



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

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

October 19, 2010

Mr. Robert Rosenwasser, Director, Regulatory Affairs The Hartz Mountain Corporation 400 Plaza Drive Secaucus, NJ 07094-3688

Subject:

Label Notification(s); Pesticide Registration Notification (PRN) 98-10

Hartz Reference #119, EPA Reg. No. 2596-151

Your Submission Dated August 19, 2010

Dear Mr. Rosenwasser:

The Agency is in receipt of your application for Pesticide Notification under Pesticide Registration Notification (PRN) 98-10, dated August 19, 2010, for the referenced product. The Registration Division has conducted a review of this request for its applicability under PRN 98-10, and finds that the action(s) requested fall within the scope of PRN 98-10.

Please be reminded that 40 CFR §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 non-refillable containers. The code may appear either on the label (and can be added by non-Notification/PRN 98-10) or durably marked on the container itself.

The label submitted with this application has been time-stamped "Notification," and will be placed within the administrative file for this product. If you have any questions, please contact Mr. Carmen Rodia at (703) 306-0327 or via e-mail at <u>Rodia,Carmen@epa.gov</u>.

Sincerely yours,

Richard J. Gebken Product Manager (10)

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Insecticide Branch

Registration Division (7504P)

002596-00151 D439703

Please read instructions on	reverse before con na	form.		Form Approved	or OMB No.	2070-0060	D. Approval expires 2-28-9	
United States Environmental Protecti Washington, DC 20			ion Agency		Registration Amendment Other		OPP Identifier Number	
Application for Pesticide - Section I								
1. Company/Product Number 2596-151			2. EPA Product Manager R. Gebken			3. Pro	3. Proposed Classification  None Restricted	
4. Company/Product (Name) HARTZ Reference #119			<b>РМ#</b> 10			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
5. Name and Address of Applicant (Include ZIP Code) The Hartz Mountain Corporation 400 Plaza Drive Secaucus, NJ 07094-3688  Check if this is a new address			6. Expedited Reveiw. 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								
Amendment - Explain below.  Resubmission in response to Agency letter dated  Notification - Explain below.				Other - Explain below.			NOTIFICATION OCT 19 (22)	
"Addition of optional text per PR Notice 98-10"  "This notice is consistent with the provisions of PR Notices 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 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:				r ————————————————————————————————————			
Yes No  Certification must  Submitted  Unit Packaging  Yes No  If "Yes" Unit Packaging wgt.  No. per Container			Water Soluble Packaging  Yes  No  If "Yes"  Package wgt  No. per  Package wgt  No. per		2. Type of	Metal Plastic Glass Paper Other (Specify)		
			stail Container 5. Location of Label Directions					
6. Manner in Which Label is Affixed to Product Lithog Paper Stence			oph Other					
Section - IV								
1. Contact Point (Complete	items directly below for id	lentification	of individual to be	contacted, if nece	essary, to pro	ocess this e	applicațion.)	
Name Robert Rosenwasser			i l			Telephone No. (Include Area Code) 201-271-4800, ext. 7202		
I certify that the stater I acknowledge that any both under applicable	reto are true, accu shable by fine or i	irate and con	nplete.	6. Date Application [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [				
2. Signature			3. Title Director, Regulatory Affairs					
4. Typed Name Robert Rosenwasser		5	. Date	19/10				



THE HARTZ MOUNTAIN CORPORATION, 400 PLAZA DRIVE, SECAUCUS, NEW JERSEY 07094 201/271-4800 REGULATORY AFFAIRS

August 19, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
US Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

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Attention:

Mr. Richard Gebken (PM # 10)

RE: HARTZ REF #119, EPA Reg. No. 2596-151 Addition of optional text per PR Notice 98-10

Dear Mr. Gebken:

The Hartz Mountain Corporation, 400 Plaza Drive, Secaucus, NJ 07094-3688 is filing this notification to add additional text to the tubes for all 4 weight classes of:

Hartz® UltraGuard® Flea & Tick Drops for Dogs and Puppies

The additional text is actually text already found on the tube. Hartz is adding the additional text in larger font to remind the consumer of the weight class restrictions of the product. The desire is to prevent misuse of the product due to errors made by the consumer when using the wrong weight class product for their pet. This improvement is being made as label mitigation as a result of EPA's Pet Advisory program.

The Hartz Mountain Corporation is submitting the following information:

- A completed application (EPA Form 8570-1) and;
- Two copies of the proposed notification tube label.

"This notice 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."

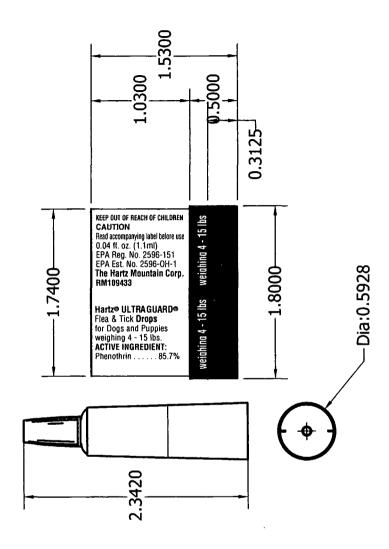
If you have any questions or need additional information, please feel free to contact me at (201) 271-4800, ext. 7202 or mailto: rrosenwasser@hartz.com.

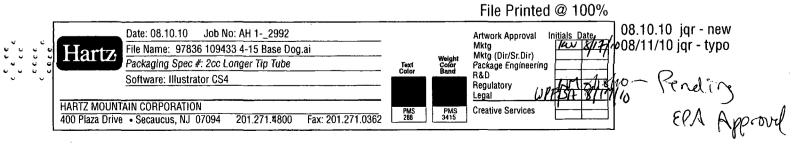
Sincerely,

Robert Rosenwasser

Director, Regulatory Affairs

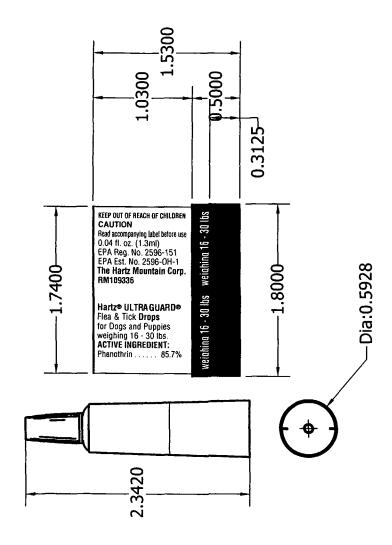
NOTIFICATION

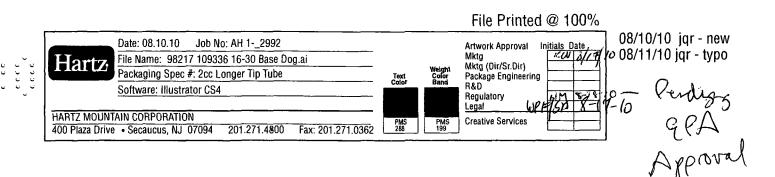




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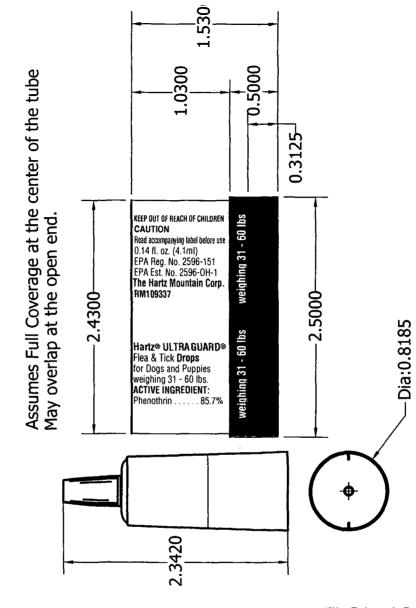


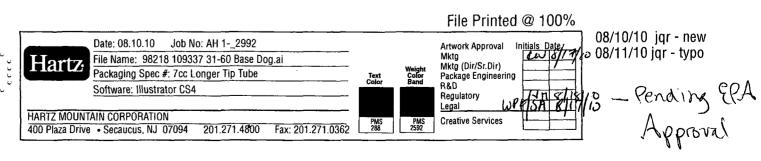
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