

4-384

10/06/2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Bonide Products, Inc.
c/o Ms. Sarah Kuetemeier
Registrations by Design, Inc.
P.O. Box 1019
Salem, VA 24153

OCT - 6 2009

Dear Ms. Kuetemeier:

Subject: Application for Pesticide Notification (PRN 98-10)
Comply with Agency pyrethroid labeling letter dated June 4, 2009 and
Revise per Pesticide Registration Notice 2007-4 (Container Disposal)
Bonide Flea & Tick Spray for Lawns
EPA Reg. No. 4-384
Your submission dated July 29, 2009

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated July 29, 2009 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds the action requested falls within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

Sincerely,

Dana R. Pillett

for Richard Gebken
Product Manager 10
Insecticide Branch
Registration Division (7505P)



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 4-384	2. EPA Product Manager Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Bonide® Flea & Tick Spray for Lawns	PM# 13	
5. Name and Address of Applicant (Include ZIP Code) Bonide Products, Inc. 6301 Sutliff Road Oriskany, NY 13424 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

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

NOTIFICATION: of label change per PR Notice 2007-4, and per June 4, 2009 letter from EPA

This notification is consistent with the guidance in the June 4, 2009 letter, the provisions of PR Notices 2007-4 and 98-10, and the requirements of EPA's regulations at 40 CFR part 156 & 152.46. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. Bonide Products, Inc. understands that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA, and further understands that if the amended label is not consistent with the requirements of PR Notices 2007-4 and 98-10, and 40 CFR part 156 & 152.46, this product may be in violation of FIFRA and Bonide Products, Inc. may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <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	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 8 fl. oz.; 1 pt.; 1 qt. 40 fl. oz.; 1/2.5/4/5 gal.		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input checked="" type="checkbox"/> Stenciled			<input type="checkbox"/> Other _____		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Sarah H. Kuetemeier	Title Consultant/Agent for Bonide Products, Inc.	Telephone No. (Include Area Code) (540) 375-8826
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature <i>Sarah H. Kuetemeier</i>	3. Title Consultant/Agent for Bonide Products, Inc.	
4. Typed Name Sarah H. Kuetemeier	5. Date July 29, 2009	

Registrations by Design, Inc.sm

July 29, 2009

118 1/2 East Main Street
Suite 1
Salem, VA 24153-3805
phone 540.375.8826
fax 540.375.8827

Document Processing Desk (NOTIF-PYRETHROID)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Ariel Rios Bldg.
1200 Pennsylvania Ave., NW
Washington, DC 20460

Re: Notification of Revised Label per EPA 6-4-09 Letter & PR Notice 2007-4
EPA Reg. No. 4-384, Bonide[®] Flea & Tick Spray for Lawns

Attn: Linda Arrington, Team Leader
Notifications & Minor Formulations

On behalf of Bonide Products, Inc. of Oriskany, New York, enclosed is notification for the above-referenced product. The purpose of this notification is to update the label per the June 4, 2009 letter from EPA, and PR Notice 2007-4. No changes have been made to the CSF.

The following documents are enclosed:

- 1) EPA Form #8570-1, Application for Pesticide – Notification (2 copies)
- 2) Copy of the proposed revised label with revisions highlighted in blue.

If further action or information is required on behalf of Bonide Products, Inc., please advise.

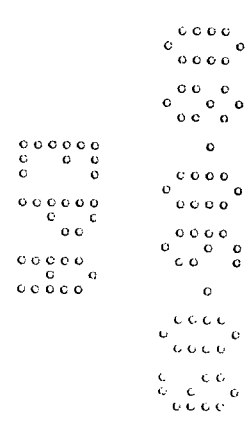
Best regards,

Sarah H. Kuetemeier
Consultant/Agent for
BONIDE PRODUCTS, INC.
e-mail: sarahk@ntelos.net

/shk

Enclosures

cc: MVickers/BPI



NOTICE! MAILING ADDRESS CHANGE effective August 1, 2009
Registrations by Design, Inc., P.O. Box 1019, Salem, VA 24153

4/7

[Front Panel]



NOTIFICATION

OCT - 6 2009

FLEA & TICK SPRAY FOR LAWNS

Optional Marketing Statements:

Emulsifiable Concentrate for Use on Residential Lawns and Around Residential Premises only to Kill Fleas and Ticks and Other Outdoor Insects Listed on this Label
Also Kills Deer Ticks and Other Ixodid Species that Carry and Transmit Lyme Disease

ACTIVE INGREDIENT:

(S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate 0.44%

OTHER INGREDIENTS:..... 99.56%

TOTAL..... 100.00%

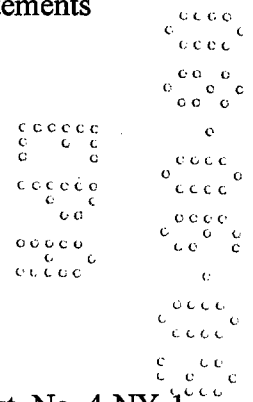
Contains petroleum distillate.

KEEP OUT OF REACH OF CHILDREN

CAUTION

See back/side/other panel(s) for additional precautionary statements

NET CONTENTS: _____



[Back/side/other panel(s)]

FIRST AID	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact the National Pesticide Information Center at 1-800-858-7378 for emergency medical treatment information.	
If Swallowed:	<ul style="list-style-type: none"> • Call poison control center or doctor immediately for treatment advice. • Do not induce vomiting unless told to do so by the poison control center or doctor. • Do not give any liquid to the person. • Do not give anything by mouth to an unconscious person.
If on Skin or Clothing:	<ul style="list-style-type: none"> • 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 Inhaled:	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
If in Eyes:	<ul style="list-style-type: none"> • 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.
NOTE TO PHYSICIAN: Contains petroleum distillate – vomiting may cause aspiration pneumonia.	

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed, absorbed through skin or inhaled, causes moderate eye irritation. Avoid breathing vapor or spray mist and contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

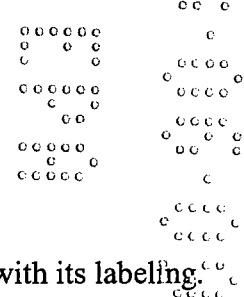
This pesticide is extremely toxic to fish and aquatic invertebrates. Drift from treated areas may be hazardous to organisms in adjacent aquatic sites. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help ensure that wind or rain does not blow or wash pesticide off the treatment area. Rinsing application equipment over the treated area will help to avoid run off to water bodies or drainage systems.

PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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



Avoid contamination of food or feedstuffs. Do not spray plants used for food or feed.

Do not water the treated area to the point of run-off. Do not make applications during rain. All outdoor applications must be limited to spot or crack-and-crevice treatments only, except for the following permitted uses:

- (1) Treatment to soil or vegetation around structures;
- (2) Applications to lawns, turf, and other vegetation;
- (3) Applications to building foundations, up to a maximum height of 3 feet.

Other than applications to building foundations, all outdoor applications to impervious surfaces such as sidewalks, driveways, patios, porches and structural surfaces (such as windows, doors, and eaves) are limited to spot and crack-and-crevice applications only.

LAWN FLEA AND TICK CONTROL:

To kill fleas and ticks harboring in lawns and backyards, use this concentrate in a hose-end sprayer. Place required amount of concentrate in sprayer jar (see chart below) and fill with water to the recommended level. Mix well. Attach to sprayer and spray as recommended. For best results, lawn should be mowed a day or two before spraying. Spray using a slow, even sweeping motion, being sure to cover the entire lawn surface where the pets will normally frequent. Spray with caution on or under desirable ornamental plants or shrubs because of possible plant injury. Avoid spraying young flowering plants. Repeat treatments may be necessary at 7 to 14 day intervals. Kills on contact the ixodes dammini tick (deer tick), which transmits lyme disease. Also kills foraging fire ants upon direct contact. A registered fire ant and mound treatment should also be used in conjunction with this product.

Keep pets and children out of the treated area until after the spray has dried. Do not spray animals. Dogs, cats, their kennel or bedding area should also be treated with a registered flea and tick control product in conjunction with this application.

HOSE END SPRAYS APPLICATION

Amount of Product to Use Fluid Ounces	Amount of Water to be Used	Area to be Treated
1-1/3 Fluid Ounces	3 Gallons	500 sq. ft. (50' x 10')
2-2/3 Fluid Ounces	8 Gallons	1,000 sq. ft. (50' x 20')
5-1/3 Fluid Ounces	12 Gallons	2,000 sq. ft. (50' x 40')

*NOTE 1 Fluid Ounce = 2 Tablespoon = 6 Teaspoon

FOR OUTDOOR PEST:

Mix concentrate in a compressed air sprayer or watering can at the rate of two (2) fluid ounces per one (1) gallon of water to control on contact ants, cockroaches (including German and Asian cockroaches), crickets, palmetto bugs, sowbugs, spiders, and ticks. Use at the rate of one (1) gallon (diluted spray) per 1,000 square feet to outside surfaces of buildings, porches, patios, garages and other areas where these pests have been seen or are found. Do not spray in or near

fish ponds or other bodies of water. Spray with caution on or under desirable ornamental plants or shrubs because of possible plant injury. Avoid spraying young flowering plants. Remove all exposed food and cooking utensils. Cover all food handling surfaces or wash thoroughly after treatment and before use. Do not use on edible crops.

BUILDING PERIMETER TREATMENT:

To help prevent infestations of buildings by ants, centipedes, crickets, sowbugs and spiders, treat a 12-18 inch band of soil or other substrate adjacent to buildings and the building foundation to a height of 2 to 3 feet where these pests area active and may find entrance. Use sixteen (16) fluid ounces of concentrate per gallon of water and apply as a coarse wet spray at the rate of one (1) gallon per 1,000 square feet.

To kill mosquitoes, gnats (midges), houseflies, biting flies, and small flying moths (millers), apply spray under shrubs and bushes, and spray grassy areas. Spray these areas with a slow sweeping motion while moving away from the treated area. Spray with caution on or under desirable ornamental plants or shrubs because of possible plant injury. Avoid spraying young flowering plants. To reduce annoyance from these flying insects, treat open porches and patios in a similar manner.

For best results spray when air is still. Allow spray to dissipate before occupying the treated area.

If this package is a hose-end sprayer – attach garden hose, be sure on/off indicator is in the “off” position, turn water faucet on, go to area to be treated and turn sprayer on. Apply with a slow sweeping motion per above instructions.

STORAGE AND DISPOSAL

Pesticide Storage: Store and transport in an upright position. Store in a cool dry area inaccessible to children or pets.

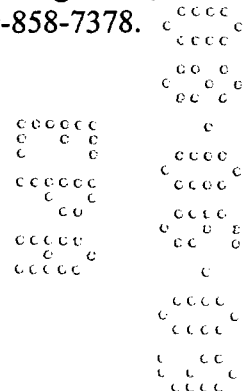
Pesticide Disposal: *If partly filled* – Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

Container Disposal: *If empty* – Nonrefillable container. Do not reuse or refill this container. Place in trash or offer for recycling if available.

For information on pesticide products (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Information Center at 1-800-858-7378.

Buyer's Guarantee Limited to Label Claims

Manufactured by:
Bonide Products, Inc.
6301 Sutliff Road
Oriskany, NY 13424



[Batch Code inserted at production.]