

499-362

9-11-2002

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Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060. Approval expires 2-28-95



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 499-362	2. EPA Product Manager Joseph Tavano	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Whitmire WASP FREEZE Wasp and Hornet Killer	PM# Acting PM 10	
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 checked="" type="checkbox"/> Final printed labels in response to Agency letter dated _____	NOTIFICATION SEP 11 2002
<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.)

Submission of one copy finished labeling as requested in Agency letter dated 7/9/02. Per PR Notice 97-5, we have substituted the common name, phenothrin, in the ingredient statement in place of the accompanying scientific chemical name. We have elected not to revise the disposal instructions per PR Notice 2001-6. Please see cover letter for complete details.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
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	If "Yes" Unit Packaging wgt. No. per 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" Package wgt No. per container			
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/>	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> 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 Dana Thomas	Title Manager, Product Registrations	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)
2. Signature <i>Dana M. Thomas</i>	3. Title Manager, Product Registrations	
4. Typed Name Dana M. Thomas	5. Date August 30, 2002	

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STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.
STORAGE: Store in a cool area away from heat or open flame.
CONTAINER DISPOSAL: This container may be recycled in the few but growing number of communities where steel aerosol can recycling is available. Before offering for recycling, empty the can by using the product according to the label (DO NOT PUNCTURE!). If recycling is not available, wrap the container and discard in the trash.

WASPS AND HORNETS: Hold container in upright position to treat. Stand safe distance, 6-15 feet from nest and not directly underneath. Align actuator opening with the mark on valve cup. Aim actuator opening toward nest. Treat nest until thoroughly wet. Wasps and hornets on nest should be contacted with spray when possible. Best time of day to treat is in evening or early morning, since wasps and hornets congregate on or in nest at night. Do not apply to pets or contaminate food, foodstuffs, dishes or utensils. For outdoor use only. To prevent dying insects from falling on skin and clothing, avoid standing directly under nest being treated.

YELLOWJACKETS AND BEES: Locate underground nest. Align actuator opening directly opposite the mark on valve cup. Depress actuator and treat, with a sweeping motion, any stimulated or stirred-up insects around nest opening. Afterwards, move forward to nest opening and apply liquid for 6 to 8 seconds directly into nest hole. This will suffocate bees and yellowjackets in nest; other bees and yellowjackets trying to return to nest will be repelled and will fly around and away harmlessly.

MOUND BUILDING ANTS, INCLUDING IMPORTED FIRE ANTS: Hold can upright when applying product. To treat mounds use the Whitmire Micro-Gen soil injector. To quiet active ants on mound surface, spray surface with a sweeping motion. Maximize distribution of insecticide by inserting the full length of the injector into the mound if possible. Inject the mound at 3-6 sites at a rate of 2 seconds per site. For very large mounds (over 16" diameter) increase the number of injection sites. Space injection sites in a circular pattern on the mound surface with one injection site in the center. Treat new mounds as they appear.

SPIDERS, INCLUDING BLACK WIDOW AND BROWN RECLUSE: Apply spray directly onto spiders and web.

INDUSTRIAL SPECIFICATIONS

Flash Point (TCC): 144°F

Dielectric (cup test with electrodes 1/10" apart): No breakdown up to 49,300 volts.

Arcing (spray test electrodes 12" apart): No arcing at 35,000 volts.

Tested on Polyethylene, Polycarbonate, Noryl®, ABS-T and ABS-SB4500 plastics with no damage.

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



A PRESCRIPTION TREATMENT® brand insecticide from:
Whitmire Micro-Gen Research Laboratories, Inc.
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682
www.wrmg.com

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[Alternate Brand Name(s):
Wasp Freeze Prescription Treatment brand 515 Wasp and Hornet Killer
Prescription Treatment brand Wasp Freeze Wasp and Hornet Killer Formula 1.]

**KILLS ON CONTACT FROM 15 FEET AWAY
FOR OUTDOOR USE ONLY**

KILLS:

Bees, Hornets, Mound Building Ants, Spiders, Yellowjackets and Wasps.

ACTIVE INGREDIENTS:

d-trans Allethrin 0.129%
Phenothrin 0.120%

OTHER INGREDIENTS:

Contains Petroleum Distillate 99.751%
TOTAL: 100.000%

KEEP OUT OF REACH OF CHILDREN CAUTION

See side panel for additional Precautionary Statements.

EPA Reg. No. 499-362 • EPA Est. No. 499-MO-1

NET WEIGHT: 1 lb., 1.5 oz. (17.5 oz.)



**WHITMIRE MICRO-GEN
RESEARCH LABORATORIES INC.
800-777-8570**

PRECAUTIONARY STATEMENTS

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 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.

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.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also call 1-800-225-3320 for emergency medical treatment information.

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

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed, inhaled, or if absorbed through the skin. Avoid breathing vapors or spray mist. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is highly toxic to fish. Do not apply directly to water or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water by cleaning of equipment or disposal of equipment washwaters.

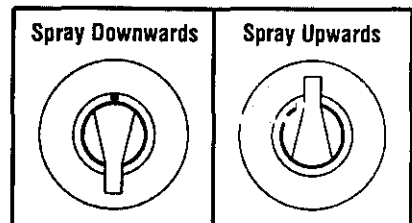
PHYSICAL HAZARDS

Flammable. 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. May cause staining (darkening) of asphalt surfaces and shingles.

DIRECTIONS FOR USE

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

For optimum performance in overhead treatments, align the actuator opening with the mark on valve cup. When treating in a downward direction, align the actuator opening directly opposite the mark on valve cup.



NOTIFICATION

SEP 11 2002



August 30, 2002

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
Ms. Ann Sibold
Insecticide Branch/Registration Division (7505C)
U.S. Environmental Protection Agency
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202-4501

**Re: FINAL PRINTED LABELING per AGENCY LETTER DATED 7/9/02
Whitmire WASP FREEZE Wasp and Hornet Killer
EPA Reg. No. 499-362**

Dear Ms. Sibold:

Enclosed is one copy of finished labeling as requested in your letter of July 9, 2002.

Per your suggestion and in accordance with PR Notice 97-5, we have substituted the common name, phenothrin, in the ingredient statement in place of the accompanying scientific chemical name.

Please note, however, that we have elected not to revise the disposal instructions per PR Notice 2001-6. Our reasoning behind this is that we do not believe the revised disposal instructions are applicable to this product. Applicability of the PR Notice as outlined in Section II B. states:

- 1) the **intended** end use of the product is in or around a household or residence **by a resident**; or,
- 2) the product is **regularly** available to household consumers for purchase, **and** of a size and type practicable for household use, regardless of whether it is also marketed for agricultural use.

This product is neither *intended* for use *by a resident* nor is it *regularly available* to household consumers for purchase. Our intended market is the Pest Management Professional (PMP). We achieve "commercial use" by means of our distribution network (i.e. selling through distributors/suppliers used by professionals). While the possibility of sales to non PMPs remains, it is on a much smaller scale – our products are not sold on the shelves of retail stores where most consumers would look for products to purchase, and we do not sell direct.

Ms. Ann Sibold, EPA
August 30, 2002
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Please feel free to contact me at (636) 861-4223 or, via electronic mail at dana.thomas@jwp.com, should you have any comments or questions or require additional information.

Sincerely,

WHITMIRE MICRO-GEN RESEARCH LABORATORIES INC.



Dana M. Thomas
Manager, Product Registrations
Encl.

