

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

OFFICE OF PREVENTION. PESTICIDES AND TOXIC SUBSTANCES

JAN 30 2009

Kim Inman Regulatory Chemist ABC Compounding Co., Inc. P.O. Box 16247 Atlanta, GA 30321

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4

Dear Ms. Inman:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 2007-4 dated September 29, 2008 for:

#### EPA Registration #3862-28

### **Malathion Fogging Concentrate**

The Registration Division (RD) has conducted a review of this request for applicability under PR Notices 2007-4 and finds that the label changes requested falls within the scope of PR Notices 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 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 call me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

Linda Arrington Notifications & Minor Formulations Team Leader Registration Division (7505P) Office of Pesticide Programs

See read instructions on reverse before completing form.	Form Ac	proved. OMB No. 207	70-0060. Approval expires 2-28-5
United State  Environmental Prote Washington, DC	ction Agency	Registration Amendme Other	OPP Identifier Number
Applica	ation for Pesticide - Sec	tion I	
1. Company/Product Number 3862-28	2. EPA Product Mar Richard Gebke	•	3. Proposed Classification
4. Company/Product (Name) Malathion Fogging Concentrate	<b>PM#</b> 10		
5. Name and Address of Applicant (Include ZIP Code)	6. Expedited Rev	veiw. In accordance	e with FIFRA Section 3(c)(3)
ABC Compounding Co., Inc. PO Box 16247 Atlanta, GA 30321	(b)(i), my product to: EPA Reg. No	NOTH	FICATION
Check if this is a new address	Product Name	JAN	<b>3 0</b> 2009
	Section - II		
Amendment - Explain below.  Resubmission in response to Agency letter dated  Notification - Explain below.  Explanation: Use additional page(s) if necessary. (For se Notification of label change per PR Notice 2007-4. This notification at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, a Formula for this product. I understand that it is a violation of 18 amended label is not consistent with the requirements of 40 CF FIFRA and I may be subject to enforcement action and penaltic	Agency let "Me Too" Other - Exp  action I and Section II.) ation is consistent with the guidance in and 156.156. No other changes have U.S.C. Sec. 1001 to willfully make an FR §§ 156.10, 156.140, 156.144, 156.	Application.  PR Notice 2007-4 and been made to the label by false statement to EP 146, and 156.156, this p	the requirements of EPA's ing or the Confidential Statement of PA. I further understand that if the
Thirt and Thing so subject to ship commit decision and policina	Section - III		
1. Material This Product Will Be Packaged In:			· · · · · · · · · · · · · · · · · · ·
Child-Resistant Packaging  Yes  No  Ves  No	Water Soluble Packaging  Yes  ✓ No	✓ P	fetal fastic ilass
* Certification must Unit Packaging wgt. contain		· · · · · · · · · · · · · · · · · · ·	aper Other (Specify)
	) Retail Container	5. Location of Label C	Disastions
	5,35,20,5,1 gallon & guart	On label	5110000018
Labor Labor Labor	thograph Othe	r	
St	Section - IV		
1. Contact Point (Complete items directly below for identific		if necessary to omce	es this application I
Name	Title	I	ephone No. (include Area Code)
Kim Inman	Regulatory Chemist	Ì	0-968-9222
Certify that the statements I have made on this form I acknowledge that any knowlingly false or misleading both under applicable law.			
2. Signature	3. Title		
Kim Inman	Regulatory Chemist		
4. Typed Name	5. Date		

Kim Inman

9-29-08



Manufactured by

ABC Compounding Co., Inc. P.O. Box 16247 Atlanta, GA 30321-0247 Toll Free 800-795-9222

EPA REG NO. 3862-28 EPA EST NO. 3862-GA-1

ACTIVE INGREDIENT:	
* MALATHION	2.5%
" INERT INGREDIENTS	97.5%
TOTAL	. 100.00%

O CODIMETRY L PHOSPHORODITHICATE OF DIETHYL MERCAPTOSUCCINATE
"CONTAINS PETROLEUM DISTILLATES



Insecticida en niebla concentrado

Si ested no entiende la efiqueta, bessure a afuntan para que se la explique a ested en datalla. (if you do not understand this tabet, find someone to expisite it to you in detail.)

#### KEEP GUT OF BEACH OF CHILDREN CAUTION

See back namel for additional precaptionary statements.

Not Contacts:

Batch Ha :

# NOTIFICATION JAN 3 0 2009

#### DIRECTIONS FOR USE

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

Outdoor for temporary relief from the annoyance of mosquitoes, flies and certain other small flying insects. Spray or log at the rate of 48 gallons per hour at a maximum vehicle speed of 5 M.P.H.; for hand equipment, apply by walking at a moderate pace. Wind should not be greater than 5 M.P.H. For optimum results apply early in the morning when conditions are lavorable and when temperatures are expected to go above 65°F.

Apply .5 to 2.5 gallons of Malathion Fogging Concentrate per acre

#### STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal. Open dumping is prohibited.

STORAGE: If container is damaged, stop any leaks by repositioning the container or by patching or otherwise repairing the leaks. Take care to avoid contact with pesticide and wear protective gear. On cleanup of spilled liquids, wear protective equipment as required to prevent contact with the product or its vapors. Cover the spilled areas with generous amounts of absorbent material, such as clay, diatomaceous earth, sand or sawdust. Sweep the contaminated absorbent on to a shovel and out the sweepings into a salvage drum. Dispose of the wastes as below. Place any leaking container into a similar drum or glass container. Do not store, use, pour or spill near heat or open flame.
PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance. CONTAINER DISPOSAL: Nonrefillable container, Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Then offer for recycling if available or reconditioning if appropriate or puncture and dispose of in a sanitary landfill, or by other

procedures approved by state and local authorities.

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

HARMFUL IF INHALED, SWALLOWED OR ABSORBED THROUGH THE SKIN. Avoid breathing spray mist. Avoid contact with skin, eyes, and clothing. Store away from children and domestic animals. Avoid contact

	FIRST AID:
ii swallowed	Call a Poison Control Center or doctor immediately for treatment advice.     Up not give any liquid to the person.     Do not induce vomiting unless told to go so by the poison control center or doctor.     Up not op
if on skin or clothing	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 syes	Hold eye open and sinse slowly and gently with water for 15-20 minutes.     Remove contact lences, if present, after the first 5 minutes then conflinue rinsing eye.     Call a poison control certiller or doctor for treatment advice.
If inhaled	<ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible</li> <li>Call a poison control center or doctor for further treatment advice.</li> </ul>

center or doctor, or going for treatment.

NOTE TO PHYSICIAN- Contains petroleum distillate - vormiting may cause aspiration pneumonia. Contains organophosphate that inhibits cholinesterase. ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish, aquatic

invertebrates, and aquatic life stages of amphibians. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark, Drift and runoff may be hazardous to aquatic organisms in areas near the application site. Do not contaminate

aquatic organisms in areas near the application one, or no communication water when disposing of equipment wash waters.

This product is highly toxic to bess exposed to direct treatment on 50 blooming crops or weeds. Do not apply this product or allow it to driet to 50 blooming crops or weeds. Do not apply this product or allow it to driet to 50 blooming crops or weeds. The serve wishing the treatment area. blooming crops or weeds if bees are visiting the treatment area.

PHYSICAL HAZARDS

DO NOT USE, POUR, SPILL OR STORE NEAR HEAT OR OPEN FLAME.

