

769-767

11/13/2007

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460-0001

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

November 13, 2007

Mr. Steven E. Rogosheske,
Regulatory Affairs Manager
Value Garden Supply, LLC
9100 W. Bloomington Highway, Suite 113
Bloomington, MN 55431-2263

**Subject: Label Amendment, Updates - PR Notice 2001-1 & Warranty Statement
AFC 1-2-3 Fogging Concentrate, EPA Reg. No. 769-767
Your Submission Dated July 30, 2007**

Dear Mr. Rogosheske:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable with the following provision(s):

General Statement, page 1 of 4:

1. The current address listed at the bottom of page 1 of 4 includes a post office box. In accordance with the regulations at 40 CFR §156.10(a)(ii), this label must show clearly and prominently the name and complete street address of the producer, registrant or person for whom produced.

First Aid section comment(s), page 2 of 4:

2. In the 1st bullet of the subsection titled "**IF SWALLOWED**," replace the words "for immediate" with the words "immediately for."
3. In the 1st bullet of the subsection titled "**IF INHALED**," replace the words "Remove victim" with the words "Move person."
4. Replace the statement starting with "Have the product container or" with: "Have the product container or label with you when calling a poison control center or doctor, or going for treatment. **For additional information on this pesticide product (including health concerns, medical emergencies or pesticide incidents), you may call 1-800-xxx-xxxx or the National Pesticide Information Center at 1-800-858-7378.**"¹

Precautionary Statements, Hazards to Humans and Domestic Animals subsection comment(s), page 2 of 4:

5. Replace the existing section with: "Contains petroleum distillate. Harmful if swallowed or absorbed through skin. Avoid breathing spray mist. Avoid contact with skin, eyes or clothing. Users must wear long sleeved shirt, long pants, shoes and socks. In addition, users should wear a half-face, full-face or hood-style NIOSH-approved respirator with a dust/mist filtering cartridge (MSHA/NIOSH approval number prefix TC-21C); or a canister approved for pesticides (MSHA/NIOSH approval number prefix TC-14G); or a cartridge or canister with any N, R, P or HE filter. Users should wash hands thoroughly with plenty of soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse. Avoid contamination of food or feedstuffs."

¹ Please note that the "1-800-xxx-xxxx" number listed must be available twenty-four (24) hours per day, seven (7) days per week for answering and responding to any medical emergencies or health concerns.

Precautionary Statements, Environmental Hazards section comment(s), page 2 of 4:

- 6. Add the statement "See Directions for Use for additional precautions and use restrictions." immediately following the last sentence in this section.

Precautionary Statements, Physical or Chemical Hazards section comment(s), page 2 of 4:

- 7. Replace the words "pour or spill" with the words "or store."

Directions for Use section comment(s), page 2 of 4:

- 8. Add the statement "**READ ENTIRE LABEL BEFORE EACH USE**" immediately following the statement "It is a violation of ..." This new statement must be in bold, all caps.
- 9. Replace the existing subsection titled "**General Precautions and Use Restrictions**" with:

General Precautions and Use Restrictions

- Apply this product only as specified on this label.
- When used as a space spray or fog, do not remain in treated area. Exit area immediately and remain outside the treated area until aerosols, vapors and/or mists have dispersed.
- Do not allow adults, children or pets to enter until vapors, mists and aerosols have dispersed, and the treated area has been thoroughly ventilated.
- Do not apply this product in a way that will contact adults, children or pets, either directly or through drift.
- Remove or cover exposed food and drinking water before application.
- Remove or cover dishes, utensils, food processing equipment and food preparation surfaces, or wash them before use.
- Do not make space spray applications when facility is in operation.
- During space spray applications, cover or remove food.
- During space spray applications, cover food processing surfaces and equipment or clean after treatment with a suitable detergent and rinse with potable water before use.
- Remove pets, birds and cover fish aquariums before spraying.
- In health care facilities, remove patients prior to treatment and thoroughly ventilate treated area for 2 hours before returning patients.
- Do not apply directly to or near water, storm drains or drainage ditches. Do not apply when windy. To prevent product run-off, do not over water the treated area(s) or apply when heavy rain is expected. Rinse applicator over lawn or garden area only.
- Do not use in aircraft cabins.

Directions for Use section, To Kill Roaches, Waterbugs, subsection comment(s), page 3 of 4:

- 10. Replace the existing subsection with: "Apply as a coarse spray into cracks, crevices and void spaces where pests might be hiding, harboring, living and breeding (such as behind baseboards, walls, floors, behind pipes, underneath sinks, cabinets, door frames and windows). Apply at a rate of 1 gallon of this product [product name] per 1,200 square feet of space. Disperse toward areas suspected of harboring the greatest insect infestations. Disperse in all locations contacting as many insects as possible. Do not remain in treated areas after application. Open and thoroughly ventilate treated areas before reoccupying. Repeat treatment as necessary for control. Do not apply more than 1 time per day."

Directions for Use section, To Kill Accessible Stages of , , , subsection comment(s), page 3 of 4:

11. Replace the 1st paragraph of the existing subsection with: "Prior to treatment, open cabinets and doors, turn off all ventilation systems (air conditioners and fans), extinguish all flames and close doors and windows in the area (room or warehouse) to be treated. Apply at a rate of ½ ounce of this product [product name] per 1,000 cubic feet of space. Disperse toward areas suspected of harboring the greatest insect infestations. Disperse in all locations (including around equipment, appliances, pallets and packaged goods, if desired) contacting as many insects as possible. Do not remain in treated areas after application. Keep area closed for at least 60 minutes after application. Open and thoroughly ventilate treated areas before reoccupying. Repeat treatment as necessary for control. Do not apply more than 1 time per day."

Directions for Use section, To Kill Flies, Mosquitoes , , , subsection comment(s), page 3 of 4:

12. Replace the existing subsection with: "Prior to treatment, turn off all ventilation systems (air conditioners and fans), extinguish all flames and close doors and windows in the area (room or warehouse) to be treated. Apply at a rate of ½ ounce of this product [product name] per 1,000 cubic feet of space. Disperse toward areas suspected of harboring the greatest insect infestations. Disperse in all locations (including around equipment, appliances, pallets and packaged goods, if desired) contacting as many insects as possible. Do not remain in treated areas after application. Keep area closed for at least 20 minutes after application. Open and thoroughly ventilate treated areas before reoccupying. Repeat treatment as necessary for control. Do not apply more than 1 time per day."

Storage and Disposal section comment(s), page 3 of 4:

13. In the subsection labeled as "**PESTICIDE STORAGE AND SPILL PROCEDURES**," replace the first 2 sentences with: "Keep this product in a tightly closed container when not in use. Store upright at room temperature and avoid exposure to extreme temperatures."
14. Replace the subsection labeled as "**PESTICIDE DISPOSAL**" with: "Waste resulting from the use of this product may be disposed of on site or at an approved waste disposal facility."
15. Replace the subsection labeled as "**CONTAINER DISPOSAL**" with: "Triple rinse (or equivalent). Then offer for recycling, or puncture and dispose of in a sanitary landfill, or incineration, etc., or if allowed by state and local authorities, by burning. If burned, stay out of smoke."

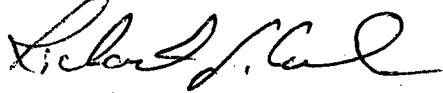
Storage and Disposal section comment(s) for containers less than 1 gallon, page 3 of 4:

16. Replace the subsection currently labeled as "**STORAGE**" with: "**PESTICIDE STORAGE:** Keep this product dry in a tightly closed container, when not in use. Store in a cool, dry, well-ventilated area away from heat or open flames that is inaccessible to children and pets."
17. Insert a new subsection immediately following the "**PESTICIDE STORAGE**" subsection as follows: "**PESTICIDE DISPOSAL:** Waste resulting from the use of this product may be disposed of on site or at an approved waste disposal facility."

Valley Garden Supply, LLC should note that a notice of availability of EPA's RED for products containing pyrethrins was published in the *Federal Register* on July 26, 2006 (Volume 71, Number 143, Pages 42387-42389). In addition, EPA's RED for products containing piperonyl butoxide was published in the *Federal Register* on July 26, 2006 (Volume 71, Number 143, Pages 42385-42386). Further, EPA's RED for products containing MGK® 264 was published in the *Federal Register* on July 26, 2006 (Volume 71, Number 143, Pages 42381-42383). As a result, additional data and/or labeling changes may be required for products containing pyrethrins, piperonyl butoxide and MGK® 264.

Please submit two (2) copies of the final printed labeling, incorporating the above changes, before releasing the product for shipment. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product bearing amended labeling constitutes accepting of these conditions. A stamped copy of the label is enclosed for your records. If you have any questions, please contact Mr. Carmen Rodia at (703) 306-0327 or via e-mail at Rodia.Carmen@epa.gov.

Sincerely yours,



Richard J. Gebken,
Product Manager (10)
Insecticide Branch,
Registration Division (7505P)

Enclosure

000769-00767 D-382343

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AFC 1-2-3 FOGGING CONCENTRATE

A Synergized Pyrethrins Insecticide Suitable For Use In Mechanical Aerosol Generators Emitting Particles Of 1-50 Microns.

For Use In Food Processing Plants, Warehouses, Restaurants, Institutions And Industrial Locations

ACTIVE INGREDIENTS:

Pyrethrins	1.0%
*Piperonyl Butoxide, Technical	2.0%
N-octyl bicycloheptene dicarboximide	3.0%
**OTHER INGREDIENTS:	<u>94.0%</u>
TOTAL	100.0%

*Equivalent to min 1.6% (butylcarbityl) (6-propylpiperonyl) ether and to 0.4% related compounds.

**Contains petroleum distillates

KEEP OUT OF REACH OF CHILDREN
CAUTION

See [back panel] [inside booklet] for additional precautions.

MANUFACTURED BY:
Value Garden Supply
PO Box 585
St. Joseph, MO 64502

EPA Reg. No. 769-767

EPA Est. No.

NET CONTENTS _____

ACCEPTED
with COMMENTS
In EPA Letter Dated
November 13, 2007
 Under the Federal Insecticide,
 Fungicide, and Rodenticide Act,
 as amended, for the pesticide
 registered under EPA Reg. No.
769-767

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FIRST AID	
IF SWALLOWED	<ul style="list-style-type: none"> • Call a poison control center or doctor for immediate treatment advise. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to by a position control center or doctor. • Do not give anything to an unconscious person.
IF INHALED	<ul style="list-style-type: none"> • Remove victim 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.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • 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	<ul style="list-style-type: none"> • 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.
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact the National Pesticide Information Center 1-800-858-7378.</p>	
<p>Note to Physician: Contains petroleum distillate. Vomiting may cause aspiration hazard.</p>	

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

Harmful if swallowed or absorbed through the skin. Do not breathe spray mist. Wear mask or respirator of type against this material. Wear protective clothing. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling. Wash all contaminated clothing with soap and hot water before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to aquatic organisms, including fish and invertebrates. 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 washwater or rinsate.

PHYSICAL OR CHEMICAL HAZARDS

Combustible. Do not use, pour or spill near heat or open flame.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

GENERAL PRECAUTIONS AND RESTRICTIONS

When used as a space spray or fog, do not remain in treated area. Exit area immediately and remain outside the treated area until aerosols, vapors, and/or mists have dispersed. Do not allow adults, children, or pets to enter until vapors, mists, and aerosols have dispersed, and the treated area has been thoroughly ventilated.

Remove or cover exposed food and drinking water before application.

Remove or cover dishes, utensils, food processing equipment, and food preparation surfaces, or wash them before use.

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Remove pets, birds, and cover fish aquariums before spraying.

Do not use in aircraft cabins except in compliance with PR Notice 96-3.

KILLS: Roaches, Waterbugs, Earwigs, Silverfish, Ants, Spiders, Flies, Mosquitoes, Gnats, Indian Meal Moths, Dried Fruit Beetles, Confused Flour Beetles, Rice Weevils, Yellow Mealworm Cadelles, Saw-Toothed Grain Beetles, Angoumois Grain Moths and Mediterranean Flour Moths.

To Kill Roaches, Waterbugs, Earwigs, Silverfish, Ants and Spiders: Adjust equipment to coarse spray. Use one gallon of this product [product name] undiluted per 1,200 square feet. Apply spray into all cracks and crevices, in woodwork, walls, floors, underneath sinks, behind pipes, and in all places where these insects hide. Contact as many insects as possible. Repeat treatment as necessary for control. Do not apply more than 1 time per day.

To Kill Accessible Stages of Indian Meal Moths, Dried Fruit Beetles, Confused Flour Beetles, Rice Weevils, Yellow Mealworm Cadelles, Saw-Toothed Grain Beetles, Angoumois Grain Moths and Mediterranean Flour Moths: Close room or warehouse and shut off all ventilation systems. Fog into corners, under pallets and around stored packaged goods. Contact as many insects as possible. Spray at the rate of 1/2 ounce of this product [product name] per 1,000 cubic feet of space. Leave room closed for one hour after application. Do not remain in treated areas. Ventilate prior to re-entry. Repeat applications as necessary. Do not apply more than 1 time per day.

Infested packaged goods should be fumigated or treated by other effective methods using a product registered for this purpose.

To Kill Flies, Mosquitoes and Gnats: Close room or warehouse and shut off all ventilation systems. Fog using 1/2 ounce of this product [product name] per 1,000 cubic feet of space. Leave room closed for at least 20 minutes after application. Do not remain in treated areas. Ventilate prior to re-entry. Repeat applications as necessary. Do not apply more than 1 time per day.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE AND SPILL PROCEDURES: Store upright at room temperature. Avoid exposure to extreme temperatures. In case of spill or leakage, soak up with absorbent material such as sand, sawdust, earth, fuller's earth, etc. Dispose of with chemical wastes.

PESTICIDE DISPOSAL: Pesticide, spray mixture or rinse water that cannot be used according to label instructions must be disposed of at or by and approved waste disposal facility.

CONTAINER DISPOSAL: Triple rinse (or equivalent) then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other approved state and local procedures.

For containers on gallon or less:

STORAGE AND DISPOSAL

STORAGE: Store product in its original container in a cool dry area out of reach of children and pets.

Container Disposal: **If empty:** Do not reuse this container. Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste authority for disposal instructions. Never place unused product down any indoor or outdoor drain.

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DISCLAIMER: Value Garden Supply warrants that this product conforms to the chemical description on the label and is reasonably fit for the specific purposes referred to in the Directions For Use, subject to the inherent risks referred to above. To the extent consistent with applicable law, Value Garden Supply makes no other express or implied warranty of fitness or merchantability nor any other express or implied warranty. To the extent consistent with applicable law, Value Garden Supply shall not be liable for any consequential, special, or indirect damages resulting from the use, handling or application of this product.

Revised 7/10/2007