

499-322

8/9/2010

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

8/9/2010

Dana Thomas
Whitmire Micro-Gen Research Laboratories, Inc
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122-6682

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4, et al

Dear Ms. Thomas:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 (revised April 29, 2008), an alternate brand name, and including various other minor changes for:

**EPA Registration 499-322
Whitmire Avert PT 300 Presurized Bait
submitted 1/28/2010 (D#427844)**

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 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.

Sincerely yours,

Thomas C. Harris
Biologist
Insecticide Rodenticide Branch
Registration Division (7505P)
Harris.Thomas@epa.gov
(703) 308-9423

2009



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

<p>United States Environmental Protection Agency Washington, DC 20460</p>	<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 499-322	2. EPA Product Manager Kable (Bo) Davis	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Whitmire Avert PT 300 Pressurized Bait	PM# Team 7	
5. Name and Address of Applicant (Include ZIP Code) Whitmire Micro-Gen Research Laboratories Inc. 3568 Tree Court Industrial Blvd. St. Louis, MO 63122-6682 <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.)

This notification is consistent with the provisions of PR Notices 98-10, 2007-1 and 2007-4, and the requirements of EPA's regulations at 40 CFR 152.46, 156.10, 156.140, 156.144, 156.146 and 156.156. No other changes have been made to the labeling or the CSF 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 requirements of 40 CFR 152.46, 156.10, 156.140, 156.144, 156.146 and 156.156, 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.

Section - III

1. Material This Product Will Be Packaged In:			
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	2. Type of Container <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 8 oz	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 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 Dana Thomas	Title Product Regulatory Mgr	Telephone No. (Include Area Code) 636-861-4223
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) <div style="border: 1px solid black; width: 100px; height: 100px; margin: 0 auto;"></div>
2. Signature 	3. Title Product Regulatory Mgr	
4. Typed Name Dana M. Thomas	5. Date January 28, 2010	

4019

Master Label

v6.1 (1/28/10; dmt)

Whitmire
AVERT®
PT® 300 Pressurized Spray

NOTIFICATION

AUG 09 2010

ALTERNATE BRAND NAME(S):

- 1) PRESCRIPTION TREATMENT® brand AVERT® Pressurized Cockroach Bait Formula 1
- 2) Whitmire AVERT® PRESCRIPTION TREATMENT® 300 Crack and Crevice® Bait
- 3) Prescription Treatment® brand Avert® Pressurized Cockroach Bait *{added via Notification 1/28/10}*

KILLS:

Ants, Booklice, Carpet Beetles, Cockroaches (including carbamate, organophosphate, organochlorine and pyrethroid resistant strains), Crickets, Drug Store Beetles, Earwigs, Flour Beetles, Grain Weevils, Pillbugs and Sowbugs

FOR USE IN:

Apartments, Campgrounds, Garages, Food Storage Areas, Homes, Hospitals and Nursing Homes (non-occupied patient areas), Hotels, Meat Packing and Food Processing Plants, Motels, Resorts, Restaurants and other Food Handling Establishments, Schools†, Supermarkets, Transportation Equipment (Buses, Boats, Ships, Trains, Trucks, Planes††), Utilities, Warehouses, and other Commercial and Industrial Buildings

- † Do not apply to classrooms when in use.
- †† Do not use in aircraft cabin or cockpit.

ACTIVE INGREDIENT:

Abamectin B1 0.01%

OTHER INGREDIENTS: 99.99%

Contains petroleum distillate. TOTAL: 100.00%

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

[Alternate Text - in part or entirety: See side panels for Precautionary Statements, Directions for Use and Storage and Disposal.]

EPA Reg. No. 499-322 • EPA Est. No. 7969-MO-1

NET WEIGHT: 8 oz.

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 ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15 – 20 min. 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 min. Remove contact lenses, if present, after the first 5 min, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or an ambulance then give artificial respiration, preferably mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also call 1-800-832-HELP for emergency medical treatment information.

NOTE TO PHYSICIAN: Contains petroleum distillate - vomiting may cause aspiration pneumonia.

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION: May be harmful if swallowed. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wear long sleeved shirt and long pants, socks, shoes, and chemical-resistant gloves (such as barrier laminate, nitrile rubber, neoprene rubber, or viton). Wear protective eyewear. Wash thoroughly after using and before eating, drinking, chewing gum or using tobacco.

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ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and wildlife. Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters.

PHYSICAL OR CHEMICAL HAZARDS

Contents under pressure. Do not puncture or incinerate container. Do not use or store near heat or open flame. Exposure to temperatures above 130°F may cause bursting. Do not spray directly into any electronic equipment such as radios, televisions, computers, etc. Do not spray where electrical short circuits might result, such as wall outlets, conduits, etc.

DIRECTIONS FOR USE

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN A MANNER INCONSISTENT WITH ITS LABELING.

USE RESTRICTIONS

- Apply to cracks and crevices and voids only. Do not use as an open space spray.
- Do not use on or contaminate fruit, vegetables or other food or feed crops.
- Do not apply to humans, animals, clothing or bedding.
- Do not allow children or pets in treated areas until surfaces are dry.
- Do not contaminate feed or food products or food preparation surfaces, dishes, kitchen utensils and food containers.
- Do not use in aircraft cabin or cockpit.

HOW TO USE WHITMIRE MICRO-GEN CRACK AND CREVICE® INJECTION SYSTEM

Use only with the supplied actuator and injection tubes. Inject only into cracks and crevices or void space where insects may be harboring, living and breeding. Place injector tip into cracks, crevices, holes and other small openings. Release approximately 1/2 – 1 sec of product. Concentrate treatment at insect activity sites. For light infestations, a minimum of 4 – 6 bait points is recommended per 100 ft² of treatment area. For heavy infestations, a minimum of 12 – 24 bait points is recommended per 100 ft² of treatment area. For inaccessible voids, drill small holes and inject product. During follow-up visits, inspect bait placements and reapply when necessary.

INDOOR USE

CARPET BEETLES, COCKROACHES (including carbamate, organophosphate, organochlorine and pyrethroid resistant strains), CRICKETS, EARWIGS AND SOWBUGS: Inject the recommended dosage into cracks and crevices and void spaces where insects may be harboring. These may include, but are not limited to, openings around pipes and sinks, under refrigerators, behind baseboards, washing machines, stoves, cabinets, meter boxes and man holes.

BOOKLICE: Inject into cracks and crevices associated with baseboards, door frames, bookcases and other harborage sites.

ANTS: Inject cracks, crevices and voids where ants may be traveling and/or harboring, including, but not limited to, around doors and window frames, behind electric switches and outlets (care should be taken to avoid placing material on exposed wiring) and other structural cracks and crevices.

DRUGSTORE BEETLES (in exposed adult and larva stages), FLOUR BEETLES AND GRAIN WEEVILS: Remove all food and shelving paper before treatment. Cover shelves with shelving paper after treatment. Infested food packages should be destroyed. Inject cracks and crevices and/or voids where these insects may be harboring or hibernating. Infested areas may include, but are not limited to, cracks and crevices in cabinets, pantries, and wall voids.

APPLICATIONS IN FOOD HANDLING ESTABLISHMENTS

(Food handling establishments are places other than private residences in which food is held, processed, prepared or served.)

FOOD AREAS - APPLICATION LIMITED TO CRACK & CREVICE® AND VOID TREATMENT ONLY: Food areas include areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing, edible waste storage and enclosed processing systems (mills, dairies, edible oils, syrups). Serving areas (when food is exposed and facility is in operation) are also considered to be food areas. Apply into cracks and crevices associated with wall voids, pieces of equipment, stainless steel tables, drains, storage equipment, and dining tables. Also apply between elements of construction. During follow-up visits, insect bait placements and reapply when necessary. Do not contaminate feed or food products or food preparation surfaces, dishes, kitchen utensils and food containers.

OUTDOOR USE

ANTS, COCKROACHES, CRICKETS, EARWIGS, PILLBUGS AND SOWBUGS: Inject into cracks and crevices around windows and doors, porches, screens, eaves, patios, garages, under stairways and in crawl spaces and other areas where pests hide, such as tree holes and cracks in fences.

STORAGE & DISPOSAL

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

PESTICIDE STORAGE: Store in a cool dry area away from heat or open flame.

PESTICIDE DISPOSAL: Wastes resulting from use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Do not puncture or incinerate! Empty container by using the product in accordance with the label directions. **If empty:** Offer empty container for recycling, if available, or place in trash if allowed by state and local regulations. **If partly full:** Contact your local solid waste agency for disposal instructions.

Contains no CFCs or other ozone depleting substances.
Federal regulations prohibit the use of CFC propellants in aerosols.



CONDITIONS OF SALE AND WARRANTY

Follow the **Directions for Use**. It is impossible to eliminate all risks inherently associated with use of this product, and therefore all such risk shall be assumed by the Buyer. Whitmire warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions for Use**, subject to the inherent risks, referred to above. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW: (A) WHITMIRE MAKES NO OTHER WARRANTIES EXPRESS OR IMPLIED, INCLUDING WARRANTIES OF FITNESS FOR PARTICULAR PURPOSE OR MERCHANTABILITY, (B) BUYER'S EXCLUSIVE REMEDY AND WHITMIRE'S AND SELLER'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT, AND (C) WHITMIRE AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, INCIDENTAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. Whitmire and the Seller offer this product, and the Buyer accepts it, subject to these **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of Whitmire.

Manufactured for:
Whitmire Micro-Gen Research Laboratories, Inc.
by BASF Corporation
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682
Questions? Call 1-800-777-8570

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Master Label

v6.1 (1/28/10; dmt)

Whitmire
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CONTAINER DISPOSAL: Do not puncture or incinerate! Empty container by using the product in accordance with the label directions. If **empty:** Offer empty container for recycling, if available, or place in trash if allowed by state and local regulations. If **partly full:** Contact your local solid waste agency for disposal instructions.

Contains no CFCs or other ozone depleting substances.
Federal regulations prohibit the use of CFC propellants in aerosols.



CONDITIONS OF SALE AND WARRANTY

Follow the **Directions for Use**. It is impossible to eliminate all risks inherently associated with use of this product, and therefore all such risk shall be assumed by the Buyer. Whitmire warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions for Use**, subject to the inherent risks, referred to above. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW: (A) WHITMIRE MAKES NO OTHER WARRANTIES EXPRESS OR IMPLIED, INCLUDING WARRANTIES OF FITNESS FOR PARTICULAR PURPOSE OR MERCHANTABILITY, (B) BUYER'S EXCLUSIVE REMEDY AND WHITMIRE'S AND SELLER'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT, AND (C) WHITMIRE AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, INCIDENTAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. Whitmire and the Seller offer this product, and the Buyer accepts it, subject to these **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of Whitmire.

Manufactured for:
Whitmire Micro-Gen Research Laboratories, Inc.
by BASF Corporation
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682
Questions? Call 1-800-777-8570

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