

499-530 5-23-2008

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Ms. Dana Thomas
Product Registration Manager
Whitmire Micro-Gen Research Laboratories, Inc.
3568 Tree Court Industrial Boulevard
St. Louis, MO 63122-6682

MAY 23 2008

Subject: Label Notifications for Pesticide Registration Notices 2007-1 and 2007-4

Dear Ms. Thomas,

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notices (PRN) 2007-1 and 2007-4 dated April 9, 2008 for the product TC 250 (EPA Registration Number 499-530). The revised label adequately addresses and/or incorporates the comments provided by the Agency in Richard Gebken's letter dated 10/24/07. The Registration Division (RD) has conducted its review of this request for its applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN 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,

A handwritten signature in black ink, appearing to be "Linda Arrington".

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



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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

Print Form



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 499-530	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TC 250	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 10/24/07
<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 final printed labeling per Agency comments with the NOPR dated 10/24/07 and Notification to revise Storage & Disposal per PRNs 2007-1 and 2007-4. See cover letter for details.
 This notification is consistent with the provisions of 2007-1 and 2007-4, and EPA regulations at 40 CFR 152.46, and 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 terms of PR Notices 2007-1 and 2007-4, an

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	<input type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
		If "Yes" Package wgt	No. per container	<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 8 oz - 25 lb		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Product Registration Mgr	Telephone No. (Include Area Code) 636-861-4223

<p align="center">Certification</p> <p>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.</p>		8. Date Application Received (Stamped)
2. Signature <i>Dana M Thomas</i>	3. Title Product Registration Mgr	
4. Typed Name Dana M. Thomas	5. Date Apr 9, 2008	

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TC 250

CONTROLS: Ants (except Carpenter, Fire, Harvester and Pharaoh)

FOR USE IN AND AROUND: Commercial and Residential Structures, Golf Courses, Homes, Hotels, Non Food/Non Feed Areas of Food Preparation and Commercial Facilities, Inedible Product Areas of Meat Packing Plants, Lawns and Turf, Motels, Non-Occupied Patient Areas of Hospitals and Nursing Homes, Parks, Schools, Supermarkets and Warehouses

ACTIVE INGREDIENT:

Hydramethylnon..... 1.00%

OTHER INGREDIENTS:..... 99.00%

TOTAL: 100.00%

EPA Reg. No. 499-530 • EPA Est. No. 499-MO-1

KEEP OUT OF REACH OF CHILDREN

CAUTION

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

NET WEIGHT:



WHITMIRE MICRO-GEN
RESEARCH LABORATORIES, INC.
800-777-8570 • www.wmmg.com

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 the poison control center or doctor. 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 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 eye. 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 contact 1-800-225-3320 for emergency medical treatment information.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Causes moderate eye irritation. Avoid contact with eyes and clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Remove and wash contaminated clothing before reuse. Pets may be attracted to this product.

Safety Handling Procedures: Applicators and other handlers must wear: long- sleeved shirt, long pants, shoes and socks.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish. 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.

DIRECTIONS FOR USE

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

TC 250 is a ready-to-use product for use in the control of numerous ants both indoors and outdoors. This bait formulation combines a mixture of foods and the delayed action insecticide, Hydramethylnon. Avoid use of other insecticides or sprays on or near TC 250.

OUTDOORS

BROADCAST APPLICATION: Use this product at a rate of 1 lb/acre. [Alternate language: Use this product at a rate of 8 oz/0.5 acre.] This is equivalent to approximately 1.8 oz/5,000 ft², or 0.4 oz/1,000 ft² (one Tablespoon equals approximately 0.3 oz of bait) Do not contaminate kitchen utensils with this product. Repeat application as necessary.

AROUND STRUCTURES: Lightly sprinkle the product evenly in a band approximately 1 – 2 ft wide around the foundation of the building. Treat visible trails with approximately 0.3 – 1 oz of product depending on the number of ants in the trail. Repeat application as necessary.

INDIVIDUAL COLONY TREATMENT: Use 1.5 – 2.1 oz/mound. Apply the product at the edge of the mound. Repeat application as necessary.

INDOORS

LOCATE ANT ACTIVITY: Follow ants back to voids. Apply product to cracks and crevices or voids where ants are active. In heavily traveled sites, use up to 1.5 oz of product. Use a large Centrobulb* puffer or other appropriate application device to place the product into crevices or voids. Repeat application as necessary. Do not use in the food/feed areas of food/feed handling establishments, restaurants or other areas where food is commercially prepared or processed. Do not use in serving areas while food is exposed or facility is in operation. Serving areas are defined as those areas where prepared foods are served such as dining rooms, but exclude areas where foods may be prepared or held. Non-food areas are defined as areas such as garbage rooms, lavatories, floor drains (to sewers), entries and vestibules, offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning or bottling). When applying this product in the home, cover all food processing surfaces and utensils during treatment or thoroughly wash before use. Cover or remove exposed food prior to application.

*Centrobulb - Reg. TM of the Centro Co.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. Consult federal, state or local disposal authorities for approved alternative procedures.

PESTICIDE STORAGE: Store in a cool, secure, dry place inaccessible to children and pets.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product must be disposed of on site, according to the label directions, or at an approved waste disposal facility.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Empty container or bag by using the product according to the label directions. Place empty container or bag in trash or offer for recycling if available. If container or bag 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 product from:
Whitmire Micro-Gen Research Laboratories, Inc.
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682 • www.wmmg.com
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April 9, 2008

Document Processing Desk
Office of Pesticide Programs (7504P)
ATTN: Mr. Richard Gebken, PM 10
IB/RD/7504P
US Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S Crystal Drive
Arlington, VA 22202-4501

**RE: Submission of Final Printed Labeling per Agency Comments with the NOPR dated 10/24/07 and Notification to Revise the Storage & Disposal statements per PR Notices 2007-1 and 2007-4
TC 250; EPA Reg. No. 499-530**

Dear Mr. Gebken:

Enclosed in support of this action is a completed application and two (2) copies final printed labeling per Agency comments with the NOPR dated 10/24/07. One copy is highlighted for easy reference and review. The revisions include the following and are addressed in the same order as Agency comments from 10/24/07:

- The EPA registration number has been revised to read, "499-530" as requested.
- The insect listing, "Ants", has been revised to read "Ants (except Carpenter, Fire, Harvest and Pharaoh)" as requested.
- The spelling of "Hydramethylnon" has been corrected as requested.
- The "Hazards to Humans and Domestic Animals" section has been revised as requested.
- The emergency medical treatment contact information (i.e. "Have the product container or label with you...You may also contact 1-800-..." was already on our label under "First Aid". I have highlighted it for easy reference.
- "Safety Handling Procedures" have been added and reads "Safety Handling Procedures: Applicators and other handlers must wear: long-sleeved shirt, long pants, shoes and socks." I left out "mixers" as this is a ready-to-use product; therefore, there is no mixing.

We are also revising the Storage & Disposal statements, via Notification at this time as part of final printed labeling, per PR Notices 2007-1 and 2007-4.

Mr. Richard Gebken, EPA
April 9, 2008
Page 2

The one-year Storage Stability study was submitted to the Agency on 10/31/07 (MRID #47273301), at which time it was noted that the Corrosion Characteristics portion of the study was not run due to the physical characteristics of the product. It is a granular product, packaged in plastic containers; therefore corrosion is not a concern. However, a waiver from this requirement was not formally requested at that time. We hereby formally request a waiver from the requirement to submit corrosion characteristics data for this product based on the above information.

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.

Thank you for your assistance in this matter. Please don't hesitate to contact me at 636-861-4223 or, via electronic mail at dana.thomas@wmmq.com, should you have any questions or require additional information regarding this action.

Sincerely,

WHITMIRE MICRO-GEN RESEARCH LABORATORIES, INC.



Dana M. Thomas
Manager, Product Registrations
Encl.