

1769-370

10/16/2008

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Dan Hollas
Regulatory Specialist
NCH Corporation
2727 Chemsearch Blvd.
Irving, TX 75062

OCT 16 2008

SUBJECT: Applications for Pesticide Notification – Request for Alternate Brand Names
P-O-W PLUS (Alternate Brand Name – DOWN AND OUT)
EPA Reg. No. 1769-370
DROP DEAD II (Alternate Brand Name – BUG BLAST 40)
EPA Reg. No. 1769-371
Applications Dated November 7, 2007

Dear Mr. Hollas:

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above products. The Registration Division (RD) has conducted a preliminary screen of these requests for their applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The labels submitted with the applications have been stamped "Notification" and will be placed in our records.

If you have any questions, please me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

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

Please read instructions on reverse before completing form. Form Approved, OMB No. 2070-0060, Approval expires 2-28-



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 1769-370	2. EPA Product Manager George LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) P-O-W PLUS	PM# 13	
5. Name and Address of Applicant (Include ZIP Code) NCH Corporation 2727 Chemsearch Blvd. Irving, TX 75062 <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 _____ OCT 16 2008	

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 Alternate Brand Name per PR Notice 98-10.
 NCH Corporation is hereby notifying the EPA of its intent to sell our currently registered product, P-O-W PLUS, EPA Reg. No. 1769-370, under the alternate brand name DOWN AND OUT.
 (See Attached Page for Additional Information)

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"/> Text <input type="checkbox"/> No			<input checked="" 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" 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 type="checkbox"/> Container		4. Size(s) Retail Container 14 ounces		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 Dan Hollas	Title Regulatory Specialist	Telephone No. (Include Area Code) 972-438-0762
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 Dan Hollas	5. Date November 7, 2007	

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NCH CORPORATION

Research and Development
2730 Carl Road
Irving, Texas 75062

November 7, 2007

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

ATTN: Mr. George LaRocca
Product Manager – Team 13
Insecticide Branch

SUBJECT: Notification for Alternate Brand Name of a Registered Pesticide
Primary Brand Name – P-O-W PLUS, EPA Reg. No. 1769-370
Alternate Brand Name – DOWN AND OUT

Dear Mr. LaRocca,

Enclosed, please find the Application for Pesticide Registration form, indicating Notification of Alternate Brand Name per PR Notice 98-10. NCH Corporation wishes to register the Alternate Brand Name 'DOWN AND OUT' for our EPA registered pesticide 'P-O-W PLUS', EPA Reg. No. 1769-370. No other changes have been made to the labeling or formulation at this time.

Please contact me at 972-438-0762 if you have any questions regarding this submission.

Sincerely,




Dan Hollas
Regulatory Specialist

Enclosures

Notification of Alternate Brand Name for P-O-W PLUS, EPA Reg. No. 1769-370

November 7, 2007

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.



Dan Hollas
Regulatory Specialist

11/7/2007



P-O-W™ Plus

(Alternate Brand Names - STING-X™ II, MKO™ PLUS, DOWN AND OUT™, DR-200-1²)

Drops Wasps, Hornets and Yellow Jackets Instantly

- ◆ Kills with Residual Action as Wasps and Hornets Return to the Nest
- ◆ Kills the Entire Nest
- ◆ Sprays up to 20 feet
- ◆ Dielectric Breakdown Voltage of 47,300 Volts
- ◆ Can be used Both Indoors (Attics and other Places Where Nests are Built) and Outdoors on Wasp and Hornet Nests
- ◆ Contains no CFC's or Other Ozone Depleting Substances. Federal Regulations Prohibit CFC Propellant in Aerosols

NOTIFICATION

OCT 16 2008

ACTIVE INGREDIENTS

Tetramethrin*	0.10%
Permethrin**	0.25%
Piperonyl Butoxide, Technical***	0.50%

OTHER INGREDIENTS+	<u>99.15%</u>
TOTAL	100.00%

*1-cyclohexene-1,2-dicarboximidomethyl 2,2-dimethyl-3-(2-methylpropenyl)cyclopropanecarboxylate.

** (3-phenoxyphenyl)methyl(±)cis/trans 3-(2,2-dichloroethenyl) 2,2-dimethylcyclopropanecarboxylate.

Cis/trans ratio: min. 35% (±) cis and max. 65% (±) trans.

***Equivalent to min. 0.4% (butylcarbityl) (6-propylpiperonyl) ether and 0.1% related compounds.

+Contains Petroleum Distillates

KEEP OUT OF REACH OF CHILDREN

CAUTION

EPA REG. NO. 1769-370 • EPA EST. NO. 4140-TX-1

See elsewhere on the label for additional precautionary language.

NET WEIGHT: 14 oz (400g)

DIRECTIONS FOR USE

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

Read the entire label.

For the best results, spray in the early morning or late evening when insect activity is minimal. Stand a safe distance from the nest and not directly underneath. (Remove protective cap.) Hold can upright and point spray opening toward the nest with the wind at your back. For optimum performance in overhead treatments, align the actuator opening directly opposite the mark on the valve-cup. When treating in a downward direction, align the actuator with the mark on the valve cup. Spray until the nest is thoroughly saturated to kill the entire nest population. The residual action will kill wasps and hornets returning to the nest. Wait at least 24 hours before removing the nest.

To kill wasps, hornets, and yellow jackets under eaves, screens, window frames, doors, patios, cracks, holes or crevices wherever insects are noticed, spray for about 1-2 seconds or until surfaces are moist. To prevent entrance of insects into the house, spray around points where insects may enter such as outside plumbing, faucets, etc., and cracks or crevices in foundations as well as along sills and ledges.

Do not apply to pets or contaminate feed, foodstuffs, dishes or utensils. Avoid spraying vegetation directly.

STORAGE AND DISPOSAL

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

STORAGE: Store in a cool, dry area away from children. Do not store near heat or open flame.

CONTAINER DISPOSAL: This container is made with at least 25% recycled steel and 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 OR INCINERATE.** If recycling is not available, wrap the container and discard in the trash.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Do not use in commercial food/feed handling establishments, restaurants or other sites where food/feed is commercially prepared or processed. Not for use in Federally inspected meat and poultry plants.

FIRST AID

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.

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

ENVIRONMENTAL HAZARDS

This product is toxic to fish and aquatic invertebrates. Do not apply directly to water.

PHYSICAL OR CHEMICAL 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.

See the Material Safety Data Sheet for more information.

For medical and environmental emergencies, call CHEMTREC® at 1-800-424-9300.

Not for Resale

MADE IN THE U.S.A

0M810

5388NCLA

NCH Corporation

2727 Chemsearch Blvd.

Irving, Texas 75062

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TO REORDER

Call TOLL-FREE: 1-800-527-9921

FAX: 1-800-456-0010



PLEASE RECYCLE
WHEN EMPTY

