

9444-135

9-5-2003

114

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0080, Approval expires 2-28-95



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 9444-135 | 2. EPA Product Manager Linda Arrington | 3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name) Drax Ant Kil Gel -PF | PM# 10 | |
| 5. Name and Address of Applicant (Include ZIP Code) WATERBURY COMPANIES, INC. P.O. BOX 640/129 CALHOUN STREET INDEPENDENCE, LA 70443 <input type="checkbox"/> Check if this is a new address | 6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(ii), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____ | |

Section - II

| | | |
|--|--|------------------------------------|
| <input type="checkbox"/> Amendment - Explain below. | <input type="checkbox"/> Final printed labels in response to Agency letter dated _____ | NOTIFICATION SEP 05 2003 |
| <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.)
See attached cover letter for complete details.

Section - III

1. Material This Product Will Be Packaged In:

| | | | |
|--|---|--|--|
| 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 | 2. Type of Container <input 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
 Label Container

4. Size(s) Retail Container

5. Location of Label Directions

6. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other _____

Section - IV

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

| | | |
|---------------------------|----------------------------------|--|
| Name Cynthia L. Rohner | Title Registration Specialist | Telephone No. (Include Area Code) 985-878-6751 Ext. 210 |
|---------------------------|----------------------------------|--|

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.

2. Signature
Cynthia L. Rohner

3. Title
Registration Specialist

4. Typed Name
Cynthia L. Rohner

5. Date
8/21/03

6. Date Application Received (Stamped)

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[indicates optional text]

DRAX® ANT KIL -PF

For the control of Protein and Grease Feeding Ants

- Kills [Common] [Indoor/Outdoor] [Indoor and Outdoor] [Indoor] [Outdoor] [Ants, Including:] [Grease Feeding] [Protein Feeding] Pharaoh, Argentine, Ghost, Little Black, Odorous House, and Pavement ants.
- Kills grease [eating] [feeding] ants.
- [For] Use [both] Indoors and Outdoors
- For [Indoor] [Outdoor] Use
- Indoor/Outdoor
- Kills Ant before they enter your [home] [house]
- Kills Ants Indoors and Outdoors
- Kills Ants [Indoors] [Outdoors]
- Easy to use [Gel]
- Convenient, one-step process
- No mixing [Required]
- Ready-to-use [Gel]
- [Product Name] is effective because ants carry the bait back to destroy queen and entire colony
- Kills common [house] [household] ants
- Kills Ants Outdoors [adjacent to the home] Before [They Come Indoors] [so they don't invade your home]
- Ants Carry Bait Back to the Colony to Kill the Queen and Other Ants Before They [Invade] [Come Inside] Your Home
- Ants Carry Bait Back to the Colony to Kill the Queen [and Other Ants]
- Odorless
- Nothing to Activate

NOTIFICATION

SEP 05 2003

FOR USE IN Homes, Zoos, Nursing Homes, Ships, Hospitals, Kennels, Grocery Stores, Railcars, Restaurants, Mobile Homes, Hotels, Motels, Schools, Offices, Detention Facilities, Apartments and Commercial Structures

ACTIVE INGREDIENT:

| | |
|-------------------------------|---------------|
| Orthoboric Acid..... | 5.0% |
| INERT INGREDIENTS..... | 95.0% |
| | 100.0% |

STORE IN A COOL PLACE

KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS

EPA Reg. No. 9444-135

EPA Est. No. 9444-LA-1

NET WEIGHT 4 oz / 113 g

3/4

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

Harmful if swallowed. Causes eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling.

FIRST AID

If Swallowed: Call a physician or Poison Control Center. Drink 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. If person is unconscious, do not give anything by mouth and do not induce vomiting. **If in Eyes:** Flush eyes with plenty of water. Call a physician if irritation persists.

DIRECTIONS FOR USE

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

Use Restrictions: Do not use in edible product areas of food handling establishments, restaurants, or other areas while food is exposed. Avoid contamination of feed and foodstuffs. Apply only in areas inaccessible to children and pets.

Indoors: Apply DRAX® Ant Kil –PF indoors in areas where ants are seen. Areas include behind the refrigerator, stove, around water pipes, in cracks and crevices around windowframes, baseboards and shelves. Reapply as needed.

Outdoors: Where ants are seen entering the building, place small pea-sized baits along walkways, directly on ant nests and in cracks and crevices around window- and doorframes. Reapply as needed. DRAX® Ant Kil –PF can also be dispensed with a syringe-type pistol.

DRAX® Ant Kil –PF is a long-lasting paste designed to be used for the control of protein and grease feeding ants.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

STORAGE: Store in original container away from food and feedstuffs. Keep product in a locked storage area.

DISPOSAL: 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 or 1800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

Authorized for use under USDA Inspection & Grading Programs.

Manufactured by
**WATERBURY
COMPANIES, INC.**

P. O. Box 1812
Waterbury, CT 06722
985-878-6751 [For Reviewer: Optional text]
Made in USA

www.CBProProducts.com [For Reviewer: Optional text]



129 Calhoun Street - P.O. Box 640
Independence, Louisiana 70443
Tel: 985.878.6751
Fax: 985.878.2178

August 21, 2003

Ms. Linda Arrington/Product Manager #10
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U.S. Environmental Protection Agency
Room 266 A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202-4501

**RE: Notification Request for Additional Marketing Claims
Drax Ant Kil -PF, EPA Reg. No. 9444-135**

Dear Ms. Arrington:

Enclosed is the Application for Notification Request for Additional Marketing Claims per PR Notice 98-10. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46. 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.

Per your recommendations during our phone conversations on 8/20/03, we are adding the marketing claims you stated are acceptable via notification. We are also revising the Disposal statement per PR Notice 2001-6.

Attached are EPA Form 8570-1 and a copy of the label with the revisions highlighted in yellow. Also enclosed is a self-addressed, stamped postcard so that we may obtain notice when the Agency has processed this notification.

Thank you for your help. Your assistance in this matter is greatly appreciated. Please contact me at (985) 878-6751 Ext. 210 or crohner@watco.com if additional information is needed to expedite this notification request.

Sincerely,

Cynthia L. Rohner
Registration Specialist
Phone: (985) 878-6751 Ext. 210
E-mail: crohner@watco.com

