

279-3394

03-30-2010

1/7



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

MAR 30 2010

Mr. Christopher Davis
FMC Corporation
1735 Market Street
Philadelphia, PA 19103

Subject: Label Notification(s) of Alternate Brand Name per PRN 98-10

Dear Mr. Davis:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice PRN 98-10 dated March 16, 2010 for the following product(s):

CB-540 Fogger (EPA Reg. No. 279-3394)
Alternate Brand Name: "Pyrethrin Fogger"

The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and finds that the label change(s) requested falls within the scope of PRN-98-10. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact Regina Foushee'-Smith at 703-605-0780.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard J. Gebken".

Richard J. Gebken
Product Manager
Insecticide Branch
Registration Division (7505P)



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 279-3394	2. EPA Product Manager Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) CB-540 Fogger	PM# 13	
5. Name and Address of Applicant (Include ZIP Code) FMC Corporation 1735 Market Street Philadelphia, PA 19103 <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: NOTIFICATION EPA Reg. No. <u>MAR 30 2010</u> 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.)

Add an alternate brand name: "Pyrethrin Fogger"

Section - III

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* 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
 Label Container

4. Size(s) Retail Container

5. Location of Label Directions

3. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other _____

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Christopher Davis	Title Registration Manager	Telephone No. (Include Area Code) 215-299-6334
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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.

1. Signature 	3. Title Registration Manager	6. Date Application Received (Stamped)
2. Typed Name Christopher Davis	5. Date March 16, 2010	

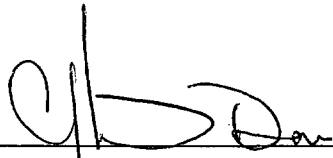
Certification with Respect to Label Integrity

version: 9/11/02

I certify that the information (including, but not limited to, text, tables, and graphics) contained in the electronic file identified below by file name and submitted with this certification is the same information as that on the paper copies of these documents included with this submission.

PROPOSED LABEL		
EPA Registration #	Date Submitted to EPA	Electronic file name
279-3394	03/16/10	000279-03394.20100316.Notification.pdf

I certify that the statements that I have made on this form are true, accurate, and complete. I acknowledge that any knowingly false or misleading statements may be punishable by fine or imprisonment or both under applicable law.



 Signature

03/16/2010

 Date

Christopher Davis

 Name (typed)

Registration Manager

 Title



FMC Agricultural Products

FMC Corporation
1735 Market Street
Philadelphia, PA 19103

215.299.600 Phone
215.299.6468 Fax

www.fmc.com

March 16, 2010

Ms. Sherada Hobgood
United States Environmental Protection Agency
Document Processing Desk (NOTIF)(E-SUB)
Office of Pesticide Programs (H7504P)
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Dear Ms. Hobgood:

Subject: CB-540 Fogger
EPA Reg. No. 279-3394

Notification of Alternate Brand Name per PR Notice 98-10.

FMC has recently received EPA approval of the transfer of the subject product from the Waterbury Companies Inc.. We are interested in using another alternate brand name for this product. FMC believes that the changes in full compliance with PR Notice 98-10, section II Notifications, part A Brand Names. The alternate brand name will be "**Pyrethrin Fogger**".

To support this submission and to process this request, enclosed please find the following:

- Application for Pesticide (EPA Form 8570-1)
- One copy of the amended label
- A compact disk containing the label in electronic form
- A complete Certification with Respect to Label Integrity form
- A completed Certification with Respect to PR-Notice 98-10 form

We trust this information will assist the Agency in its effort to complete this amendment. If you have any questions concerning this matter, please feel free to contact me at (215) 299-6334 or e-mail at chris_davis@fmc.com.

Sincerely,



Christopher Davis
Registration Manager
APG Specialty Products Business

WAR 2 2 2010



NOTIFICATION

MAR 30 2010

Pyrethrin Fogger

[For the Reviewer: "{}" Denotes optional language]

One Unit Treats up to 9,000 (or 5,000, if 5 oz. unit) Cubic Feet

KILLS EXPOSED STAGES OF: Cockroaches, Fleas, Ticks, Houseflies, Mosquitoes, Small Flying Moths, Wasps, Crickets and Silverfish

FOR USE IN: Food and Non-Food Areas of Homes, Food Processing Plants, Restaurants, Industrial Buildings, Schools, Warehouses, Offices, Theaters, Garages, Hotels, Motels, Hospitals and Kennels

ACTIVE INGREDIENTS:

Pyrethrins.....	0.50%
*Piperonyl Butoxide, technical.....	1.00%
**N-Octyl Bicycloheptene Dicarboximide.....	1.00%
OTHER INGREDIENTS.....	97.50%
	100.00%

*Equivalent to 0.80% of (butylcarbityl) (6-propylpiperonyl) ether and 0.20% related compounds.

**MGK 264, Insecticide Synergist

CONTAINS NO CFC's OR OTHER OZONE DEPLETING SUBSTANCES. FEDERAL REGULATIONS PROHIBIT CFC PROPELLANTS IN AEROSOLS

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

See Back Panel for Additional Precautionary Statements.

EPA Reg No. 279-3394

EPA Est. No. 9444-LA-1

NET WEIGHT 9 oz / 255 g



PRECAUTIONARY STATEMENTS
Hazards to Humans & Domestic Animals
CAUTION

Harmful if swallowed, inhaled or absorbed through the skin or eyes. Avoid breathing vapors or spray mist. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after use. Remove contaminated clothing and wash before reuse. Remove pets, birds and cover fish aquariums before spraying.

[For Reviewer: Boxed and "bulleted" format will be used if label space permits; otherwise a paragraph format will be used.]

FIRST AID

If Swallowed: Immediately call a poison control center or doctor. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give any liquid to the person. 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 by mouth-to-mouth, if possible. Call a poison control center or doctor for further treatment advice.

If on Skin or Clothing: 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 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.

HOT LINE NUMBER- Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For emergency information, call (800) 331-3148. For product information call (800) 321-1362, Monday-Friday, 8:00 am to 5:00 pm EST.

PHYSICAL OR CHEMICAL HAZARDS

Contents under pressure. Keep away from heat, sparks and open flame. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting. Do not apply this product in or on electrical equipment due to the possibility of a shock hazard. This product contains a highly flammable ingredient. It may cause a fire or explosion if not used properly. Follow the "Directions for Use" on this label carefully.

Highly Flammable Ingredient
Ingrediente Altamente Inflamable

DIRECTIONS FOR USE

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

Shake Well Before Use. Cover exposed foods, dishes and food handling equipment. Open cabinets and doors to area to be treated. Shut off fans and air conditioners. Put out all flames and pilot lights. Close doors and windows. Point valve opening away from face and eyes when releasing. DO NOT use more than one fogger per room. DO NOT use in small enclosed spaces such as closets, cabinets or under counters or tables. Do not use in a room 5 ft. x 5 ft. or smaller; instead, allow fog to enter from other rooms. **Turn off ALL ignition sources such as pilot lights (shut off gas valves), other open flames or running electrical appliances that cycle off and on (i.e. refrigerators, thermostats, etc.).** Call your gas utility or management company if you need assistance with your pilot lights. Use one 9 oz. unit for each 9,000 cubic feet or one 5 oz. unit for 5,000 cubic feet of unobstructed space. Do not remain in the area during treatment, and ventilate thoroughly before reentry.

TO OPERATE VALVE: To lock valve in open position for automatic discharge, press valve button all the way down, hooking the catch. Then place fogger on stand or table in the center of the room with valve locked open, placing several layers of newspaper or pad under fogger. Leave building at once and keep building closed for two hours before airing out. Open all doors and windows and allow to air for one-half hour. Repeat spraying in two weeks or when necessary.

To Kill Ticks and Fleas: Destroy pet's old bedding and replace. Use this product as above. Pets should be treated with a registered tick and flea control product prior to reentry. Repeat as necessary to bring infestation under control.

Do not apply while food processing is underway. Cover or remove all food processing surfaces. Thoroughly wash all food processing surfaces before reuse. After spraying in bakeries, meat packing plants, food processing plants, etc., all benches, shelving, equipment, etc. where exposed food will be handled must be washed with an effective cleaning compound followed by a potable water rinse prior to use. In hospitals, remove patients prior to treatment. Ventilate area for two hours prior to returning patients.

STORAGE & DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

Storage: Do not store near heat or open flame. Store in cool dry area away from children.

Disposal: Do not Puncture or Incinerate! **If empty:** Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency for disposal instructions.

[For Reviewer: The Steel graphics symbol is optional if label space allows it.]

Authorized by USDA for Use in Federally Inspected Meat and Poultry Plants.

Manufactured by
FMC Corporation – Agricultural Products Group
1735 Market Street
Philadelphia, PA 19103

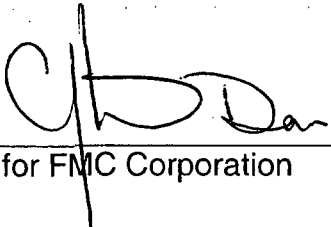
[For Reviewer: Optional – CFCs logo]

[For Reviewer: Optional – Premium Pyrethrum logo]

CERTIFICATION STATEMENT WITH RESPECT TO PR-NOTICE 98-10

Notification of label change per PR Notice 98-10:

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. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand 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 I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.



Agent for FMC Corporation

3-10-2010

Date

