

2517-73

4/9/2010

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

APR 9 2010

Ms. Susan Kane
Sergeant's Pet Care Products, Inc.
2625 South 158th Plaza
Omaha, NE 68130-1770

Subject: Application for Pesticide Notification (PRN 2007-4)
and updating the Warranty & Disclaimer Statement

Dear Ms. Kane:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice PRN 2007-4 dated March 10, 2010 for the following product(s):

Sergeant's Flea & Tick Powder with Permethrin (EPA Reg. No. 2517-73)
Sergeant's Gold Squeeze-On for Dogs (EPA Reg. No. 2517-94)

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN 98-10. 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 Regina Foushee'-Smith at 703-605-0780.

Sincerely,

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

2096

Please read instructions on reverse before completing form.

Form Approved OMB No. 2070-0060, Approval expires 2-28-95



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 2517-73	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Sergeant's Flea & Tick Powder with Permethrin	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Sergeant's Pet Care Products, Inc. 2625 South 158th Plaza Omaha NE 68130-1770 <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: NOTIFICATION EPA Reg. No. _____ APR - 9 2010 Product Name _____	

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 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 label change per PRN 2007-4. This notification is consistent with the provisions of PR Notice 2007-4 and EPA regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156., 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 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.
"Warranty & Disclaimer" section in accordance with the guidance document entitled "Guidance on Warranty Statements" dated Oct. 17, 2006.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Metal Plastic Glass Paper 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 type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On label	
6. Manner in Which Label is Affixed to Product <input 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 Susan Kane	Title Regulatory Specialist	Telephone No. (Include Area Code) 402-938-7065
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 Susan Kane	5. Date March 10, 2010	

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Sergeant's Master Label

1 March 2010 Notifications: storage & disposal, warranty
Information in [] is optional.

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EPA Reg. No. 2517-73
EPA SAL 7 October 2002

~~FRONT PANEL~~

~~DOG POWDER~~

~~Permethrins & Piperonyl butoxide, technical~~

[Optional text appears in brackets – the final label may include some or all of the optional text on front, back or side label panels]

Sergeant's Flea & Tick Powder with Permethrin

NOTIFICATION

APR - 9 2010

{ABN: Sergeant's® Flea and Tick Powder for Dogs}

{ABN: Sentry Flea and Tick Powder for dogs and puppies}

[Provides Quick Killing Action and Residual Control of Fleas and Ticks on Dogs for up to 14 Days]

[Odorless, Nonstaining Formula]

[Kills the Ticks that may Carry Lyme Disease]

[Controls fleas and ticks on dogs]

[Quick killing action and long lasting control]

{Ingredient Statement may be on front or back label}

ACTIVE INGREDIENTS:

Piperonyl Butoxide, Technical [*]2.00%

Permethrin [**] 0.50%

OTHER INGREDIENTS:97.50%

[TOTAL 100.00%]

[* equivalent to 1.6% of (butylcarbityl) (6-propylpiperonyl) ether and 0.4% related compounds.]

[** cis/trans ratio: min. 35%(+/-) cis and max. 65% (+/-) trans.]

KEEP OUT OF REACH OF CHILDREN

CAUTION

See [Back][or][Side] Panel[s] for Additional Precautionary Statements

NET [WEIGHT] [CONTENTS]

XXX fl oz (XXX mL)

Sergeant's Master Label

1 March 2010 Notifications: storage & disposal, warranty
Information in [] is optional.

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BACK PANEL

DOG POWDER

Permethrins & Piperonyl butoxide, technical

{Product Name}

READ ENTIRE LABEL BEFORE EACH USE. USE ONLY ON DOGS

PURPOSE [PRODUCT NAME] [This product] provides quick killing action and long lasting control of fleas and ticks on dogs.

DIRECTIONS FOR USE

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

Do not apply product directly in or on eyes, mouth, or genitalia of animals. Do not use on (or cause exposure to) puppies less than 12 weeks. Consult a veterinarian before using this product on debilitated, aged, pregnant, medicated or nursing animals. Sensitivities may occur after using ANY pesticide product for pets. If signs of sensitivity occur bathe your pet with mild soap and rinse with large amounts of water. If signs continue, consult a veterinarian immediately.

Apply powder liberally over the entire body. Work dust into hair and around feet, pads and between the toes by rubbing against the lay of the hair until dust penetrates to skin. Contact ticks with powder. Take care not to get the powder in animal's eyes, nose or mouth. Dust bedding, kennel, sleeping areas, carpeting and furniture used by infested animals regularly, applying at a rate of 3 to 6 ounces per 100 square feet. Do not repeat treatment for one week.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if inhaled, swallowed or absorbed through skin. Avoid breathing dust. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and was before reuse.

ENVIRONMENTAL HAZARDS

This product is extremely toxic to fish and aquatic organisms. Do not apply to any body of water. Do not contaminate water when disposing of equipment washwaters.

FIRST AID

IF INHALED:	<ul style="list-style-type: none"> • Move person 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 SWALLOWED	<ul style="list-style-type: none"> • Call 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:	<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 further treatment advice.

HOT LINE NUMBER

Have the product container with you when calling a poison control center, doctor or veterinarian, or going for treatment. For more information on this pesticide product (including health concerns, medical emergencies or pesticide incidents), you may call 1-800-781-4738.

leaf

Sergeant's Master Label

1 March 2010 Notifications: storage & disposal, warranty
Information in [] is optional.

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BACK PANEL

DOG POWDER

Permethrins & Piperonyl butoxide, technical

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store this product in original container in a cool, dry area inaccessible to children and pets.

PESTICIDE DISPOSAL AND CONTAINER HANDLING: Nonrefillable container. Do not reuse 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. Never place unused product down any indoor or outdoor drain.

[WARRANTY

Read the entire Directions for Use and Warranty before using this Product. By using this product, user or buyer accepts the following warranty. [The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with the use of this product. Unintended consequences may result because of such factors as weather conditions, presence or absence of other materials, or the manner of application, all of which are beyond the control of Sergeant's.] Sergeant's is committed to providing high quality products. To the extent consistent with applicable law, Sergeant's makes no warranties, express or implied, of merchantability or of fitness for a particular purpose or otherwise, that extend beyond statements on this label. To the extent consistent with applicable law, Sergeant's, the manufacturer, or the Seller disclaims any liability whatsoever for special, incidental, or consequential damages resulting from the use of this product. To the extent consistent with applicable law, the exclusive remedy of the user or buyer shall not exceed the purchase price paid.]

[If you have questions or comments about this product, please write: Sergeant's Consumer Response, P.O. Box 540399, Omaha, NE 68154-0399.]

In Case of Emergency, call: 1-800-781-4738

Non-Emergency call 1-800-224-PETS (7387) [Made in USA]

Distributed by:

Sergeant's Pet Care Products, Inc.

P.O. Box 540399

Omaha, NE 68154-0399

EPA Reg. No. 2517-73

EPA Est. No. XXXXX-XX-XX

[lot, date & label code] [UPC CODE]

{END - BACK / SIDE PANEL}