kohr	TITLE Plant Mgr.
FIRM NAME Miami Products & Chemical Chris Kohr	FIRM ADDRESS (Number, Street, City, State, & Zip) 1260 Schwermen Dr. Fairborn, Oh 45324
TELEPHONE NUMBER 937-253-8927	COUNTY Greene
SIGNATURE OF INVESTIGATOR Tim Anderson	TITLE Inspector

REASON FOR INSPECTION

FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY PESTICIDES OR DEVICES PACKAGED, LABELED, AND RELEASED FOR SHIPMENT, AND SAMPLES OF ANY CONTAINERS OR LABELING FOR SUCH PESTICIDES OR DEVICES, IN PLACES WHERE PESTICIDES OR DEVICES ARE HELD FOR DISTRIBUTION, SALE, OR USE (Sec. 9)(a) and 12(a)(2)(B) of FIFRA and Sections 921.02 and 921.18 of THE OHIO PESTICIDE LAW.

FOR THE PURPOSE OF INSPECTING AND OBTAINING COPIES OF THOSE RECORDS SPECIFIED IN SECTION 8 AND 40 CFR PART 169. (Sec. 8 and 12(a)(2)(B) of FIFRA AND THE OHIO PESTICIDE LAW.

FOR THE PURPOSE OF INSPECTING SITES WHERE PESTICIDES ARE BEING USED TO COLLECT DATA ON THE USE OF PESTICIDES AND TO DETERMINE WHETHER THE PESTICIDES ARE BEING USED IN COMPLIANCE WITH THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT AND THE OHIO PESTICIDE LAW.

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VIOLATION(S) SUSPECTED:
Operation of Pesticide Production Plant w/out having an approved EPA Establishment Number.

SECTION 8, 9(a) AND 12(a)(2)(B) OF THE FEDERAL INSECTICIDE, FUNGICIDE, & RODENTICIDE ACT, AS AMENDED (7 U.S.C. 136 et seq.) ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 921.18(A)(1), AND 921.18(B) OF THE OHIO PESTICIDE LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 905.39(A) AND 905.59(A) OF THE OHIO FERTILIZER LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM.

00057

NY 100-100000
100-100000
100-100000

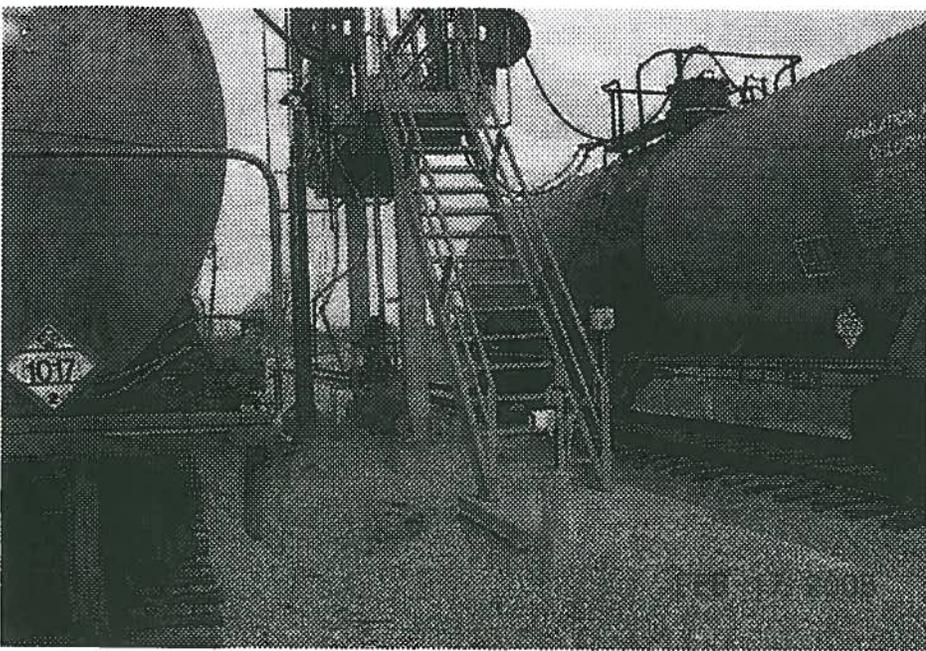


Photo Attachment for Report of the Producer Establishment Inspection conducted at Miami Products & Chemical Co. 278-OH-001. Site Photo's are from the Production Plant at 1260 Schwerman Drive, Fairborn OH 45324 by Timothy W. Anderson.

Photo Date: 2/17/05
Photo ID: Disk 1 MVC-593S.JPG
< Description: Photo shows rail car unloading site at Miami Products & Chemical Co
NOTE: According to Plant Mgr. raw materials for production of the sodium hypochlorite are received by rail.

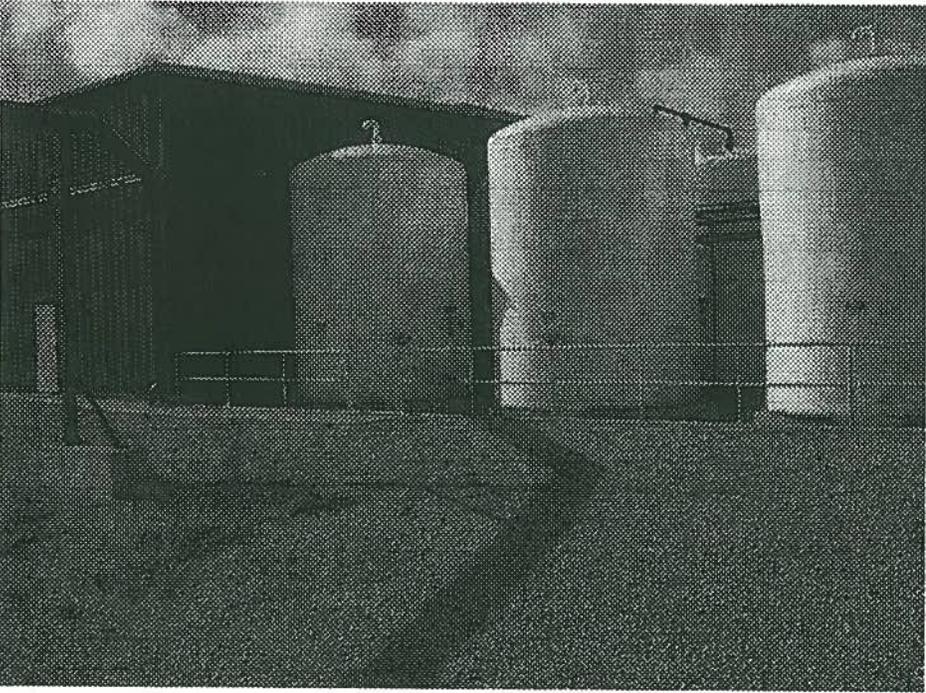


Photo Date: 2/17/05
Photo ID: Disk 1 MVC-594S.JPG
< Description: Photo shows view of the storage tanks where the raw materials and final product are stored.

MAR 16 2005
PESTICIDE REGISTRATION

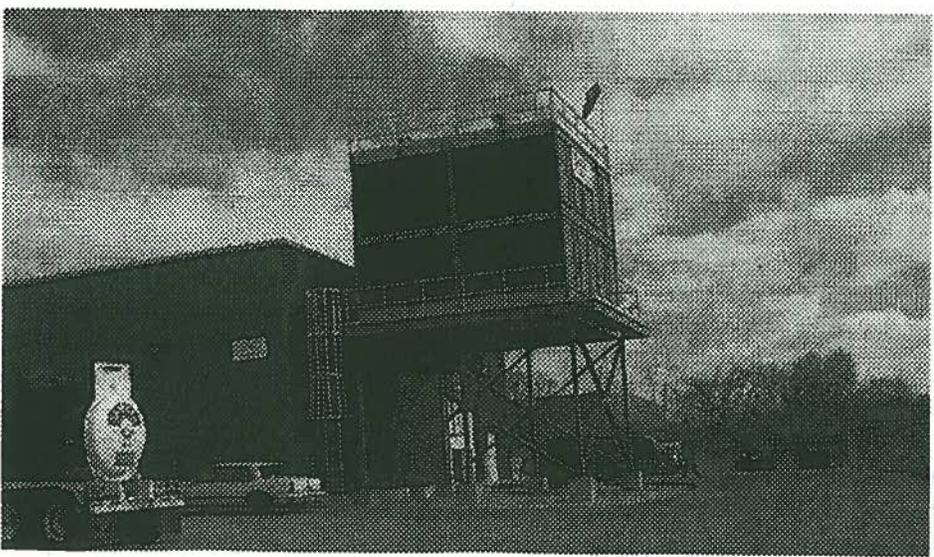


Photo Date: 2/17/05
Photo ID: Disk 1 MVC-596S.JPG
< Description: Photo shows view of front of the plant.

Page



Photo Date: 2/17/05
Photo ID: Disk 1 MVC-597S.JPG
Description: Photo shows side of building where tankers are loaded for shipping.

MAR 16 2005
PESTICIDE REGULATION



Photo Date: 2/17/05
Photo ID: Disk 1 MVC-598S.JPG
Description: Photo shows close up of the company name on decal on side of tanker shown in previous photo.

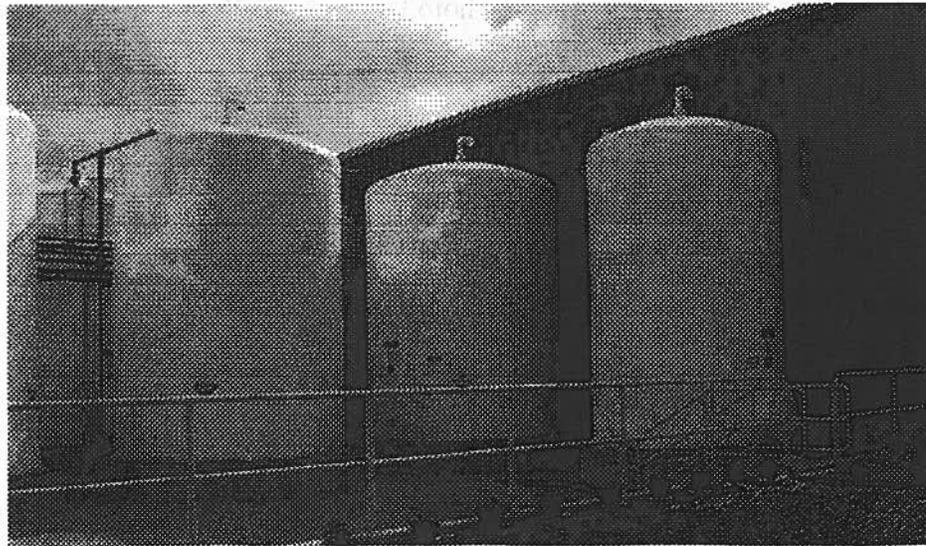


Photo Date: 2/17/05
Photo ID: Disk 1 MVC-599S.JPG
Description: Photo shows view of the sodium hypochlorite storage tanks. View is from the opposite view of previous photo of storage tanks.

MAR 16 2005

Ohio Department of Agriculture Pesticide & Fertilizer Regulation 8995 E. Main St. Reynoldsburg, Ohio 43068 614-728-6389	NOTICE OF INSPECTION	CASE NO.	PESTICIDE REGULATION		Samples
		DATE	STOP	EST	
		HOUR	A.M. P.M.	USE DIL	
		2/18/05	21		<input type="checkbox"/>
		1:00			<input checked="" type="checkbox"/> 22

NAME OF INDIVIDUAL <i>Clint Kayser / Roger Kayser</i>	TITLE <i>Quality Assurance Officer / President</i>
FIRM NAME <i>Miami Products & Chemicals, Co.</i>	FIRM ADDRESS (Number, Street, City, State, & Zip) <i>520 Lonoke St. Dayton, OH 45403</i>
USEPA Est. # <i>278-OH-001</i>	
TELEPHONE NUMBER <i>937.253-8927</i>	COUNTY <i>Montgomery</i>
SIGNATURE OF INVESTIGATOR <i>Tim Anderson</i>	TITLE <i>Inspector</i>

REASON FOR INSPECTION

- FOR THE PURPOSE OF INSPECTING AND OBTAINING SAMPLES OF ANY PESTICIDES OR DEVICES PACKAGED, LABELED, AND RELEASED FOR SHIPMENT, AND SAMPLES OF ANY CONTAINERS OR LABELING FOR SUCH PESTICIDES OR DEVICES, IN PLACES WHERE PESTICIDES OR DEVICES ARE HELD FOR DISTRIBUTION, SALE, OR USE (Sec. 9)(a) and 12(a)(2)(B) of FIFRA and Sections 921.02 and 921.18 of THE OHIO PESTICIDE LAW.
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VIOLATION(S) SUSPECTED:

Follow up to collect records from 2/17/05 stop.

SECTION 8, 9(a) AND 12(a)(2)(B) OF THE FEDERAL INSECTICIDE, FUNGICIDE, & RODENTICIDE ACT, AS AMENDED (7 U.S.C. 136 et seq.) ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 921.18(A)(1), AND 921.18(B) OF THE OHIO PESTICIDE LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM. SECTION 905.39(A) AND 905.59(A) OF THE OHIO FERTILIZER LAW ARE QUOTED ON THE REVERSE SIDE OF THIS FORM.

10061

00062

PESTICIDE SAMPLE COLLECTION REPORT

THE FOLLOWING SAMPLE WAS COLLECTED PURSUANT TO SECTION 9(a) OF THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT, AS AMENDED (7 U.S.C. 136 g) AND SECTION 921.18 OF THE OHIO PESTICIDE LAW.

SAMPLED IN POSSESSION OF		DATE	CASE NO.
FIRM NAME <i>Miami Products + Chemicals, Co.</i>		<i>2/18/05</i>	<i>N/A</i>
NAME <i>Roger Kayser</i>		NAME OF COLLECTOR (print or Type)	
ADDRESS <i>520 Lonoke St. Dayton, Oh 45403</i>		<i>Tim Anderson</i>	
COUNTY <i>Montgomery</i>	PHONE <i>937.253-8927</i>	SIGNATURE OF COLLECTOR <i>Tim Anderson</i>	
SAMPLE NUMBER	ANALYSIS REQUESTED	REMARKS	
<i>050218-3162-01</i>	<i>Label For E.P.A. Reg. # 278-64</i>		
<i>050218-3162-02</i>	<i>Label For E.P.A. Reg. # 278-43</i>		
<i>" " 03</i>	<i>Production records: Batch numbers 5033, 5133, -</i>		
<i>5183, 5/203, 5233, 1065, 1055, 1045, 1035, 1015, 1042, 1062, 1082,</i>			
<i>1092, 1112, "Bleach Batch Records" Form - 15 records.</i>			
<i>050218-3162-04</i>	<i>- Invoice + Shipping Record Purchase Order # 22489 (2p.)</i>		
<i>" " 05</i>	<i>" + " " " " " # 22524 (2p.)</i>		
<i>" " 06</i>	<i>" + " " " " " # 49721 (2p.)</i>		
<i>" " 07</i>	<i>" + " " " " " # 3633 (2p.)</i>		
<i>" " 08</i>	<i>" + " " " " " # 36239 (2p.)</i>		
<i>Continued to next "Pesticide Sample Collection" form</i>			
DATE SHIPPED	CHAIN OF CUSTODY	SHIPPED VIA	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	

THE ABOVE DOCUMENTARY AND/OR ENVIRONMENTAL SAMPLES WERE COLLECTED BY THE O.D.A. IN CONNECTION WITH THE ADMINISTRATION AND ENFORCEMENT OF THE F.I.F.R.A. AND/OR THE OHIO PESTICIDE LAW AND RECEIPT IS HEREBY ACKNOWLEDGED.

SIGNATURE X <i>Roger K. Kayser</i>	PRINT NAME X <i>Roger K. Kayser</i>
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112013

OHIO DEPARTMENT OF AGRICULTURE
PESTICIDE REGULATION
8995 E. Main St.
Reynoldsburg, OH 43068

MAR 16 2005

PESTICIDE SAMPLE COLLECTION REPORT

PESTICIDE REGULATION

THE FOLLOWING SAMPLE WAS COLLECTED PURSUANT TO SECTION 9(a) OF THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT, AS AMENDED (7 U.S.C. 136 g) AND SECTION 921.18 OF THE OHIO PESTICIDE LAW.

SAMPLED IN POSSESSION OF		DATE	CASE NO.
FIRM NAME <i>Miami Products & Chemicals Co.</i>		<i>2/18/05</i>	<i>N/A</i>
NAME <i>Roger Kayser</i>		NAME OF COLLECTOR (print or Type)	
ADDRESS <i>520 Lonoke St.</i>		<i>Tim Anderson</i>	
<i>Dayton, Oh 45403</i>		SIGNATURE OF COLLECTOR	
COUNTY <i>Montgomery</i>	PHONE <i>937.253-8927</i>	<i>Tim Anderson</i>	
SAMPLE NUMBER	ANALYSIS REQUESTED	REMARKS	
<i>050218-3162-09</i>	<i>Invoice & Shipping record</i>	<i>Purchase Order # 54052 (2p.)</i>	
<i>" " 10</i>	<i>" + " "</i>	<i>INVOICE # 272077 (2p.)</i>	
<i>" " 11</i>	<i>" & Shipping record</i>	<i>" " 252468 (2p.)</i>	
<i>" " 12</i>	<i>" & Shipping Record</i>	<i>Purchase Order 50842 (2p.)</i>	
<i>" " 13</i>	<i>Shipping Record</i>	<i>" " 127383 (2p.)</i>	
<i>" " 14</i>	<i>" & " "</i>	<i>" " 48507 (2p.)</i>	
<i>" " 15</i>	<i>" & " "</i>	<i>" " 48582 (2p.)</i>	
<i>" " 16</i>	<i>" & " "</i>	<i>" " 61174 (2p.)</i>	
<i>" " 17</i>	<i>" & " "</i>	<i>" " 134577 (2p.)</i>	
<i>" " 18</i>	<i>" & " "</i>	<i>" " 61865 (2p.)</i>	
<i>Continued to page 3</i>			
DATE SHIPPED	CHAIN OF CUSTODY	SHIPPED VIA	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	

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SIGNATURE X <i>Roger K. Kayser</i>	PRINT NAME X <i>Roger K. Kayser</i>
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MAR 16 2005

PESTICIDE REGULATION

PESTICIDE SAMPLE COLLECTION REPORT

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SAMPLED IN POSSESSION OF		DATE	CASE NO.
FIRM NAME <i>miami Products & chemicals, Co.</i>		<i>2/18/05</i>	<i>N/A</i>
NAME <i>Roger Kayser</i>		NAME OF COLLECTOR (print or Type)	
ADDRESS <i>520 Lanoke St.</i>		<i>Tim Andersen</i>	
<i>Dayton, Oh 45403</i>		SIGNATURE OF COLLECTOR	
COUNTY <i>Montgomery</i>	PHONE <i>937-253-8927</i>	<i>Tim Anderson</i>	
SAMPLE NUMBER	ANALYSIS REQUESTED	REMARKS	
<i>050218-3162-19</i>	<i>Invoice & shipping record</i>	<i>Purchase Order # 61767 (2 p.)</i>	
<i>" " 20</i>	<i>" " " "</i>	<i>Order No. 325776-00 (2 p.)</i>	
<i>" " 21</i>	<i>USEPA Application for</i>	<i>Registration of Pesticide</i>	
	<i>for 1260 Schwerman</i>	<i>Dr. Fairborn, Oh. 57c -</i>	
<i>050218-3162-22</i>	<i>USPS Track & Confirm Form</i>	<i>for Sending Application</i>	
DATE SHIPPED		CHAIN OF CUSTODY	
RECEIVED BY		SHIPPED VIA	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	
RECEIVED BY		TIME & DATE	

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SIGNATURE X <i>Roger Kayser</i>	PRINT NAME X <i>Roger Kayser</i>
------------------------------------	-------------------------------------

<i>Company</i>	<i>Epa_Number</i>	<i>Product_Name</i>	<i>End_Date</i>
	278-44-0	SANYGEN 3-IN-1 ALGAECIDE	6/30/2004
	278-45-0	SANYGEN CUPROGEN ALGAECIDE	6/30/2004
	278-50-0	SANYGEN SPA GRANULAR CHLORINATING COMPO	6/30/2004
	278-63-0	MIAMI LIQUID CHLORINATING DISINFECTANT & GER	6/30/2004
	278-64-0	SANYGEN INDUSTRIAL CLOR SODIUM HYPOCHLORI	6/30/2004

being Fed.
Bulk

MIAMI PRODUCTS & CHEMICAL CO.

421 ANN STREET NW

GRAND RAPIDS

MI

57787-12-278	SANYGEN 1" SLO TABS	6/30/2004
57787-15-278	SANYGEN 3" SLO TABS	6/30/2004

MICRO FLO COMPANY LLC

PO BOX 772099

MEMPHIS

TN

241-257-51036	THIMET 20G	6/30/2004
241-322-51036	AMDRO PRO FIRE ANT BAIT	6/30/2004
279-3014-51036	PERMETHRIN 3.2 AG	6/30/2004
51036-104-0	MALATHION 5EC	6/30/2004
51036-108-0	DIAZINON 50W	6/30/2004
51036-110-0	DIMETHOATE 4E	6/30/2004
51036-122-0	CHLORPYRIFOS PRO TERMITE CONCENTRATE	6/30/2004
51036-14-0	MICROSPERSE WETTABLE SULFUR	6/30/2004
51036-152-0	CHLORPYRIFOS PRO 2	6/30/2004
51036-16-0	SULFUR 6L	6/30/2004
51036-164-0	AZINPHOSMETHYL 50W SOLUBLE	6/30/2004
51036-166-0	CAPTAN 50 WETTABLE POWDER	6/30/2004
51036-168-0	CAPTAN 80-WP	6/30/2004
51036-181-0	CAPTEC 4L	6/30/2004
51036-236-	ACEPHATE 75 SOLUBLE	6/30/2004
51036-236-	ACEPHATE PRO 75 WSP	6/30/2004
51036-236-0	ACEPHATE 75SP AG	6/30/2004
51036-236-0	ACEPHATE PRO 75	6/30/2004
51036-238-	ACEPHATE 90 SP	6/30/2004
51036-243-0	ETHEPHON 2	6/30/2004
51036-255-0	BROMOX + ATRAZINE	6/30/2004
51036-256-0	BROMOX 2E	6/30/2004

MAR 16 2005
PESTICIDE REGULATED

<u>Company</u>	<u>Epa_Number</u>	<u>Product_Name</u>	<u>End_Date</u>
	8155-8-80520	MERRY MAIDS SCRUB N SHINE CRÈME CLEANSER	6/30/2004

METERPAK INC

1270 FEWSTER DRIVE UNIT 1

MISSISSAUGA

ON

1839-142-64178

METERPAK #124 SANITIZER CONCENTRATED POW

6/30/2004

1839-93-64178

METERPAK #120 DETERGENT & DISINFECTANT

PESTICIDE REGULATION 6/30/2004

MAR 16 2005

METREX RESEARCH CORPORATION

1717 W COLLINS AVENUE

ORANGE

CA

-0-OH-4323

METRICIDE 28 LONG LIFE ACTIVATED DIALDEHYDE

6/30/2004

-0-OH-4324

METRICIDE STERILIZING & DISINFECTING SOLUTIO

6/30/2004

-0-OH-4325

METRICIDE PLUS 30

6/30/2004

-0-OH-9265

PROCIDE-D PLUS

6/30/2004

-0-OH-9266

COMPLIANCE

6/30/2004

-0-OH-9267

PROCIDE-D

6/30/2004

46781-10-0

PREMICIDE

6/30/2004

46781-6-0

NOVAPLUS SURFACE DISINFECTANT DECONTAMIN

6/30/2004

46781-6-0

METRIGUARD SURFACE DISINFECTANT/DECONTAM

6/30/2004

46781-6-0

ENVIROCIDE

6/30/2004

46781-6-0

CAVICIDE SURFACE DISINFECTANT/DECONTAMINA

6/30/2004

46781-7-0

NOVAPLUS GERMICIDAL AND SURFACE CLEANER

6/30/2004

46781-7-0

KLEENASEPTIC GERMICIDAL AND SURFACE CLEAN

6/30/2004

46781-8-

CAVIWIPES XL

6/30/2004

46781-8-0

CAVIWIPES

6/30/2004

9480-5-46781

METRIWIPES

6/30/2004

METZ SALES INC

522 WEST FIRST STREET

WILLIAMSBURG

PA

8781-9-0

METZ DAIRY SANITIZER

6/30/2004

MIAMI PRODUCTS & CHEMICAL

PO BOX 486

DAYTON

OH

1448-114-278

SANYGEN DOUBLE STRENGTH ALGAECIDE

6/30/2004

1448-232-278

SANYGEN CONCENTRATED ALGAECIDE

6/30/2004

278-43-0

SANYGEN LIQUID SHOCK

6/30/2004

Thursday, March 18, 2004

Page 288 of 508

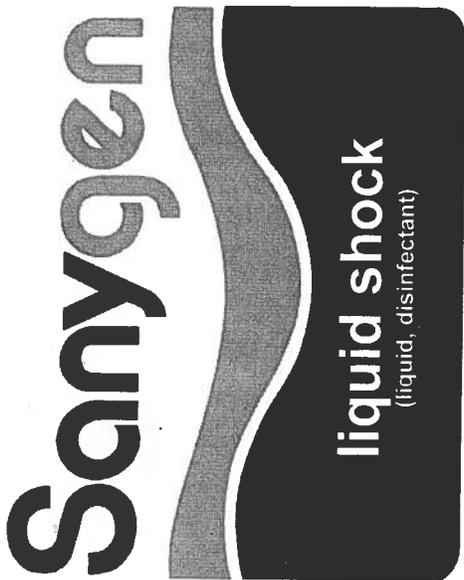
Products registered to ODA for 2004. TWA



ODA Sample # 050218-3162-02

NET CONTENTS

GALLONS



ACTIVE INGREDIENT: Sodium Hypochlorite.....10.5%
 INERT INGREDIENTS:89.5%
 100%

KEEP OUT OF REACH OF CHILDREN

DANGER
FIRST AID STATEMENT

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 immediately for treatment advice.

If on Skin or Clothing:

- Take off contaminated clothing.
- Rinse skin immediately with water for 15-20 minutes.
- Call a poison control center or doctor immediately for treatment advice.

If Swallowed:

- Call a 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 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 9-1-1 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.
- Call a poison control center or doctor immediately for treatment advice.

Have the product container or label with you when calling a poison control center, a doctor, or going for treatment.

NOTE TO PHYSICIAN

MAR 16 2005
PESTICIDE REGULATION



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broken skin. Causes eye damage. Wear face shield or goggles and rubber gloves when handling this product. Wash after handling. Avoid breathing vapors. Vacate poorly ventilated areas as soon as possible. Do not return until strong odors have dissipated.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish and aquatic organisms. DO NOT discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or public waters unless this product is specifically identified and addressed in an NPDES permit. DO NOT discharge effluent containing this product into sewer systems without previously notifying the sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

PHYSICAL OR CHEMICAL HAZARDS:

STRONG OXIDIZING AGENTS: Mix only into water according to label directions. Mixing this product with chemicals (e.g., ammonia, acids, detergents, etc.) or organic matter (e.g., urine, feces, etc.) will release chlorine gas which is irritating to eyes, lungs and mucous membranes.

STORAGE AND DISPOSAL: Store this product in a cool dry area, away from direct sunlight and heat to avoid deterioration. In case of spill, flood areas with large quantities of water. Product or rinsates that cannot be used should be diluted with water before disposal in a sanitary sewer. Do not contaminate food or feed by storage, disposal or cleaning equipment.

DO NOT MIX WITH ACIDS
or other chemicals



UN1791

FOR COMMERCIAL USE ONLY
MANUFACTURED BY MIAMI & CHEMICAL COMPANY
DAYTON, OHIO 45403

may be necessary, to maintain the required level of available chlorine.

STORAGE AND DISPOSAL: Store this product in a cool dry area, away from direct sunlight and heat to avoid deterioration. In case of spill, flood areas with large quantities of water. Product or rinsates that cannot be used should be diluted with water before disposal in a sanitary sewer. Do not reuse container but place in trash collection. Do not contaminate food or feed by storage, disposal or cleaning of equipment.

SWIMMING POOL WATER DISINFECTION: For a new pool or spring start-up, superchlorinate with 1/2 gallon to 1 gallon of product for each 10,000 gallons of water to yield 5 to 10 ppm available chlorine by weight. Check the level of available chlorine with a test kit. Adjust and maintain pool water pH to between 7.2 and 7.8. Adjust and maintain the alkalinity of the pool to between 50 and 100 ppm.

To maintain the pool, add manually or by feeder device 12 oz. of this product for each 10,000 gallons of water to yield an available chlorine residual between 0.6 to 1.0 ppm by weight. Stabilized pools should maintain a residual of 1.0 to 1.5 ppm available chlorine. Test the pH, available chlorine residual and alkalinity of the water frequently with appropriate test kits. Frequency of water treatment will depend upon temperature and number of swimmers.

Every 7 days, or as necessary superchlorinate the pool with 1/2 gallon to 1 gallon of product for each 10,000 gallons of water to yield 5 to 10 ppm available chlorine by weight. Check the level of available chlorine with a test kit. Do not reenter pool until the chlorine residual is between 1.0 to 4.0 ppm.

At the end of the swimming pool season or when water is to be drained from the pool, chlorine must be allowed to dissipate from treated pool water before discharge. Do not chlorinate the pool within 24 hours prior to discharge.

WINTERIZING POOLS: While water is still clear & clean, apply 4 oz. of product per 1,000 gallons, while filter is running, to obtain a 3 ppm available chlorine residual, as determined by a suitable test kit. Cover pool, prepare heater, filter and heater components for winter by following manufacturers' instructions.

SPAS & HOT TUBS

SPAS/HOT TUBS — Apply 6 oz. of product per 1,000 gallons of water to obtain a free available chlorine concentration of 5 ppm, as determined by a suitable chlorine test kit. Adjust and maintain pool water pH to between 7.2 and 7.8. Some oils, lotions, fragrances, cleaners, etc. may cause foaming or cloudy water as well as reduce the efficiency of the product.

To maintain the water, apply 6 oz. of product per 1,000 gallons of water over the surface to maintain a chlorine concentration of 5 ppm.

After each use, shock treat with 10 oz. of this product per 500 gallons of water to control odor and algae. Do not re-enter spa or hot tub until the chlorine level is below 5 ppm.

During extended periods of disuse, add 4 oz. of product daily per 500 gallons of water to maintain a 3 ppm chlorine concentration.

NOTICE: APPLY THIS PRODUCT ONLY AS SPECIFIED ON THIS LABEL.

Buyer assumes all risks of use of this chemical if used contrary to direction.

EPA REG. NO. 278-43

EPA EST. NO. 278-OH-1

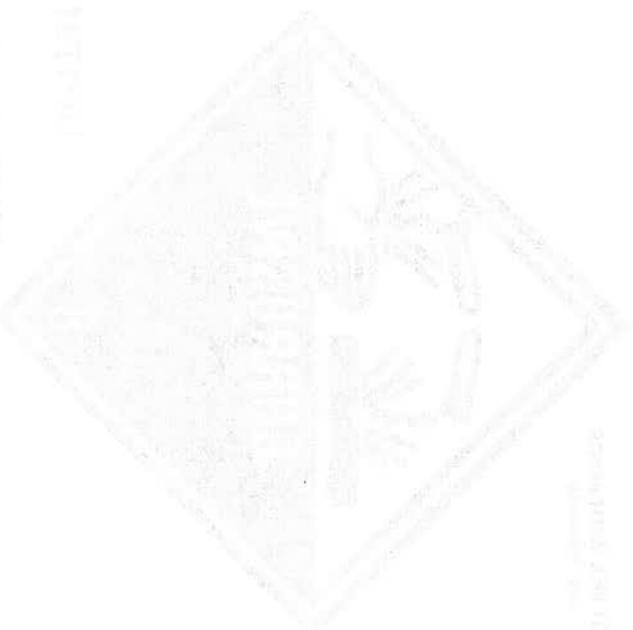
MANUFACTURED BY MIAMI PRODUCTS & CHEMICAL CO., DAYTON, OHIO 45403

DO NOT POUR ACID INTO THIS CONTAINER

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DO NOT HOLD YOUR BREATH

THE NATIONAL ASSOCIATION OF
STATE DEPARTMENTS OF HEALTH
AND COMMUNITY SERVICES



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STATE DEPARTMENTS OF HEALTH
AND COMMUNITY SERVICES

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STATE DEPARTMENTS OF HEALTH
AND COMMUNITY SERVICES

Sanygen

liquid shock

liquid disinfectant

KEEP OUT OF REACH OF CHILDREN DANGER

To maintain the pool, add manually or by feeder device 12 oz. of this product for each 10,000 gallons of water to yield an available chlorine residual between 0.6 to 1.0 ppm by weight. Stabilized pools should maintain a residual of 1.0 to 1.5 ppm available chlorine. Test the pH, available chlorine residual and alkalinity of the water frequently with appropriate test kits. Frequency of water treatment will depend upon temperature and number of swimmers.

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EPA REG. NO. 278-43

EPA EST. NO. 278-OH-1

MANUFACTURED BY MIAMI PRODUCTS & CHEMICAL CO., DAYTON, OHIO 45403

IF IN EYES:
- Hold eyes open and flush slowly and gently with water 15-30 minutes. Continue contact lenses, if present, after the first 5 minutes. Remove contact lenses, if present, after the first 5 minutes.
IF ON SKIN OR CLOTHING:
- Wash off contaminated clothing.
- Remove skin immediately with plenty of water for 15-30 minutes.
- Call a poison control center or doctor for treatment advice.
- Have the product container or label with you when calling a poison control center, a doctor, or going for treatment.
- Note: To "Prevent" P. "chlo", "sucrose" damage may contribute to the use of "Sanygen".

IF SWALLOWED:
- Call a poison control center or doctor immediately for treatment advice.
- Do not induce vomiting unless told to do so by 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.

See side panel for additional Precautionary Statements

ACCEPTED
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278-43

10-3-2003

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STORE CONTAINER IN
AN UPRIGHT POSITION



PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

DANGER: Corrosive, may cause severe skin and eye irritation or chemical burns to broken skin. Causes eye damage. Wear face shield or goggles and rubber gloves when handling this product. Wash after handling. Avoid breathing vapors. Vacate poorly ventilated areas as soon as possible. Do not return until strong odors have dissipated.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish and aquatic organisms.

PHYSICAL OR CHEMICAL HAZARDS:

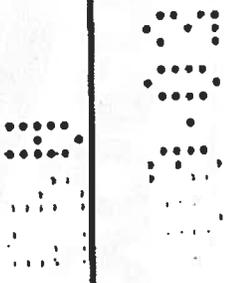
STRONG OXIDIZING AGENTS: Mix only with water according to label directions. Mixing this product with chemicals (e.g., ammonia, acids, detergents, etc.) or organic matter (e.g., urine, feces, etc.) will release chlorine gas which is irritating to eyes, lungs and mucous membranes.

DIRECTIONS FOR USE: It is a violation of federal law to use this product in a manner inconsistent with its labeling.

NOTE: This product degrades with age. Use a chlorine test kit and increase dosage, as necessary, to obtain the required level of available chlorine.

STORAGE AND DISPOSAL: Store this product in a cool dry area, away from direct sunlight and heat to avoid deterioration. In case of spill, flood areas with large quantities of water. Product or rinsates that cannot be used should be diluted with water before disposal in a sanitary sewer. Do not reuse container but place in trash collection. Do not contaminate food or feed by storage, disposal or cleaning of equipment.

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Sanygen 3 in 1 Algaecide
EPA Reg. # 278-44

MAR 16 2005

PESTICIDE REGULATION

PRIMARIES ENVIRONMENTAL PROTECTION AGENCY
U.S. DEPARTMENT OF AGRICULTURE
WASHINGTON, D.C. 20250-0001

PRIMARIES ENVIRONMENTAL PROTECTION AGENCY
U.S. DEPARTMENT OF AGRICULTURE
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U.S. DEPARTMENT OF AGRICULTURE
WASHINGTON, D.C. 20250-0001

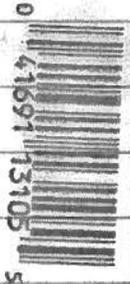
PRIMARIES ENVIRONMENTAL PROTECTION AGENCY
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U.S. DEPARTMENT OF AGRICULTURE
WASHINGTON, D.C. 20250-0001



SECTION 3
SECTION 2
SECTION 1
SECTION 4
SECTION 5

EPA EST. NO. 278-44

DAyton, OHIO 45403

Sanygen 3 in 1 Algaecide

ACTIVE INGREDIENTS:

Nitrofen (60% C)	30%
Chlorine (5% C)	5%
Ammonium chloride (5% C)	5%
Nitrofen (60% C)	30%
Chlorine (5% C)	5%
Ammonium chloride (5% C)	5%

NET CONTENT
One Gallon

WARNING:
Keep Out of Reach of Children.
See Side Panel for Additional Precautionary Statements.

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VII 21 248-44
 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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FEB 07 1995

Miami Products & Chemical Co.
 PO BOX 486
 Dayton, OH 45401

Attention: Robert J. Cunningham
 Sec-Tres

Subject: Product Name: Sanygen 3 in 1 Algaecide
 EPA Registration No. 278-44
 Your Amendment Dated January 24, 1995

The amendment (label update and revised CSF) referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable provided that you:

1. Make the following labeling changes below before you release the product for shipment bearing the amended labeling.

- a. Include the heading: Net Contents.
- b. The ingredient section must be placed on the front panel.
- c. For consistency, revise the total percentage to read: 100.00% and the Inert Ingredients to read: 90.00%
- d. Revise the heading: "Directions: Notice" to read:

DIRECTIONS FOR USE

- e. Add the following subheading: Container Disposal to appear directly below the heading: Storage and Disposal
- f. Delete the word: unique.
- g. Note that the left panel precautionary statement section is blurry and unreadable. Before you print final label, you are to ensure that legible labels are generated.

CONCURRENCES							
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SURNAME	G...						
DATE	2/7/95						

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

- 2 -

2. A release for shipment of the product bearing the amended labeling constitutes acceptance of these conditions.

3. Our records have been adjusted to reflect your product name change:

OLD PRODUCT NAME: Hyagen Swimming Pool Algaecide

NEW PRODUCT NAME: Sanygen 3 in 1 Algaecide

3. A stamped copy of the labeling is enclosed for your records. Submit one (1) copy of the final printed label prior to release of the product for shipment.

4. The submitted Confidential Statement of Formula (dated January 24, 1995) is acceptable. Note also that this confidential will supersede all previous confidentials.

However note for future reference that the upper certified limit (Block 14a) should be around 10.5% and the lower certified limit (Block 14b) should be around 9.5% for this product.

If you have any questions concerning this letter, contact V. Goncarovs at 703-305-6663.

Sincerely,

Walter C. Francis
Acting Product Manager (31)
Antimicrobial Program Branch
Registration Division (H7505C)

Enclosures

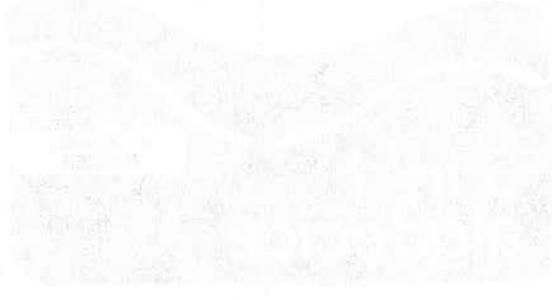
CONCURRENCES

SYMBOL							
SURNAME							
DATE							

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Copyright

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A table with multiple rows and columns, containing illegible text. It appears to be a data table or a list of items.

BEST AVAILABLE COPY

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10/10/00

10/10/00

10/10/00

**Summary Information For
Product Registration - Section 3
278-44**

Registration #: 278-44
Registration Name: SANYGEN 3 IN 1 ALGAECIDE
Company: 278 - MIAMI PRODUCTS & CHEMICAL COMPANY
Current Status: Active - Registered (03-Feb-1975)
Restricted Use: No

Active Ingredients

PC Code	CAS #	Ingredient Name	Percent Active
<u>069104</u>	53516-76-0	Alkyl* dimethyl benzyl ammonium chloride *(60%C14, 30%C16, 5% C18, 5%C12)	9.96
<u>069119</u>	73049-75-9	Dialkyl* methyl benzyl ammonium chloride *(60% C14, 30% C16, 5% C18, 5% C12)	.04
Total Rows: 2			

Organization: AD / RMB1
Team: Antimicrobials Division, Risk Management Team 31
 Noble, Velma (703) 308-6233
Child Resistant Package:
Signal Word: **Danger**
Physical Form: Ready-to-Use Solution
Pesticide Category: ALGAECIDE
Label Image: [View Label Image](#)

Inert Ingredients

[EPA Home](#) | [OPP-Home](#) | [Search](#) | [Help](#)

Last updated on February 4, 2004, Version 1.4
<http://dcopp10gas01:7777/pls/oppina9p>

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SANYGEN

