

4-398

10/5/2009

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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

October 5, 2009

Sarah H. Kuetemeier  
Consultant/Agent for  
Bonide Products, Inc  
118 1/2 East Main Street, Suite 1  
Salem VA, 24153-3805

Subject: Notification to Add an Alternative Brand Name Per PR Notice 98-10  
Product Name: Shot Gun Hot Pepper Wax Animal Repellent  
EPA Reg. No: 4-398  
Your Submission Dated August 17, 2009

Dear Ms. Kuetemeier:

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under Pesticide Registration Notice (PRN) 98-10 dated above. A screen of this request has been conducted for its applicability under PRN 98-10, and it has been determined that the action requested falls within the scope of this Notice. Our records have been duly noted (the alternative brand name *Shot Gun Hot Pepper Wax Animal Repellent Ready to Use* has been placed on file). Should you have any questions regarding this action, you may contact Gina Casciano at (703) 605-0513 or via email at [casciano.gina@epa.gov](mailto:casciano.gina@epa.gov).

Sincerely,

*Linda Hollis*

Linda A. Hollis, Chief  
Biochemical Pesticides Branch  
Biopesticides and Pollution  
Prevention Division (7511P)



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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 4-398	2. EPA Product Manager Hebert	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Bonide® Shot Gun Hot Pepper Wax Animal Repellent	PM# 91	
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: Date Reviewed: 10/5/09 EPA Reg. No. _____ Reviewed By: G. Casiano Product Name _____	

**NOTIFICATION**

### 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 Additional Brand Name: Shot Gun Hot Pepper Wax Animal Repellent Ready to Use

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the Confidential Statement of Formula of this product. 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 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 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
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
* 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 PT; QT		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) 375-8825
<b>Certification</b> I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received  (Stamped)
2. Signature <i>Sarah H. Kuetemeier</i>	3. Title Consultant/Agent for Bonide Products, Inc.	
4. Typed Name Sarah H. Kuetemeier	5. Date Aug. 17, 2009	

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# Registrations by Design, Inc.<sup>sm</sup>

Aug. 17, 2009

118½ East Main Street  
Suite 1  
Salem, VA 24153-3805  
phone 540.375.8826  
fax 540.375.8827

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

Re: Notification of Additional Brand Name  
EPA Reg. No. 4-398, Bonide® Shot Gun Hot Pepper Wax Animal Repellent

Attn: Linda Arrington, Team Leader  
Notifications & Minor Formulations

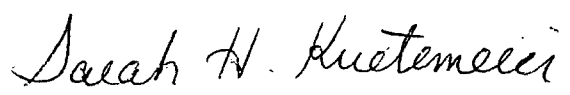
On behalf of Bonide Products, Inc. of Oriskany, New York, enclosed is notification of additional brand name (Shot Gun Hot Pepper Wax Animal Repellent Ready to Use) for the above-referenced product.

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



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# SHOT GUN HOT PEPPER WAX ANIMAL REPELLENT

## NOTIFICATION

Date Reviewed: 10/5/09

Reviewed By: G. Cascard

READY-TO-USE

[Additional Brand Name: Shot Gun Hot Pepper Wax Repellent; Shot Gun Hot Pepper Wax Animal Repellent Ready to Use]

### Optional Marketing Statements:

Animal Repellent for Fruits, Vegetables, and Indoor and Outdoor Ornamentals  
Repels Deer, Rabbits, and Tree Squirrels from Yard and Garden  
Animal Repellent for Fruits, Vegetables, Ornamentals and Grasses



### ACTIVE INGREDIENT:

\*Capsaicin and other capsaicinoids .....0.00001125%

OTHER INGREDIENTS: .....99.99998875%

TOTAL .....100.0%

\*Includes 0.0000075% capsaicin and 0.00000375% other capsaicinoids

**MADE FROM HOT CAYENNE PEPPERS**

This product contains 0.0000009 lbs. of Active Ingredient per Gallon

**KEEP OUT OF REACH OF CHILDREN**

## CAUTION

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

NET CONTENTS: \_\_\_\_\_

**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 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 for treatment advice.

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**CAUTION:** Causes eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling.

**ENVIRONMENTAL HAZARDS**

This product may be toxic to aquatic organisms. Do not apply directly to water. Do not contaminate water by cleaning of equipment or disposal of equipment washwaters and rinsate.

**DIRECTIONS FOR USE**

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

**DEER, RABBITS AND TREE SQUIRRELS:** To effectively repel deer, rabbits and tree squirrels, spray Shot Gun Hot Pepper Wax Animal Repellent Ready-to-Use on foliage, stems, buds, fruits and blooms. Shot Gun Hot Pepper Wax Animal Repellent Ready-to-Use can be used on fruits, vegetables, citrus, root crops, legumes, indoor/outdoor ornamentals and grasses. Shot Gun Hot Pepper Wax Repellent Ready-to-Use can be used to repel animals from chewing wood structures and fences.

**APPLICATION AND TIMING: SHAKE WELL:** Apply until foliage or surface is wet. Repeat application in 3 – 7 days for 2 – 3 weeks, until control is established. **ONCE CONTROL IS ESTABLISHED,** use every 2 – 4 weeks, as necessary to maintain control.

**STORAGE AND DISPOSAL**

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

**Disposal:** *If empty* – Do not reuse this container. Place in trash or offer for recycling if available. *If partly filled* – Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

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

Bonide Products, Inc., 6301 Sutliff Road, Oriskany, NY 13424