

432-1064



04-15-2010
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

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OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Mr. Gregory C. Mattern
Bayer Environmental Science
P.O. Box 12014
2 T.W. Alexander Drive
Research Triangle Park, NC 27709

APR 15 2010

Subject: Label Notification(s) for Pesticide Registration 2007-4

Dear Mr. Mattern:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated for March 29, 2010

EPA Registration Number: 432-1064 Permanone 10%MFG Concentrate

The Registration Division (RD) has conducted a review of this request for applicability Under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. 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 non-refillable 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 Melody Banks on 703 305-5413.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Gebken", is written over a horizontal line.

Richard Gebken
Product Manager
Insecticide Branch
Registration Division (7504P)



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 432-1064	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Permanone 10% MFG Concentrate	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Bayer Environmental Science P.O. Box 12014, 2 T.W. Alexander Drive Research Triangle Park, NC 27709 <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 _____	NOTIFICATION APR 15 2010
<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.)

Update of label container disposal section in accordance with PR Notice 2007-4 and 98-10. See attached Section II Explanation.

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 or	
* Certification must be submitted				<input checked="" type="checkbox"/> Plastic or	
				<input checked="" type="checkbox"/> Glass or	
	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		<input checked="" type="checkbox"/> Paper or	
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label or <input checked="" type="checkbox"/> Container		4. Size(s) Retail Container 30-55 gal		5. Location of Label Directions <input type="checkbox"/> Label or container	
6. Manner in Which Label is Affixed to Product		<input checked="" type="checkbox"/> Lithograph or <input type="checkbox"/> Other _____ <input checked="" type="checkbox"/> Paper glued or <input checked="" type="checkbox"/> Stenciled			

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Gregory C. Mattern	Title Regulatory Product Manager	Telephone No. (Include Area Code) (919) 549-2630
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.		6. Date Application Received (Stamped)
2. Signature <i>Gregory C. Mattern</i>	3. Title Regulatory Product Manager	
4. Typed Name Gregory C. Mattern	5. Date March 29, 2010	

Attached are 3 copies of the revised label (one with a changes highlighted in yellow).

PERMANONE[®] 10 MFG Concentrate

NOTIFICATION

APR 15 2010

ACTIVE INGREDIENT:

*Permethrin:.....10.0%

†OTHER INGREDIENTS:.....90.0%

Total.....100.0%

*(3-phenoxyphenyl) methyl (±) *cis/trans* 3-(2,2-dichloroethenyl)-2,2-dimethyl-cyclopropanecarboxylate. *Cis/trans* ratio: min. 35% (±)*cis* and max. 65% (±)*trans*.

†Contains Petroleum Distillates

EPA Reg. No. 432-1064

EPA Est. No. 432-TX-1

KEEP OUT OF REACH OF CHILDREN WARNING

FIRST AID	
If on skin or clothing	<ul style="list-style-type: none">• Wash with plenty of soap and water.• Get medical attention.
If swallowed	<ul style="list-style-type: none">• Contact a physician or Poison Control Center immediately.• Drink promptly a large quantity of egg whites or gelatin solution, or, if these are not available, large quantities of water.• Do not induce vomiting unless under a physician's care. This product contains petroleum distillate. Vomiting may cause aspiration pneumonia.• Avoid alcohol.
If inhaled	<ul style="list-style-type: none">• Remove person to fresh air.• Apply artificial respiration if indicated.• Get medical attention.
If in eyes	<ul style="list-style-type: none">• Flush eyes with plenty of water.• Call a physician if irritation persists.
Note To Physician: Do not administer or instill milk, cream or other substances containing vegetable or animal fats which enhance absorption of lipophilic substances.	

PRECAUTIONARY STATEMENTS

Hazards To Humans and Domestic Animals

WARNING

Causes skin irritation and moderate eye injury. Do not get on skin or on clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Avoid contact with eyes. Harmful if inhaled. Avoid breathing vapor. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

Environmental Hazards

This product is extremely toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, oceans or other waters unless in accordance with the requirements of National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

Physical & Chemical Hazards

Do not use or store near heat or open flame.

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DIRECTIONS FOR USE

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

ONLY FOR THE FORMULATION INTO INSECTICIDES for the following use(s): Domestic Indoor (household), Domestic outdoor (household, ornamentals), Greenhouse Ornamentals, Commercial Industrial Uses, Terrestrial Food and Non-Food, Indoor Non-Food, Treatment of Animals (livestock and pets) and Mosquito Control.

Formulators using this product are responsible for obtaining EPA registration for their products.

STORAGE AND DISPOSAL

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

Pesticide Storage And Spill Procedures: Store upright at room temperature.

Avoid exposure to extreme temperatures. In case of spill or leakage, soak up with an absorbent material such as sand, sawdust, earth, fuller's earth, etc. Dispose of with chemical waste.

Pesticide Disposal: Pesticide, spray mixture or rinse water that cannot be used according to label instructions must be disposed of at or by an approved waste disposal facility.

Container Disposal:

For Non-Refillable Containers:

Non-refillable container. Do not reuse or refill this container. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container $\frac{1}{4}$ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Offer for recycling, if available or dispose of empty bag in a sanitary landfill or, if allowed by government regulations, by burning or incineration. If bag is burned, stay out of smoke. Consult Federal, State or Local disposal authorities for approved alternative procedures.

For Refillable Containers:

Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product.

If terms are not acceptable, return the unopened product container at once. By using this product, user or buyer accepts the following conditions, disclaimer of warranties and limitations of liability.

CONDITIONS: The directions for use of this product are believed to be adequate and should be followed carefully. However, because of manner of use and other factors beyond Bayer CropScience LP's control it is impossible for Bayer CropScience LP to eliminate all risks associated with the use of this product. As a result, crop injury or ineffectiveness is always possible. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: BAYER CROPSCIENCE LP MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Bayer CropScience LP is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. Bayer CropScience LP disclaims any liability whatsoever for special, incidental or consequential damages, resulting from the use or handling of this product.

LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT BAYER CROPSCIENCE LP'S ELECTION, THE REPLACEMENT OF PRODUCT.

PERMANONE is a registered trademark of Bayer.



Bayer Environmental Science

A Business Group of Bayer CropScience LP
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Research Triangle Park, NC 27709

Permanone 10 MFG (MASTER) Approved 07/07/1997, Notification 03/29/10