

16-128

2/3/2003

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



OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

February 3, 2003

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CERTIFIED MAIL

Dragon Chemical Corporation
71 Carolyn Blvd.
Farmingdale, NY 11735

Attention: Mr. Thomas McEntee

**Subject: Dragon Rabbit and Dog Chaser
EPA Reg. No. 16-128
Our letter of July 19, 2001 (Resent October 10, 2002)
Your amended application of November 1, 2002**

Purpose This submission responds to our July 19, 2001, letter requesting information about possible greenhouse crop uses of this product, which contains the active ingredient, **Nicotine**, in the form of tobacco dust. You submitted 1) a statement that the label had no greenhouse crop uses; 2) a copy of the stamped, accepted label of February 10, 1999, which contained no crop uses; 3) three (3) copies of current labeling; and 4) a Confidential Statement of Formula (CSF) dated October 22, 2002.

1. Certification statement Your statement certifying that "... Greenhouse Uses are not Part of the Current Lableing." omitted the word, "crop" before "Uses". However, a check of your label reveals the following prohibition:

"DO NOT USE THIS PRODUCT IN VEGETABLE GARDENS NOR
ON FOOD CROPS.

Further your October 31, 2002, letter states that "... the subject product does not include any uses on GreenHouse Crops." Therefore, you need not resubmit your certification.

2. Last stamped label We received a copy of the last accepted labeling for this product, stamped February 10, 1999.

3. Copies of current label

You submitted three (3) copies of your current labeling, which is identical to your last accepted label. Because we last approved labeling for this product four years ago, we have reviewed these labels now.

The labeling submitted under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) is acceptable provided that you submit one (1) copy of revised, final printed label with the following changes:

1. Format and modify your “**PRECAUTIONARY STATEMENTS**” as follows:

PRECAUTIONARY STATEMENTS

Hazards to Humans & Domestic Animals [left justify]

CAUTION: Avoid contact with skin and clothing.

FIRST AID	
Have label with you when obtaining treatment advice.	
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, doctor, or 1-800-222-1222 immediately for treatment advice.

Environmental Hazards [left justify]

This pesticide is toxic to fish. Do not apply directly to water. Do not contaminate water by cleaning of equipment or disposal of waste.

2. Modify your “**DISPOSAL**” text, as required by PR Notice 2001-6, as follows:

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.

Existing stocks · Stocks of existing labels may be used for eighteen (18) months.

Consequence for non-compliance · If these conditions are not complied with, the registrations will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the products constitutes acceptance of these conditions.

4. Revised CSF Your revised CSF of October 22, 2002, is unacceptable because you failed to include the information about the nominal concentration, upper certified limit, and lower certified limit for the active ingredient, Nicotine. Refer to your previous CSF dated January 10, 1997, for the correct presentation.

Questions If you have questions about this letter, please contact me at 703-305-5407 (by phone), 703-305-6596 (by fax), or peacock.dan@epa.gov (by E-Mail).

Sincerely yours,



Daniel B. Peacock, Biologist
Insecticide-Rodenticide Branch
Registration Division (7504C)

Copy to Diane Isbell (7508C)

Letter Disk 94:A:\Nicotine\16-128, revised label, follow-up,2-3-2003.wpd, February 2, 2003

RESEALABLE ZIPPER CLOSURE



ACCEPTED
with COMMENTS
in EPA Letter Dated:

FEB 3 2003

DRAGON



Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.
16-128

RABBIT & DOG REPELLENT



Protects Gardens From Damage

Use Around Flower Gardens, Ornamentals,
Trees And Shrubs, And Around
The Perimeter Of Vegetable Gardens

ACTIVE INGREDIENTS:

- Naphthalene 15.00%
- Dried Blood 15.00%
- Nicotine* 0.35%

INERT INGREDIENTS: 69.65%

TOTAL: 100.00%

*Derived from Tobacco Dust.

Keep Out of Reach of Children

CAUTION See back panel for additional cautions.

NET WT. 3 LB

RESEALABLE ZIPPER CLOSURE



DIRECTIONS FOR USE

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

Use Restrictions: This product may be used to discourage domestic dogs (*Canis familiaris*) from defecating on or near treated lawns or in treated areas around ornamental plants, trees, shrubs, and pavements. This product also may be used to repel cottontail rabbits (*Sylvilagus floridanus*) from entering, feeding in, or defecating within treated areas associated with flower gardens, ornamental plants, trees and shrubs.

DO NOT USE THIS PRODUCT IN VEGETABLE GARDENS NOR ON FOOD CROPS. May be used around the perimeter of vegetable gardens. Do not allow the product to wind drift to nearby food crops.

Application Directions: Before treatment, try to remove all traces of animal droppings and urine from the areas to be protected. Animals are attracted by the odors of these deposits. If the odors are effectively removed, regular use of **DRAGON® Rabbit & Dog Repellent** around ornamental plants, trees and shrubs should discourage new defecations by dogs and visitations by rabbits.

Apply this product in bands 2 or more inches wide around the plants or the areas to be protected. Be careful not to apply product directly to foliage or stems. Repeat treatment as needed. More frequent applications will be needed if heavy rains, heavy snowfalls, hot weather or high winds occur.

The material in this package (3 lbs.) will produce a band of product approximately 2 inches wide and 85 feet long.

Storage & Disposal

STORAGE: Store only in original container, in a dry place inaccessible to children and pets.

DISPOSAL: Do not reuse empty container. Securely wrap in newspaper and discard in trash.

PRECAUTIONARY STATEMENTS

Hazards to Humans & Domestic Animals

CAUTION: Avoid contact with eyes, skin and clothing.

FIRST AID

IF ON SKIN: Wash promptly with soap and water. Get medical attention if irritation persists.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. Do not apply directly to water. Do not contaminate water by cleaning of equipment or disposal of waste.

NOTICE: Buyer assumes all risks of use, storage or handling of this material not in strict accordance with DIRECTIONS and CAUTIONS stated on this label.

EPA Reg. No. 16-128
EPA Est. 16-VA-1

Manufactured by:
DRAGON CORPORATION
P.O. Box 7311 • Roanoke, VA 24019

UPC
02200-3323