

### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

October 11, 2022

Mr. Walter Talarek, Agent W. Neudorff GmbH KG c/o Walter G. Talarek PC 5153 Allison Marshall Drive Warrenton, VA 20187

Subject: Label Amendment – Adding Optional Marketing Claims and Other Revisions

Product Name: Neudorff Liquid Ant Bait Station

EPA Registration Number: 67702-57 Application Date: April 20, 2022

Decision Number: 583875

#### Dear Mr. Talarek:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) lists examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims

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substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6.

If you have any questions, please contact me at <u>walsh.michael@epa.gov</u> or Christopher Taylor at taylor.christopher.m@epa.gov.

Sincerely,

Michael Walsh Product Manager 11

Invertebrate & Vertebrate Branch 2

Registration Division

Office of Pesticide Programs

Attachment

{Note to reviewer: text in braces {} is for informational purposes and will not appear on the label. Text in brackets [] is optional, and may or may not appear on the end use label. Text in parentheses () will appear on the end use label.}

{outer package, container, or box label}

### **Neudorff Liquid Ant Bait Station**

### **Active Ingredient:**

Spinosad (a mixture of spinosyn A

and spinosyn D)......0.015%

 Other Ingredients:
 99.985%

 Total:
 100.000%

# DO NOT ALLOW CHILDREN OR PETS TO PLAY WITH BAIT STATIONS CAUTION

{Note to PM: each individual bait station will contain 0.25 to 0.35 fl. oz. and will be sold individually or in multiples of 2, 3, 4, 6, or 8 bait stations per package. There will be one distinct bait station size and whatever volume is put in the bait station will appear on the label.

}

Net Contents: 0.25 to 2.8 fl oz

Contains [1], [2], [3], [4], [6], [8] bait stations of [0.25], [0.26], [0.27], [0.28], [0.29],

[0.30], [0.31], [0.32], [0.33], [0.34] {or} [0.35] fl. oz.

Registrant: W. Neudorff GmbH KG,

An der Mühle 3,

31860 Emmerthal, Germany

www.neudorff.com

EPA Reg. No.: 67702-57 EPA Est. No.: XXXX-XXX

Have the product container label with you when calling a poison control center or doctor or going for treatment. You may also contact [the Poison Control Center at 1-800-222-1212] {alternately, insert a different toll-free phone number}

ACCEPTED

10/11/2022

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 67702-57

#### **DIRECTIONS FOR USE**

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

{NOTE to PM: Directions can be bulleted or numbered.}

- 1. [Separate bait stations before placement.] Peel off and dispose of activation film on each bait station before placement.
- 2. For best results, place bait stations where you see ants in and around your home. For thorough ant control, use [all] [2] [4] [6] [8] bait stations at one time. For larger areas or particularly heavy infestations, use additional bait stations. Starts working within 10 minutes when ants are present.
- 3. Avoid setting [the bait station] in direct sun to decrease evaporation of the bait solution. [Bait station] should be placed on a horizontal surface.
- 4. When ant problem is controlled, [or bait color fades] [bait color changes (to white)], remove [bait station] and dispose of according to the Storage and Disposal instructions.

**PESTS CONTROLLED:** Ants (excluding fire ants, carpenter ants, harvester ants, and pharaoh ants)

-including foraging ants, sweet-feeding ants, pavement ants, moisture ants, little black ants, argentine ants, crazy ants, acrobat ants, bigheaded ants, cornfield ants, ghost ants, odorous house ants, thief ants, Texas leafcutting ants, field ants, and other common ants]

USE SITES: {Note to PM: one or more of the following use sites will be listed, with 'in', commas, 'around', and 'and' inserted for grammatical correctness where necessary}

Use indoors and outdoors [in] [and] [around] [homes,] along baseboards, along kitchen baseboards, corners of rooms, corners of cabinets, under appliances, behind appliances, under and behind appliances, under and behind kitchen appliances, around refrigerators and stoves, on window sills, doorways, around garbage cans, on or around decks, on decks, on patios, on balconies, on garden paths, ornamentals, on lawns, electrical conduits, vents, pipe chases, on concrete slabs, crawlspaces, skylights on roofs, on sidewalks, on driveways, home greenhouses, on ground around home or structure, gardens, next to the wall along baseboards, under sinks, under kitchen sinks, near plumbing fixtures, pantries, around waste receptacles, and other areas where listed ants are found.

#### STORAGE AND DISPOSAL

**Storage:** Store in a cool, dry area inaccessible to children and domestic animals. **Disposal:** 

Non-refillable label. Do not reuse or refill the bait station.

**If empty:** Place in the trash or offer for recycling if available.

**If partially filled:** Call your local solid waste agency [or call {insert toll free hotline}] for disposal instructions. Never place unused product down any indoor or outdoor drain.

Batch Code

#### {Individual Station Label}

#### **Neudorff Liquid Ant Bait Station**

## DO NOT ALLOW CHILDREN OR PETS TO PLAY WITH BAIT STATIONS CAUTION

See [back] [inside] [bottom] [side] [panel] [container] [box] [outer package] [for] additional precautionary statements [and complete] [directions] [use instructions] [on back]

**ACTIVE INGREDIENT:** 

Spinosad (a mixture of spinosyn A

[Net cont. XXX] [This side down]

[Questions?] [Comments?] [Call 800-558-5252] [weekdays 9-9 Eastern Time] [or Write Helen Johnson]

Registrant: W. Neudorff GmbH KG,

An der Mühle 3,

31860 Emmerthal, Germany

www.neudorff.com

EPA Reg. No. 67702-57 EPA Est. No. XXXX-XXX

**(OPTIONAL LABEL CLAIMS:** The following claims and product information may or may not be presented on the product's label and labeling:}

-Money Back Guarantee\*\*

\*\*If you are not satisfied with this product, [Neudorff] [the company] will refund the purchase price within one year after the date of purchase reflected on an original receipt. Offer limited to 1 refund per household. Visit [Neudorfff's] [company's] website at www.neudorff.com for details.

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-{Note to PM: one or more of the following use sites will be listed, with 'in', commas, 'around', and 'and' inserted for grammatical correctness where necessary}

[For Household Use] [For Use] [For use indoors and outdoors [in][and][around]] [around homes] along baseboards, along kitchen baseboards, corners of rooms, corners of cabinets, under appliances, behind appliances, under and behind appliances, under and behind kitchen appliances, around refrigerators and stoves, on window sills, doorways, around garbage cans, on or around decks, on decks, on patios, on balconies, on garden paths, ornamentals, on lawns, electrical conduits, vents, pipe chases, on concrete slabs, crawlspaces, skylights on roofs, on sidewalks, on driveways, home greenhouses, on

ground around home or structure, gardens, next to the wall along baseboards, under sinks, under kitchen sinks, near plumbing fixtures, pantries, around waste receptacles, and other areas where listed ants are found.]

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- -New {Note to reviewer: to be used on the packaging for six months from the first date of sale} [Liquid] Ant Bait [Station]
- -Kills ants (excluding fire ants, carpenter ants, harvester ants and pharaoh ants)
- -Kills foraging ants (excluding fire ants, carpenter ants, harvester ants, and pharaoh ants)
- -Kills sweet-feeding ants, pavement ants, moisture ants, little black ants, Argentine ants, crazy ants, acrobat ants, bigheaded ants, cornfield ants, ghost ants, odorous house ants, thief ants, Texas leafcutting ants, field ants and other common ants (excluding fire ants, carpenter ants, harvester ants and pharaoh ants)
- -Controls: sweet-feeding ants, pavement ants, moisture ants, little black ants, Argentine ants, crazy ants, acrobat ants, bigheaded ants, cornfield ants, ghost ants, odorous house ants, thief ants, Texas leafcutting ants, field ants and other common ants (excluding fire ants, harvester ants, pharaoh ants and carpenter ants)
- -[includes][contains] X stations
- Kill listed ants where they [breed] [live] (excluding carpenter ants, harvester ants, pharaoh ants and fire ants)
- -Pre-filled and ready-to-use
- -Spinosad is biologically derived from [the fermentation of *Saccharopolyspora spinosa*,] a naturally occurring soil organism.
- -Spinosad is derived from the fermentation of a naturally occurring soil dwelling bacterium.
- Active ingredient derived from soil dwelling microbes
- Spinosad is derived from a soil-dwelling bacterium
- [Active ingredient] [Spinosad] derived from soil microbes
- -water based
- -Controls sweet eating ants [and common household ants] (excluding fire ants, harvester ants, pharaoh ants and carpenter ants)
- -Mode of Action: the bait solution is taken by the worker ants into the colony where it is fed to other worker ants, larvae and the queen ant
- -For use [indoors] [and] [outdoors]
- -No mess
- -No Spill
- -No Leak
- -Sponge in bait station holds liquid in place
- -Sponge in bait station keeps liquid contained
- -Bait contained [formula] [product]
- -Spill proof [pad] [absorbent pad]
- -Ready-to-use
- -Kills colony (excluding carpenter ants, harvester ants, pharaoh ants and fire ants)
- -Kills the colony and queen (excluding carpenter ants, harvester ants, pharaoh ants and fire ants)
- -Kills the queen and colony (excluding carpenter ants, harvester ants, pharaoh ants and fire ants)

- Kills [ants] at the source (excluding carpenter ants, harvester ants, pharaoh ants and fire ants)
- -Kills the ants you see and the ones you don't (excluding carpenter ants, harvester ants, pharaoh ants and fire ants)
- -Ants carry bait back to the colony
- -Place where ants are present
- -Place out of direct sunlight
- -For best results, place out of direct sunlight
- -Kills listed ants while bait remains liquid (excluding fire ants, carpenter ants, harvester ants and pharaoh ants)
- -Kills listed ants while bait remains liquid (excluding fire ants, carpenter ants, harvester ants and pharaoh ants)
- -Children and pets may enter areas where [station] [Neudorff Liquid Ant Bait Station or alternate brand name] is in use
- -The blue bait solution may become discolored when it is exposed to sunlight, indicating that the bait station location is not ideal.
- Use up cue [dye]
- Replace [bait] station when blue bait disappears
- Easy to see blue bait
- Replace [bait] station when white
- Replace when [blue] color fades
- Blue dye fades when it needs to be replaced
- Replace when color changes [to white]
- [Station] Replacement indicator [dye]\* \*see [instructions][directions for use] for more details
- Blue bait solution will turn light blue or white when ready to be replaced
- Can be used on listed household ants around the home
- Place near ant infestations
- Use where ants are entering home
- Place where ants are entering
- Place around house near where ants are entering
- Controls listed ants around the home (excluding fire ants, carpenter ants, harvester ants and pharaoh ants)
- -Fast [attraction][attracting]
- -Attracts fast
- -Starts killing listed ants within 24 hours
- -Kills [ants] in 24 hours (excluding fire ants, carpenter ants, harvester ants and pharaoh ants)
- -Starts attracting listed ants within [10] minutes [once opened]
- -Starts attracting listed ants within [10] minutes [once opened] when ants are present
- -Starts working on listed ants within [10] minutes [once opened]
- -Starts working on listed ants within [10] minutes [once opened] when ants are present
- -Dead ants in 24 hours (excluding fire ants, carpenter ants, harvester ants and pharaoh ants)
- -Starts working on listed ants once opened<sup>†</sup> †within 10 minutes when ants are present {Note to PM: "within 10 minutes when ants are present" will appear in close proximity to starts working)

- -Starts attracting listed ants once opened<sup>†</sup> †within 10 minutes when ants are present {Note to PM: "within 10 minutes when ants are present" will appear in close proximity to starts attracting)
- -Read Entire Container Label Before Using This Product.
- -Sold under a license of W. Neudorff GmbH KG, Germany
- -Manufactured under a license of W. Neudorff GmbH KG, Germany.

