

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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

APR 24 2009

Ms. Patricia Hodge, Regulatory Specialist Whitmire Micro-Gen Research Laboratories, Inc. 3568 Tree Court Industrial Blvd. St. Louis, MO 63122-6682

Subject: Label Notification for Pesticide Registration Notices 98-10, 2007-1, and 2007-4 (EPA Registration Number 499-491)

Dear Ms. Hodge,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10, 2007-1, and 2007-4 dated March 18, 2009 for the product TC 229 (EPA Registration Number 499-491). The Registration Division (RD) has conducted its review of this request for its applicability under PRNs 98-10, 2007-1, and 2007-4 and finds that the label changes requested fall within the scope of PRNs 98-10, 2007-1, and 2007-4. The label submitted with the application has been 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 call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

Linda Arrington Notifications & Minor Formulations Team Leader Registration Division (7505P) Office of Pesticide Programs





United States

	Registration
	Amendment
Χ	Other

OPP Identifier Number

SEPA	Environmental Protection Agency Washington, DC 20460					nent	
		Applicatio	n for Pesticide -	Section			
1. Company/Product Number 499-491			2. EPA Product Manager 3. P Richard Gebken		r1	roposed Classification	
4. Company/Product (Name) TC 229			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 Check if this is a new address			6. Expedited Reveiw. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. APR 2 4 2009				
		<u> </u>	Product Na Section - II	me			
Amendment - Explain Resubmission in respo	onse to Agency letter	dated	Final Agen	printed label cy letter date Too" Applica r - Explain be	ation.	o to	
Explanation: Use addition Notification of revision of Storage This notification is consistent with 156.146 and 156.156. No other consecution of the work of the secundary for 156.140, 156.144, 156.146 and 156.144.	e & Disposal statement pe h the guidance in PR Notic changes have been made alse statement to EPA. I fi	er PR Notice 98-1 ices 2007-1 and 2 to the labeling of further understand	10, 2007-4 and 2007-1. 2007-4 and the requirements or the Confidential Statement of that if the amended label is	of Formula of to not consistent	this product. I until with the require	understand the rements of 4	hat it is a violation of 18 U.S.C. 0 CFR §§ 152.46, 156.10,
			Section - III				
1. Material This Product Will	Be Packaged in:						
Child-Resistant Packaging Yes No * Certification must	Unit Packaging Yes XXX No If "Yes" Unit Packaging wgt. No. per container		Water Soluble Packaging Yes XXX No If "Yes" Package wgt No. per Container		2. Type of	2. Type of Container Metal XXXX Plastic Glass Paper Other (Specify)	
be submitted 3. Location of Net Contents I	1	4. Size(s) Rete	ail Container	5. Lo	cation of Lab		
××× Label Co	ontainer	1 pt (min) -	2.5 gal (max)	·	××]		
6. Manner in Which Label is A	Affixed to Product	Lithograph paper p	aph glued led	Other			***
			Section - IV				
1. Contact Point Complete	items directly below fo	or identification	n of individual to be conte	icted, if nec	essery, to pro	ocess this	application.)
Name Patricia A Hodge			Title Regulatory Specialis	st		Telephone	No. (include Area Code)
	y knowlinglly false or n		tion all attachments thereto a tement may be punishable			nplete.	6. Date Application Received (Stamped)
2. Signature Patricia Hodge Patrici			3. πα _θ Regulatory Specialist				
4. Typed Name	Minus and a second a second and	· ·	5. Date				
Patricia A Hodge			4/9/2009				

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					
499-491	3/18/2009	000499-00491.20090318v24.master.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.

Patricia Hodge Dictive Patricia Hodge Dic	3/18/200		
Signature	Date		
Patricia Hodge	•		
Name (typed)			
Regulatory Specialist	,		
Title	,		



March 18, 2009

Document Processing Desk 7504P (e-sub) US EPA Office of Pesticide Programs 2777 S Crystal Drive Arlington, VA 22202-4501

RE:

Notification to Revise the Storage & Disposal statements per PR Notices 2007-1 and 2007-4

TC 229

EPA Reg. No: 499-491

Dear Mr. Gebken:

Enclosed in support of this action are a completed application and one (1) printed copy of the label and one (1) copy submitted as an e-submission on disk.

- ✓ We are revising the Storage & Disposal statements, via Notification at this time, per PR Notices 2007-1 and 2007-4.
- * Reformatted "Master" Label to remove duplicate text.
- Abbreviated "seconds" as "sec" and "minutes" as "min" and using "/" for "per" throughout label text.
- There is no change in label rates, and we did not may any revisions to the Directions for Use that would change the content in any way.

This notification is consistent with the guidance in PR Notices 2007-1 and 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146 and 156.156. 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 §§ 156.10, 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.

Thank you for your assistance in this matter. Please don't hesitate to contact me at 636-861-4272 or, via electronic mail at patricia.hodge@wmmg.com, should you have any questions or require additional information regarding this action.

Sincerely,

WHITMIRE MICRO-GEN RESEARCH LABORATORIES, INC.

Patricia Hodge*

Regulatory Specialist

WHITMIRE MICRO-GEN TC 229

[ALTERNATE BRAND NAME: Prescription Treatment® brand 381B Advance® Liquid Ant Bait] {added via Notification 5/21/08}

CONTROLS: Ants (including Acrobat, Allegheny, Argentine, Bigheaded, Carpenter, Cornfield, Crazy, Ghost, Harvester, Little Black, Odorous House, Pavement, Pharaoh, Pyramid, Whitefooted, Thief, and Honey).

FOR USE IN AND AROUND: Commercial, Industrial and Residential Buildings including Apartments, Garages, Food Storage Areas, Homes, Hospitals and Nursing Homes, Hotels, Motels, Office Buildings, Restaurants and Other Food Handling Establishments, Schools, Supermarkets, Transportation Equipment (Buses, Boats, Ships, Trains, Planes), Utilities and Warehouses.

ACTIVE INGREDIENT:

EPA Reg. No. 499-491 • EPA Est. No. 499-MO-1

KEEP OUT OF REACH OF CHILDREN CAUTION

[See back panel for First Aid, Precautionary Statements, Directions for Use and Storage and Disposal.]

FIRST AID

IF SWALLOWED: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by poison control center or doctor. Do not give anything by mouth to an unconscious person.

IF IN EYES: Hold eyes 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 eyes. Call a poison control center or doctor for treatment advice.

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.

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..

NOTIFICATION

APR 2 4 2009

NET CONTENTS:



PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling. Do not contaminate feed or food products or food preparation surfaces, dishes, kitchen utensils and food containers.

PHYSICAL AND CHEMICAL HAZARDS

Do not apply where electrical short circuits might result. To prevent possible staining, spilled bait should be cleaned up immediately with a damp cloth or sponge.

DIRECTIONS FOR USE

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

Bait should be placed in areas inaccessible to children and pets.

GENERAL USE DIRECTIONS: Make bait application indoors or outside as close as possible to the site of actual or suspected ant activity. Place bait into feeder trays which permit the ants to crawl in and feed. Refill feeder trays as bait is consumed.

INDOOR USE: Place trays behind, under or around stoves, refrigerators, dishwashers, sinks, counters, shelving, water pipes, drains, window frames, base boards and cabinets. Renew bait as needed.

OUTDOOR USE: Keep trays near cracks and crevices or voids around windows and doors, porches, screens, eaves, patios, garages, under stairways and in open crawl spaces around structures and other areas where pests hide or nest, such as tree holes and cracks in fences. Renew bait as needed.

STORAGE AND DISPOSAL

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

STORAGE: Store in a cool, dry place. Keep container closed.

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

CONTAINER DISPOSAL: Empty container by using the product according to the label directions. Do not reuse or refill this container! Place empty container in trash or offer for recycling if available. If container is partly filled, call your local solid waste agency for disposal instructions. NEVER PLACE UNUSED PRODUCT DOWN ANY INDOOR OR OUTDOOR DRAIN!

A Prescription Treatment® brand insecticide from:

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

APR 24 2009