

2724-589

5/14/2009

1087



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Ms. Nancy Huebl
Product Registration
Wellmark International
1501 Woodfield Road, Suite 200W
Schaumburg, IL 60173

MAY 14 2009

Subject: Notification(s) for Label Revisions under PRN 98-10, 97-5, 97-6, 2007-1, 2008-1 and 2007-4 Storage & Disposal and Other Changes (Warranty Statement)

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10, 97-5, 97-6, 2007-1, 2008-1 and 2007-4 Storage & Disposal and Other Changes dated March 18, 2009 for:

EPA Registration 2724-589 "Speer Yard Spray II"

The Registration Division (RD) has conducted a review of the request(s) for applicability under PRN 98-10, 97-5, 97-6, 2007-1, 2008-1 and 2007-4 and finds that the label changes requested fall within the scope of PRN-98-10, 2008-1 and PRN-2007-4. 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 non-refillable containers. The code may appear either on the label (and can be added by non-notification/PR 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

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

2097



United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Wellmark International/2724-589	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Wellmark International/Speer Yard Spray II	PM # 13	
5. Name and Address of Applicant / Registrant (Include ZIP Code) Wellmark International 1501 East Woodfield Road, Suite 200W Schaumburg, Illinois 60173 <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. _____ Product Name <u>NOTIFICATION</u> MAY 14 2009	

Section - II

Amendment - Explain below. Final printed labels in response to Agency letter dated _____

Resubmission in response to Agency letter dated _____ "Me Too" Application

Notification - Explain below. Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and section II.)

Label notification to revise EH per PRN 2008-1, container disposal per PRN 2007-4 & 1, Ingredient Statement per PRN 97-5 & 6 - This notification is consistent with the provisions of PRN 2008-1/2007-4/2007-1/97/5 & 6 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 2008-1/2007-4/2007-1/97-5 & 6 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.

Section - III

1. Material This Product Will be Packaged In:

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"/> No	2. Type of Container <input type="checkbox"/> Metal <input checked="" 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" Unit Packaging wgt. No. per container

3. Location of Net Contents Information
 Label Container

4. Size(s) Retail Container
1 pt

5. Location of Label Directions
 On Label
 On Label Accompanying Product

6. Manner in Which Label is Affixed to Product
 Lithograph
 Paper glued
 Stenciled
 Other printed cardboard box

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Nancy Huebl	Title Senior Registration Specialist	Telephone No. (Include Area Code) 847-330-5376
---------------------	---	---

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 statements may be punishable by fine or imprisonment or both under applicable law.

2. Signature
Nancy Huebl

3. Title
Senior Registration Specialist

4. Typed Name
Nancy Huebl

5. Date
18-Mar-09

6. Date Application Received
(Stamped)

3097

Wellmark International
1501 East Woodfield Road, Suite 200 West
Schaumburg, Illinois 60173
847 330 5300
www.wellmarkinternational.com

Wellmark

March 18, 2009

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

ATTENTION: Richard Gebken, PM 13
SUBJECT: LABEL NOTIFICATION FOR SPEER YARD SPRAY II
EPA REG. NO. 2724-589
PER PRN 2008-1 ENVIRONMENTAL HAZARDS AND
2007-4 CONTAINER DISPOSAL

Dear Mr. Gebken:

Enclosed is completed EPA Form 8570-1, 1 copy of highlighted revised labeling for the above product (red is new text, blue strikethrough is deleted text), and one clean copy of the label. The changes involve: Per PRN 2008-1, revised Environmental Hazards, PRN 97-6 & 5 – Ingredient Statement, replace chemical name with common name and change Inert to Other, and PRN 2007-4 and 1 – revise Container Disposal to reflect new refillable/nonrefillable text and delete 1-800-CLEANUP. All wording is exactly as provided in PR Notices. I have enclosed a self-addressed postcard for notification confirmation.

If you have any questions please, call me directly at 847-330-5376. Thank you for your assistance in this matter.

Yours sincerely,
WELLMARK INTERNATIONAL

Nancy Huebl

Nancy Huebl
Senior Registration Specialist
nhuebl@central.com

enclosure

cc: S. Spaulding/J. McFadden/C. Elmi/H. Friedli/C. Purcell

4087

SPEER YARD SPRAY II

EMULSIFIABLE CONCENTRATE FOR USE ON RESIDENTIAL LAWNS ONLY
TO KILL FLEAS AND TICKS AND OTHER OUTDOOR INSECTS LISTED ON THIS LABEL.
ALSO KILLS DEER TICKS AND OTHER IXODID SPECIES THAT CARRY AND TRANSMIT LYME
DISEASE.

CONCENTRATE MAKES 36 GALLONS OF SPRAY

TREATS 6,000 SQUARE FEET

KILLS FLEAS IN RESIDENTIAL LAWNS

KILLS FIRE ANTS ON DIRECT CONTACT

KILLS TICKS ON CONTACT

NOTIFICATION

MAY 14 2009

ACTIVE INGREDIENT:

Esfenvalerate (CAS #66230-04-4) 0.44%

***OTHER INGREDIENTS:** 99.56%

..... 100.00%

* Contains petroleum distillate

KEEP OUT OF REACH OF CHILDREN

CAUTION

See side (back) panel for additional precautionary statements

NET CONTENTS: _____ 16 FL. OZ.

EPA Reg. No. 2724-589

EPA Est. No.

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

Harmful if absorbed through skin or inhaled. Causes moderate eye irritation. Harmful if swallowed. Contains petroleum distillate. Do not induce vomiting because of aspiration pneumonia hazard. Avoid breathing vapor or spray mist and contact with skin, eyes or clothing. In case of contact, flush with plenty of water. Obtain medical attention if irritation persists. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling. Avoid contamination of food or feed. Do not spray plants used for food or feed.

FIRST AID	
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 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 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.
IF SWALLOWED:	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give any liquid to the person. • Do not give anything by mouth to an unconscious person.

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 1-877-757-4943 for emergency medical treatment information.

NOTE TO PHYSICIAN

Contains petroleum distillate- vomiting may cause aspiration pneumonia.

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to fish and aquatic invertebrates. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters, or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems. Drift from treated areas may be hazardous to organisms in adjacent aquatic sites.

PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame.

Read enclosed directions for use of hose-end sprayer attachment before using this product.

DIRECTIONS FOR USE

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

LAWN FLEA AND TICK CONTROL:

To kill fleas and ticks harboring in residential lawns and backyards, use this concentrate in a hose-end sprayer. Attach to sprayer and spray as recommended. For best results, lawn should be mowed a day or two before spraying. Spray using a slow, even sweeping motion, being sure to cover the entire lawn surface where the pets will normally frequent. Spray under ornamentals and trees, but avoid soaking young or flowering plants. Repeat treatments may be necessary at 7 to 14 day intervals. Kills on contact the *Ixodes dammini* tick (deer tick), which transmits Lyme disease. Also kills foraging fire ants upon direct contact. A registered fire ant mound treatment should also be used in conjunction with this product. Keep pets and children out of the treated area until after the spray has dried. Do not spray animals. Dogs, cats, their kennel or bedding areas should also be treated with a registered flea and tick control product in conjunction with this application.

FOR OUTDOOR PESTS:

Mix concentrate in a compressed air sprayer or watering can at the rate of two (2) fluid ounces per one (1) gallon of water to control on contact ants, cockroaches, (including German and Asian cockroaches), crickets, palmetto bugs, sowbugs, spiders and ticks. Use at the rate of one (1) gallon (diluted spray) per 1,000 square feet to outside surfaces of buildings, porches, patios garages and other areas where these pests have been seen or are found. Do not spray in or near fish ponds or other bodies of water. Do not allow spray to contact ornamental plants or shrubs because of possible injury.

BUILDING PERIMETER TREATMENT:

To help prevent infestations of buildings by ants, centipedes, crickets, sowbugs, and spiders, treat a 12-18 inch band of soil or other substrate adjacent to buildings and the building foundation to a height of 2 to 3 feet where these pests are active and may find entrance. Use sixteen (16) fluid ounces of concentrate per gallon of water and apply as a coarse wet spray at the rate of one (1) gallon per 1,000 square feet.

STORAGE AND DISPOSAL

STORAGE: Store in a cool, dry place. Keep container closed.

PESTICIDE DISPOSAL & CONTAINER HANDLING: **Nonrefillable container.** Do not reuse or refill this container. **If empty:** Place in trash or offer for recycling if available. **If partially filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

Wellmark International
1501 East Woodfield Road 200W
Schaumburg, IL 60173
URL

7097

DIRECTIONS FOR HOSE-END SPRAYER

The enclosed hose-end sprayer cap is calibrated to deliver the correct amount of Speer Yard Spray II. Use this hose-end sprayer cap only with the accompanying bottle of lawn spray in accordance with carton label directions.

To use Hose-end sprayer cap:

1. Check that valve is in OFF position.
2. Screw garden hose into back of spray cap (Note: end with black rubber washer).
3. Remove bottle cap from Speer Yard Spray II and save for storage after use.
4. Insert small end of dip tube into lawn spray bottle.
5. Screw lawn spray bottle counterclockwise into sprayer cap until tight.
6. Turn on water at faucet.
7. TO START FLOW OF INSECTICIDE, turn valve to ON position (see 1. above).
8. Spray evenly and completely over lawn and other infested areas giving particular attention to areas frequented by pets.
9. TO STOP FLOW OF INSECTICIDE at any time, simply turn valve to OFF position.

To store remaining insecticides, turn water off at faucet and remove insecticide bottle from sprayer. Leave dip tube in bottle and replace cap. Rinse off sprayer and store in accompanying box.