

7401-10

05/15/2009

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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Leslie Oliver  
Agent for Voluntary Purchasing  
Groups, Inc.  
MANDAVA Associates, LLC  
6860 N. Dallas Parkway, Suite 200  
Plano, TX 75034

MAY 15 2009

Subject: Notification(s) for Label Revisions under PRN 2008-1 and 2007-4

Dear Ms. Oliver:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 2008-1 and 2007-4 dated March 4, 2009 for:

**EPA Registration 7401-453**  
**EPA Registration 7401-10**

**Hi-Yield Kill-A-Bug III Granules**  
**ferti-lome Malathion Garden Spray**

The Registration Division (RD) has conducted a review of the request(s) for applicability under PRN 2008-1 and 2007-4 and finds that the label changes requested fall within the scope of PRN 2008-1 and 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 identify 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 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

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060



	United States <b>Environmental Protection Agency</b> Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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**Application for Pesticide - Section I**

1. Company/Product Number 7401-10	2. EPA Product Manager Richard Gebkin	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ferti-lome Malathion Garden Spray	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Voluntary Purchasing Groups, Inc. 230 N. FM 87 Bonham, Texas 75418 <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: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name <u>MAY 15 2009</u>	

**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 of removal of pest "Flea Control In Lawns" relative to PR Notice 1998-10 and Notification of label change relative to PR Notices 2008-1 and 2007-4. This Notification is consistent with the guidance in PR Notices 1998-10, 2008-1 and 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 if 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 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		<input checked="" type="checkbox"/> Metal <input 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" Package wgt	No. per container
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 8 oz., pint, quart, gallon		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Madhu Mandava	Title Agent for Voluntary Purchasing Groups, Inc.	Telephone No. (Include Area Code) 972-265-7924
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, where applicable law.		6. Date Application Received (Stamped)
2. Signature <i>M. Mandava</i>	3. Title Agent for Voluntary Purchasing Groups, Inc.	
4. Typed Name Madhu Mandava	5. Date May 5, 2009	



Hi-Yield Kill-A-Bug II  
EPA Registration No. 7401-457

Attachment for Section II of form 8570-1

"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 if 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."

"Notification of label change relative to PR Notice 2008-1. This notification is consistent with the guidance in PR Notice 2008-1 and the requirements of EPA's regulations at 40 CFR 156.10, 40 CFR 156.80 and 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 guidance of PR Notice 2008-1 and the requirements of 40 CFR 156.10, 40 CFR 156.80 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."

*Yveslie Oliver*

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Signature

Agent for Voluntary Purchasing Groups, Inc.  
Title

April 23, 2009  
Date



**[BACK /SIDE LABEL PANEL]**

<b>FIRST AID ORGANOPHOSPHATE PESTICIDE</b>	
If swallowed	<ul style="list-style-type: none"> <li>- Immediately call a poison control center or doctor.</li> <li>- Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>- Do not give <b>any</b> liquid to the person.</li> <li>- Do not give anything by mouth to an unconscious person.</li> </ul>
If on skin or clothing	<ul style="list-style-type: none"> <li>- Take off contaminated clothing.</li> <li>- Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>- Call a poison control center or doctor for treatment advice.</li> </ul>
If in eyes	<ul style="list-style-type: none"> <li>- Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>- Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>- Call a poison control center or doctor for treatment advice.</li> </ul>
If inhaled	<ul style="list-style-type: none"> <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>
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-222-1222 or 1-800-900-4044 for emergency medical treatment information.</p>	
<p><b>NOTE TO PHYSICIAN:</b> Contains petroleum distillate - vomiting may cause aspiration pneumonia. This product is an organophosphate insecticide. If symptoms of cholinesterase inhibition are present, atropine sulfate by injection is antidotal. 2-PAM is also antidotal and may be administered, but only in conjunction with atropine.</p>	

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

May be harmful if swallowed, inhaled or absorbed through the skin. Do not take internally. Do not breath fumes or spray mist. Avoid contact with skin, eyes and clothing. Wash thoroughly after handling. Avoid contamination of feed and foodstuffs.

[BACK /SIDE LABEL PANEL CONT'D]

**ENVIRONMENTAL HAZARDS**

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.

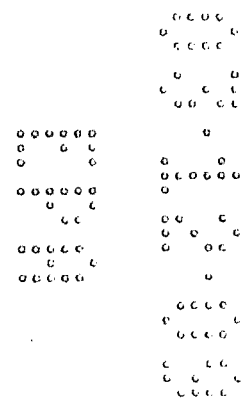
**GENERAL INFORMATION:** ferti-lome® Malathion Garden Spray provides an excellent means to control aphids, thrips, spider mites, lace bugs, Japanese beetle adult, tent caterpillar, and soft scale. Use on fruits, vegetables, and ornamentals as listed on the label.

**DIRECTIONS FOR USE:** It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Mix ferti-lome® Malathion Garden Spray with water in accordance to directions given below and spray thoroughly covering all plant parts.

**INSECT CONTROL ON FRUITS:** For control of codling moth, plum curculio, apply at petal fall and every 10 to 14 days thereafter until control is achieved. Controls green apple aphid, redbanded leafroller, mealybug, European red mites, cover mite. Williamette mite and two-spotted mite on apples, for Oriental moth, plum curculio on peaches, for codling moth, plum curculio and redbanded leafroller on pears; and for certain other fruit insects, use 2 tablespoons per gallon of water. Full coverage spray application should be made. Make no application to apples or pears within 3 days of harvest, or to peaches within 7 days of harvest. This spray application may cause injury to McIntosh and Cortland apples within 4 weeks of harvest, or to Northeast or Bosc pears under certain conditions.

**INSECT CONTROL OF VEGETABLES:** To control spider mites and aphids on tomatoes, cabbage, and potatoes use 1 1/2 teaspoons per gallon of water. Spray over all to get complete coverage. Do not apply within 7 days of harvest.



[BACK /SIDE LABEL PANEL CONT'D.]

**INSECT CONTROL ON ORNAMENTALS:** To control lace bug, euonymous scale, aphids, mealybugs, spider mites, whiteflies, fourlined leaf bug, japanese beetle adult, potato leafhopper, tarnished plant bug, thrips, rose leafhopper, and scurfy scale, mix 1 1/2 teaspoons per gallon of water and spray thoroughly. Do not use on certain species of crassula, and sensitive ferns such as maidenhair, Boston and Pteria. On ornamentals to control Birch leafminer, Boxwood leafminer, bagworms, tent caterpillar, Azalea scale, pine leaf scale, and soft scale, mix 2 teaspoons per gallon of water and spray thoroughly.

**STORAGE AND DISPOSAL**

**PESTICIDE STORAGE:** Store in original container. Keep in an area inaccessible to children and pets.

**PESTICIDE DISPOSAL:** If empty: Non-refillable container. 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.

NOTE: Buyer assumes all risks of use, storage or handling of this product not in strict accordance with directions given herewith. Voluntary Purchasing Groups, Inc. warrants this product to conform to the chemical description on the label and for the purposes stated on the label. The limit of any liability incurred shall be the purchase price paid by the user or buyer.

Released For Shipment By:

VOLUNTARY PURCHASING GROUPS, INC.

P . O . B o x 4 6 0

BONHAM, TEXAS 75418

EPA Reg. No. 7401-10

EPA Est. No. 7401-TX-1

www.fertilome.com

