

499-496

6/26/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUN 26 2009

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

Subject: Label Notification(s) for Pesticide Registration Notices 98-10, 2007-1, and 2007-4
1. Minor label changes

Dear Ms. Hodge:

The Agency is in receipt of your Application(s) for Pesticide Notification under
Pesticide Registration Notices (PRN) 2007-4, 98-10, and 2007-1 dated May 18, 2009 for:

EPA Registration 499-496 TC 234

The Registration Division (RD) has conducted a review of this request for applicability under PR Notices 2007-4, 98-10, and 2007-1 and finds that the label changes requested falls within the scope of PR Notices 2007-4, 98-10, and 2007-1. 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.

If you have any questions, please contact me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

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



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

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	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. 499-496	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TC 234	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. NOTIFICATION Product Name <u>JUN 26 2009</u>

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.)

Notification of revision of Storage & Disposal statement per PR Notice 98-10, 2007-4 and 2007-1. This notification is consistent with the guidance in 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 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 §§ 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input checked="" 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 checked="" type="checkbox"/> Container		4. Size(s) Retail Container 36 stations /bag; Net. wt. 71.28 g	5. Location of Label Directions <input checked="" type="checkbox"/> on labeling accompanying product.
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 Patricia A Hodge	Title Regulatory Specialist	Telephone No. (Include Area Code) 636-861-4272
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 		
3. Title Regulatory Specialist		
4. Typed Name Patricia Hodge		
5. Date May 18, 2009		



ek

May 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 98-10, 2007-1 and 2007-4
TC 234
EPA Reg. No: 499-496**

Dear Mr. Herbert:

Enclosed in support of this action are a completed application and one (1) copy of the amended 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 98-10, 2007-1 and 2007-4.
- ✓ Abbreviated "seconds" as "sec" and "minutes" as "min", using "r" for "per" and "-" for "to" throughout label text.
- ✓ There is no change in label rates, and we did not make 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, 156.140, 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.

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.

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

cc: [illegible]

[OUTER PACKAGE LABEL]

**TC 234
Ant Bait Stations**

[ALTERNATE BRAND NAME: Prescription Treatment brand ADVANCE 360A Dual Choice Ant Bait Stations]

KILLS THE QUEEN, KILLS THE COLONY

EFFECTIVE AGAINST:

- Pharaoh Ants
- Argentine Ants
- Cornfield Ants
- Variety of Household Ants

FOR USE IN AND AROUND:

Apartments, Campgrounds, Food Storage Areas, Homes, Hospitals, Hotels, Meat Packing and Food Processing Plants, Motels, Nursing Homes, 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.

ACTIVE INGREDIENT:

Abamectin B1: 0.011%

OTHER INGREDIENTS:.....99.989%

EPA Reg. No. 499-496

EPA Est. No. 56207-WI-2A

EPA Est. No. 499-MO-1B

(See code in lot number.)

DO NOT ALLOW CHILDREN OR PETS TO PLAY WITH THE BAITS

CAUTION

See back panel for additional Precautionary Statements.

NET WEIGHT:



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



[v2.4 5/15/09]

TC 234 Ant Bait Stations contain a slow acting insect bait. For best results placement of the bait should be into or near insect harborage sites.

FIRST AID

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 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.

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.

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

CAUTION: Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling.

DIRECTIONS FOR USE

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

ANTS: Concentrate treatment at insect activity sites. Ants are attracted to the bait and it is carried back to the nest to kill the queen and destroy the colony. TC 234 baits are packaged in a child-resistant container.

1. Break bait stations apart from the plastic frame. [Alternate Directions: Remove bait station from container.] To stick on vertical surfaces, remove peel and stick backing on reverse side of bait station.
2. For thorough ant control, use as many bait stations as necessary (normally 3 - 4 stations for an average size room or 6 - 8 stations for a heavy infestation).
3. For best results, also place bait stations along walls, baseboards, in corners, under sinks, in cabinets, pantries, near plumbing, electrical lines, potted plants, waste receptacles, sensitive electronic equipment, inside drop ceilings, wall voids, under and around equipment and appliances.
4. Replace bait stations when necessary, approximately every 3 months.

APPLICATIONS IN FOOD HANDLING ESTABLISHMENTS: Food handling establishments include places other than private residences in which food is held, processed, prepared or served.

FOOD AREAS: Includes areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing, edible waste storage and enclosed processing systems (mills, dairies, edible oils, syrups). Avoid contamination of food. Use as instructed above.

AIRCRAFT CABINS: Place bait stations in suspected and active ant areas. Place bait stations in areas between elements of construction. Use up to 6 bait stations per galley and up to 3 bait stations per rest room. In cargo holds, use 6 - 12 bait stations per 100 ft². Do not use bait stations in cockpit area.

STORAGE & DISPOSAL

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

STORAGE: Store in a cool, dry area. Always store pesticides in the original container. Store away from food and pet food.

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

CONTAINER DISPOSAL: Non-refillable container. Do not reuse or refill this container. **If Empty:** Place in trash or offer for recycling if available. **If partly Filled:** Call your local solid waste agency for disposal instructions.

A PRESCRIPTION TREATMENT® brand insecticide from:
 Whitmire Micro-Gen Research Laboratories, Inc.
 3568 Tree Court Industrial Blvd. •
 St. Louis, MO 63122-6682
 © 2009 Whitmire Micro-Gen Research Laboratories, Inc.

[v2.4 5/15/09]

JUN 26 2009

[STATION LABEL – BASIC]

**THIS SIDE DOWN
NET WEIGHT:**

TC 234

Ant Bait Stations

See Outer Package For Complete Directions

EPA Reg. No. 499-496 EPA Est. No. 56207-WI-2

ACTIVE INGREDIENT: Abamectin B1 0.05%

OTHER INGREDIENTS: 99.95%

CAUTION: DO NOT ALLOW CHILDREN OR PETS TO PLAY WITH BAITS.

WHITMIRE MICRO-GEN
RESEARCH LABS, INC.
800-777-8570

Manufactured by: Whitmire Micro-Gen
Research Laboratories, Inc.
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682

[STATION LABEL – ALTERNATE]

**THIS SIDE DOWN
NET WEIGHT:**

TC 234

Ant Bait Stations

See Outer Package For Complete Directions

EPA Reg. No. 499-496 EPA Est. No.499-MO-1

ACTIVE INGREDIENT: Abamectin B1 0.05%

OTHER INGREDIENTS: 99.95%

CAUTION: DO NOT ALLOW CHILDREN OR PETS TO PLAY WITH BAITS.

WHITMIRE MICRO-GEN
RESEARCH LABS, INC.
800-777-8570

Manufactured by: Whitmire Micro-Gen
Research Laboratories, Inc.
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