

305-55

12-30-2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

DEC 30 2009

Mr. William Metzger
United Industries Corp. d/b/a WPC Brands, Inc.
P.O. Box 4406
Brodgeton, MO 63044

Dear Mr. Metzger:

Subject: Application for Pesticide Notification (PRN 98-10)
Comply with Agency pyrethroid labeling letter dated June 4, 2009,
and Update Warranty Statement
Repel Permanone
EPA Reg. No. 305-55
Your submission dated October 26, 2009

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated October 26, 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.

NOTE: The Agency believes there are two typographical errors on the submitted label. Under the heading "To control Carpet Beetles", the end of the first sentence should probably read "under carpets and rugs" rather than "under carpets and mgs". Under the heading "For control of garden insects on ornamental plants", the last entry in the third paragraph (listing plants) should probably be "zinnias" rather than "zmmas".

Sincerely,

Dana R. Pelitt

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
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Application for Pesticide - Section I

1. Company/Product Number 305-55	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Repel Permanone	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) United Industries Corp. d/b/a WPC Brands, Inc. P.O. Box 4406 Bridgeton, MO 63044 <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.

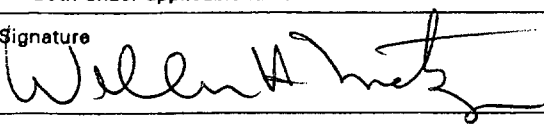
Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Application for Amendment by Notification under PR Notice 98-10 and General labeling for Pyrethroid Non-Agricultural Outdoor Products per the June 4, 2009 Letter from EPA. See cover letter for details and certification statements.

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 checked="" 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 <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container Net Wt. 3, 6, 8, 10, 15 oz. and others		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 Paper glued <input 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 William H. Metzger	Title Division Vice President	Telephone No. (Include Area Code) 314-663-2750	
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 both under applicable law.			6. Date Application Received (Stamped)
2. Signature 	3. Title Division Vice President - Regulatory Affairs		
4. Typed Name William H. Metzger	5. Date October 26, 2009		

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WPC Brands, Inc.

P.O. Box 4406
Bridgeton, MO 63044

October 26, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs
United States Environmental Protection Agency
Room S4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

Attention: Mr. Richard Gebken
Product Manager Team 10

Subject: **NOTIFICATION: Label Notification per PRN 98-10 & EPA's June 4, 2009 General Labeling for Pyrethroid Notification letter**

**Repel Permanone
EPA Reg. No. 305-55**

Please find the enclosed application for notification of the following registration amendments:

A. General Labeling for Pyrethroid Non-Agricultural Outdoor Products per the June 4, 2009 Letter from EPA:

We have adopted the appropriate label statements to be included in the "Directions for Use" section of the label. **Please note that this product can be used both Indoors and Outdoors.** This aerosol product is used for both home and pet application as well as gardens and clothing treatment.

Notification of label change per June 4, 2009, letter from Environmental Protection Agency. This notification is consistent with the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156. 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 the amended label is not consistent with the requirements of 40 CFR part 156, 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.

B. Pesticide Registration (PR) Notice 98-10:

We have updated the label warranty statement in accordance to the EPA's October 17, 2006 Guidance on Warranty Statements, removed "1-800-Cleanup" and modified the format of the label to allow easier electronic modifications.

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.

REPEL® Permanone®

NOTIFICATION

DEC 30 2009

(all bulleted points are optional marketing claims)

- Permethrin Aerosol Spray
- For Control of Fleas, Brown Dog Ticks and Lice [on Premises] [on Dogs]
- Protects your dog from ticks, fleas, mosquitoes and lice for 35 days
- Controls Fleas and Ticks on dogs for 35 days
- Aids in Control of ticks on Dogs for an additional 2 weeks
- For control of ticks which may cause Lyme disease
- Provides 60-day [two months] control of cockroaches
- Provides 60-day [two months] control of fleas on surfaces
- For Domestic use both indoors and outdoors
- For use around doors, windows, screens, patios, and porches
- Insect Repellent For Clothing
- For Treatment of Dog Bedding
- For Treatment of Upholstered Furniture
- For Treatment of nets, Tents, Sleeping Bags and Backpacks
- Contains Permanone®
- Controls Fleas & Ticks
- Repels and Kills Mosquitoes, Ticks, and Mites
- Repels and Kills Ticks which may Carry Lyme Disease and Rocky Mountain Spotted Fever
- Provides Long-Lasting Protection 1 Treatment lasts 2 weeks
- Unscented Two-Week Protection Repels and Kills Mosquitoes, Ticks and Mites
- Clothing & Gear Insect Repellent Two Week protection (Do not apply to skin)
- CLOTHING & GEAR INSECT REPELLENT – DO NOT APPLY TO SKIN
- CLOTHING TREATMENT ONLY – DO NOT APPLY TO SKIN
- 3 ounce can will treat one complete outfit.
- For Control of Garden Insects on Ornamental Plants

ACTIVE INGREDIENT:

Permethrin0.5 %
OTHER INGREDIENTS99.5 %

Keep Out of Reach of Children

CAUTION. See back panel for precautions

NET WT __ FL OZ (__ ml)

[Bracketed text – Optional]

STOP. READ ENTIRE LABEL BEFORE EACH USE

DIRECTIONS FOR USE

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

SHAKE WELL BEFORE USING

Do not allow contact with treated surfaces until spray has dried. When using product do not allow spray to contact food, or water supplies.

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

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. Application is prohibited directly into sewers or drains, or to any area like a gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur. Do not allow the product to enter any drain during or after application.

(One or more of the following directions must be on the label. Directions must be in agreement with the marketing claims.)

GENERAL CLOTHING INSTRUCTIONS:

This product must not be applied to clothing while it is being worn. Under no circumstances should bare skin or clothing on the body be treated.

For protection against ticks (including those, which may carry Lyme disease), chiggers and mosquitoes, apply product as directed below. For further protection, use in conjunction with an insect repellent registered for direct application to the skin and utilize the following primary preventive measures. Avoid walking in areas where the pests are found, wear appropriate protective clothing (light-colored, long-sleeved shirt and long pants tucked into socks) and inspect body daily for ticks. Pant cuffs should be worn inside the socks or footwear to ensure full protection against ticks and chiggers.

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INITIAL TREATMENT INSTRUCTIONS:

- 1 Select a well-ventilated outdoor area protected from wind and layout [or hang] the clothing to be treated (as complete outfit; shirt, pants [trousers] and socks).
- 2 Hold container about 6-8 inches from surface of the clothing and spray with a slow sweeping motion to lightly moisten the entire surface of the fabric.
- 3 Continue spraying over entire outfit, until a total treatment time of 60 seconds has elapsed and the outer surface of the fabric is moist enough to cause a slight color change or darkening. Pay special attention to socks, trouser [pant] cuffs and shirt cuffs.
- 4 Turn the clothing over and treat the other side as described in Steps 2 & 3.
- 5 Hang the treated clothing and allow to dry for at least 2 hours (4 hours under humid conditions) before wearing.
- 6 Three ounces will treat one complete [an average] outfit. Do not exceed recommended spraying times.

INITIAL TREATMENT INSTRUCTIONS ON NETS, TENTS, SLEEPING BAGS AND BACKPACKS:**Do not treat inside of sleeping bag. Spray exterior surfaces of tent only.**

Select a well-ventilated outdoor area protected from wind and layout [or hang] article to be treated. Hold container upright about 6 -8 inches from surface of the article and spray with a slow sweeping motion to lightly moisten the surface of the fabric. Continue spraying over entire article, until the outer surface of the article is moist enough to cause a light color change or darkening. Turn the article over and treat the other side as described above. Hang the treated article and allow to dry for at least 2 hours (4 hours under humid conditions) before using.

RE-TREATMENT INSTRUCTIONS:

This product contains an active ingredient, which actually binds to the fabric being treated, providing residual protection, which lasts a minimum of two weeks, and holds up through several machine washings. **DO NOT RETREAT CLOTHING MORE THAN ONCE EVERY TWO WEEKS. LAUNDRY CLOTHING AT LEAST ONCE BEFORE RETREATING.** For retreatment, follow instructions for initial treatment.

DOG, DOG BEDDING AND PREMISES:**USE ONLY ON DOGS:**

To control Fleas, Ticks and Lice: Start spraying at the tail, moving the dispenser rapidly and making sure that the animal's entire body is covered, including the legs and under body. While spraying, fluff the hair so the spray will penetrate to the skin. Make sure spray wets thoroughly, but do not saturate animal. Do not spray into eyes or face. Avoid contact with genitalia. Use protective gloves or mitts when

applying product. Repeat application every two weeks if necessary. **DO NOT USE ON CATS OR KITTENS. Do not use on dogs under twelve (12) weeks old.**

Consult a veterinarian before using this product on medicated, debilitated, aged, pregnant or nursing animals. Sensitivities may occur after using ANY pesticide products for pets. If signs of sensitivity occur bathe your pet with mild soap and rinse with large amount of water. If signs continue, consult a veterinarian, immediately.

To control fleas and ticks on pet bedding, premises and upholstered furniture.

Fleas and Ticks (Adults and Larvae): thoroughly clean or launder pet bedding before treatment. Spray bedding, sleeping quarters, floor coverings and floors, paying special attention to cracks and crevices.

Upholstered furniture may also be treated to control fleas and ticks in these areas. A test application should be made to upholstery in an inconspicuous place before use. Spray upholstery paying particular attention to tufts and seams. Allow to dry before reuse.

INDOOR APPLICATION

For spot application only. Do not use as a space spray indoors. In the home, all food processing surfaces and utensils should be covered during treatment or thoroughly washed before use. Exposed food/feed should be covered or removed. Do not use in commercial food/feed handling establishments, restaurants or other establishments where food/feed is commercially prepared, processed or served. For protection against ticks, chiggers, fleas and mosquitoes: Spray around windows, doors, porches, patios, and screens until surface area is damp.

SURFACE SPRAYING:

For 60-day [Two months] control of **Cockroaches, Waterbugs, Palmetto Bugs, Scorpions, Millipedes, Centipedes, Sowbugs, Pillbugs, Ants, Silverfish, Firebrats, Spiders, Crickets, Clover Mites, Cheese Mites, Granary Weevils, Rice Weevils, Confused Flour Beetles, Rust Red Flour Beetles, Drugstore Beetles, Meal Worms, Grain Mites and Cadelles:** Direct the spray into hiding places, cracks and crevices, and behind shelves and drawers. For silverfish, spray bookcases. For ants, spray trails, nests and points of entry.

To control Carpet Beetles:

Spray edges of carpeting and under carpeting and mgs. Make localized application to floor and baseboards. Spray directly into cracks, crevices and infested areas of shelving. Repeat treatment, as infestation occurs but not more than once every two weeks.

To control Bedbugs:

Spray mattresses lightly, particularly around tufts and seams. Take beds apart and spray in all joints. Treat baseboards, molding and floors. Repeat treatment, as infestation occurs but not more than once every two weeks.

To control Fleas (adults and larvae) and Ticks, including Ticks which may carry Lyme disease (adults and larvae): Thoroughly spray infested areas, pet beds, resting quarters, nearby cracks and crevices, along and behind baseboards, moldings, window and door frames and entire areas of floor and floor covering. Fresh bedding should be placed in animal quarters following treatment. Repeat treatment, as infestation occurs but not more than once every two weeks. Allow to dry thoroughly before allowing pets to contact treated areas.

To control Clothes Moths:

Remove any infested articles from storage, brush thoroughly, and air for several hours in sunlight, if possible. Apply spray liberally to empty chests, closets, bureaus and other storage's directing the spray into cracks, joints and crevices. After airing, infested articles may be treated lightly. A test application should be made to fabric in an inconspicuous place before use.

To kill Lice and Louse Eggs:

NOT FOR USE ON HUMAN HAIR. Spray fabric in an inconspicuous area to test for possible staining or discoloration. Inspect again after drying then proceed to spray entire area to be treated. Spray from a distance of 8 to 10 inches. Treat only those garments and parts of bedding, including mattresses and furniture that cannot be either laundered or dry-cleaned. Allow all treated articles to dry thoroughly before use.

OUT DOOR APPLICATION

To control ticks, mosquitoes, chiggers and mites use as a residual treatment. For each area listed below, apply until surface is wet.

Treat around windows and doors, porches, screens eaves, patios, garages, under stairways and in crawl spaces where these pests [ticks] may enter.

Treat a band of vegetation and leaf litter 6 to 10 feet wide around the outside of building to help control pests [ticks] from occurring there.

To help control pest [ticks] in outdoor activity areas, treat a band of vegetation and

[Bracketed text – Optional]

leaf litter 6-10 feet wide and adjacent to activity areas, especially where dense vegetation occurs.

FOR CONTROL OF GARDEN INSECTS ON ORNAMENTAL PLANTS:

Spray may damage certain plants. When spraying insects resting on vegetation, first test a few leaves and check after a week for signs of damage. Lightly spray from approximately 18 inches so as to avoid over wetting leaves. Use a sweeping motion. Do not spray flowers directly. Be cautious about wetting tender foliage, young plants and new growth. Do not spray plants when temperatures exceed 90 F. Contact insects directly whenever possible. Repeat treatment as infestation occurs.

For use on roses, dahlias, asters and other ornamentals to kill **Japanese Beetles** hit by sprays as well as **Whiteflies, Aphids, Exposed Thrips, Spiders, Red Mites and Leafminers**. May be used on plants as a multi-purpose spray in small gardens and for spot treatments of incipient insect infestations to prevent spreading in large garden areas.

May also be used on other plants such as African violets, asters, azaleas, begonias, camellias, carnations, chrysanthemums, dahlias, delphiniums, dogwoods, English ivy, eunonymus, fuschia, geraniums, crassula, grape vines, Kentia palms, laurels, marigolds, rhododendrons, rose, rubberplants, snapdragons, stocks, wandering Jews and zmmas

Effective when used as directed against **Whiteflies, Aphids, Spider and Red Mites, exposed Thrips, Lace Bugs, Japanese Beetles, Pavement Ants, Clover Mites and Armyworms**.

Not for use on plants grown for sale or other commercial or research purposes. Not for use in commercial greenhouses.

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

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION. Causes moderate eye irritation. Harmful if absorbed through the skin. Avoid contact with face, eyes, or skin. Wash thoroughly with soap and water after handling and before eating, drinking, using tobacco or using the toilet.

FIRST AID
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.
IF ON SKIN: Rinse skin immediately with plenty of water for 15-20 minutes.
Call a Poison Control Center or doctor for further treatment advice. Have the product container with you when calling a Poison Control Center or doctor, or going for treatment.

Physical or Chemical Hazards:

Contents under pressure. Do not use or store near heat or open flame. Exposure to temperatures above 130°F may cause bursting.

NOTICE: To the extent consistent with applicable law, buyer assumes all responsibility for safety and use not in accordance with directions.

[Questions or comments?] Call 1-888-880-1181 or www.wpcbrands.com

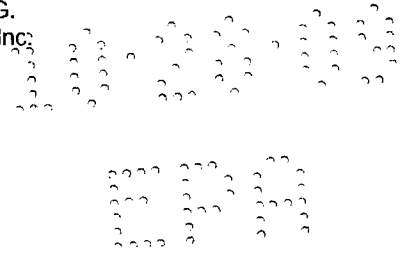
Made for
WPC Brands, Inc.
P. O. Box 4406
Bridgeton, MO 63044

EPA Est. No. 9688-MO-1

EPA Reg. No. 305-55

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