

2517-91

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 16, 2010 for the following product(s):

Sergeant's Insecticide Carpet Powder II with Nylar (EPA Reg. No. 2517-91)

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,

A handwritten signature in black ink, appearing to read "Richard Gebken".

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

2066



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 2517-91	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Sergeant's Insecticide Carpet Powder II with Nylar	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 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 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 to Storage and Disposal per PR Notice 2007-4. "Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 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 for 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 is 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."

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	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) cardboard box		
* Certification must be submitted		If "Yes" Unit Packaging 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"/>	
6. Manner in Which Label is Affixed to Product			<input type="checkbox"/> Lithograph 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 16 March 2010		

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Sergeant's Master Label

16 March 2010 notif. Storage & disposal
Information in [] is optional.

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FRONT PANEL

[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® Insecticide Carpet Powder II with Nylar®

- {ABN} [SentryHome Flea & Tick Carpet Powder]
- {ABN} [Sergeant's Gold Flea & Tick Carpet Powder]
- {ABN} [Sergeant's Flea & Tick Carpet Powder]
- {ABN} [SentryHome Kills Flea Eggs Flea and Tick Carpet Powder]

NOTIFICATION

APR - 9 2010

[Kills [Fleas] [and] [Brown Dog Ticks] on [Carpet] & [Upholstered Furniture]]
 [For Carpet [&] [Upholstery]]
 [Kills Fleas]
 [Kills Brown Dog Ticks]
 [Kills Fleas & Brown Dog Ticks]
 [Kills Fleas [and] [flea larvae] in your [Carpet] [and] [or] Upholstery]
 [For] [use on] [Carpet] [&] [Upholstery]
 [Kills Fleas [&/and] [Brown Dog Ticks] in Carpets, [Rugs] [and/&] [Furnishings]]
 [Contains Nylar® [Insect Growth Regulator] [IGR]]
 [Plus IGR]]Kills Flea Eggs]
 [Kills Fleas – Adults, Larvae and Eggs]
 [Kills All Stages of the Flea [Adults, Eggs, Larvae and Pupae]]
 [Kills All Four [4] Stages of the Flea - Adults, Eggs, Larvae and Pupae]
 [Kill All Stages of the Flea Life Cycle[!]]
 [Prevents Flea Eggs from Hatching [Developing] into Biting [adult] Fleas]
 [Control Reinfestation for up to 7 months]
 [Breaks [the] Flea Life Cycle [Controls] [Protects Against] Reinfestation for up to 7 months [!]]
 [Breaks [the] Flea Life Cycle!]
 [Fresh] [Pleasant] [Fragrance] [Scent!] *{Note: Specific type of "Scent" or "Fragrance" may be identified}*
 [Potpourri Scent]
 [Treats] [Covers] up to 400 [Square Feet] [Sq. Ft.]
 [12 ozs] [Treats] [Covers] up to 300 [Square Feet] [Sq. Ft.]
 [1 lb.] [16 ozs] [Treats] [Covers] up to 400 [Square Feet] [Sq. Ft.]
 [1 lb 4 oz] [20 ozs] [Treats] [Covers] up to 500 [Square Feet] [Sq. Ft.]
 [12 Month Control]
 [Deodorizes & Freshens Carpets [, Rugs] [&] [Upholstery]]
 [Tested, Trusted, [&] Effective[!]]
 [Home Protection]
 [Protects Homes from [Flea] [and] [Brown Dog Tick] Infestation]
 [Controls [Fleas] [and] [Brown Dog Tick] Infestation in Homes]
 [Caring For Your Pets since 1868]

ACTIVE INGREDIENTS:

Pyriproxyfen [(CAS# 95737-68-1)]0.02%
 Pyrethrins [(CAS# 8003-34-7)]0.10%
 MGK 264 [(CAS# 113-48-4)]0.50%

OTHER INGREDIENTS:99.38%

TOTAL 100.00%

KEEP OUT OF REACH OF CHILDREN

CAUTION

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

NET WEIGHT

XXX oz (XXX g)

5096

Sergeant's Master Label

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Information in [] is optional.

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BACK PANEL

{Product Name}

READ ENTIRE LABEL BEFORE EACH USE.

DIRECTIONS FOR USE

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

Shake Container Well Before Using

{12 oz canister}

[One 12 ounce canister contains enough powder to treat 1 to 2 rooms (150-300 square feet). When using this product at a lower rate, allow the powder to remain in place for 24 hours before vacuuming. Apply powder more heavily to areas of flooring or furniture on which pets spend most of their time.]

OR

{16 oz canister}

[One 16 ounce canister contains enough powder to treat 1 to 2 rooms (200-400 square feet). When using this product at a lower rate, allow the powder to remain in place for 24 hours before vacuuming. Apply powder more heavily to areas of flooring or furniture on which pets spend most of their time.]

OR

{20 oz canister}

[One 20 ounce canister contains enough powder to treat 2 to 3 rooms (250-500 square feet). When using this product at a lower rate, allow the powder to remain in place for 24 hours before vacuuming. Apply powder more heavily to areas of flooring or furniture on which pets spend most of their time.]

Apply to dry surfaces only. Do not wet powder.

Carpets: Shake [Apply] powder evenly across surface. Brush lightly with broom to force powder deep into carpet where fleas and their larvae exist. Wait at least 60 minutes before (lightly) vacuuming to remove visible surface powder. For maximum efficacy [effectiveness], delay vacuuming for up to 24 hours.

Upholstery [& Furnishing]: Remove loose cushions. Sprinkle along creases and into corners. Use a brush to lightly work powder into folds and creases. Vacuum to remove visible powder on surfaces. Do not use on exposed fabric without first testing on a hidden surface for effects on color (staining) or texture. If powder adheres to a spot, brush out and remove with a vacuum immediately.

When emptying vacuum bag after use, wrap contents or disposable bag in several layers of newspaper and discard in trash.

Treat pets with a registered flea and tick control product prior to re-entry.

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Causes moderate eye irritation. Avoid contact with eyes, skin and clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Do not contaminate feed, water or foodstuffs. Do not apply to food processing surfaces or use in food processing areas where food is exposed. Cover fish aquariums before use. Keep children and pets off treated carpet and upholstered furniture during treatment and while powder is still visible on their surfaces.

6096

Sergeant's Master Label

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FIRST AID

- | | |
|--------------------|---|
| 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. |
|--------------------|---|

HOT LINE NUMBER

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-781-4738 for emergency medical treatment information.

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store in a cool, dry area inaccessible to children and pets.
PESTICIDE DISPOSAL AND CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. ~~Offer for recycling or reconditioning, if available and appropriate.~~ **If empty:** Do not reuse this container. 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.

[This container is sold by weight, not by volume. You can be assured of proper weight even though some settling of contents normally occurs during transportation and handling.]

[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.]

[Sergeant's is committed to providing high quality products. 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 [For more information] [Visit us at:] [www.sergeants.com]
Non-Emergency call 1-800-224-PETS (7387) [Made in USA]

[Nylar® is a registered trademark of McLaughlin Gormley King Company.]

Distributed by:
Sergeant's Pet Care Products, Inc.
P.O. Box 540399
Omaha, NE 68154-0399
{END - BACK / SIDE PANEL}

EPA Reg. No. 2517-91
EPA Est. No. XXXXX-XX-XX
[date &/or label code] [UPC CODE]