

9608-2

06/22/2004

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Please read instructions on reverse before completing form. expires 05-31-98

Form Approved, OMB No. 2070-0060, Approval

EPA United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other: Notification	OPP Identifier Number 265394
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Application for Pesticide - Section I

1. Company/Product Number 9608-2	2. EPA Product Manager Marion Johnson	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Roach Prufe	PM# Team 10	
5. Name and Address of Applicant (Include ZIP Code) Copper Brite, Inc. P.O. Box 50610 Santa Barbara, CA 93150 <u>PLEASE DIRECT ALL CORRESPONDENCE TO</u> <u>"CONTACT POINT" LISTED BELOW</u> <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 _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____	NOTIFICATION JUN 22 2004
<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 TO ADD PERSONAL PROTECTIVE EQUIPMENT LANGUAGE REQUIRED BY THE CALIFORNIA DEPARTMENT OF PESTICIDE REGULATION FOR ALL BORIC ACID-CONTAINING PRODUCTS AND MAKE MINOR LABEL REVISIONS

Notification to ADD PERSONAL PROTECTIVE EQUIPMENT LANGUAGE REQUIRED BY THE STATE OF CALIFORNIA AND MAKE MINOR LABEL REVISIONS in Accordance With PR Notice 98-10

This notification 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 95-2 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be the subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Signature: Ana Rodriguez-Koster Date: 5/26/04

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
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		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
*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 type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product		<input 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: Ana Rodriguez-Koster, Lewis and Harrison, LLC 122 C St, NW Suite 740 Washington, DC 20001	Title: Agent for Copper Brite, Inc.	Telephone No. (Include Area Code): (202) 393-3903 x. 17
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.		6. Date Application Received (Stamped)
2. Signature <u>Ana Rodriguez-Koster</u>	3. Title: Agent for Copper Brite, Inc.	
4. Typed Name Ana Rodriguez-Koster, Lewis & Harrison LLC	5. Date 5/26/2004	

LEWIS & HARRISON

Consultants in Government Affairs

122 C Street, N.W., Suite 740
Washington, D.C. 20001

telephone 202.393.3903
fax 202.393.3906

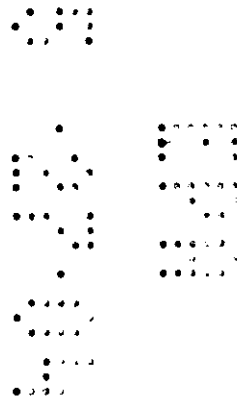
HAND DELIVERED

May 26, 2004

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U.S. Environmental Protection Agency
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202

**ATTENTION: Marion Johnson
Product Manager, Team 10**

**SUBJECT: Copper Brite, Inc.
Roach Prufe (EPA Reg. No. 9608-2)
Notification per PR Notice 98-10**



Dear Mr. Johnson:

As Agents for Copper Brite, Inc. ("Copper Brite"), we are submitting a "Notification" to add personal protective equipment language required by California's Department of Pesticide Regulation (CDPR) for all boric acid-containing products to the **Roach Prufe** label.

The proposed language will read:

"Protective Equipment for New Construction: Wear normal work clothing (e.g., long-sleeve shirt, long pants, shoes plus socks) and a NIOSH/MSHA approved dust mask respirator."

Please note that this language was added to the product label via Notification on December 6, 2002. However, it was inadvertently dropped from the last label that we submitted to the Agency via Notification on November 17, 2003.

We are also taking the opportunity to include the signal word "Caution" to the Precautionary Statements section in accordance with 40 CFR 156.64.

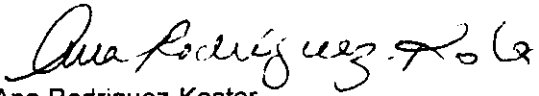
Enclosed please find the following documents in support of this Notification:

1. Application for Pesticide Notification (OPP ID No. 265394), which includes a signed statement certifying compliance with PR Notice 98-10;
2. One copy of the proposed labeling with the changes highlighted; and,
3. Two clean copies of the proposed labeling.

Insofar as Lewis & Harrison serves as the "Company Contact" and "Company Agent" for Copper Brite, Inc., please relay all correspondence regarding this notification submission directly to us. If you have any questions, please call me at (202) 393-3903 x. 17 or e-mail me at alkoster@lewisharrison.com.

I thank you in advance for your cooperation with this submission.

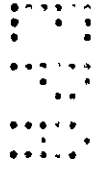
Sincerely,



Ana Rodriguez-Koster
Agent for Copper Brite, Inc.

Enclosures

cc: Terry Brite, Copper Brite, Inc.



GRANTED 3 U.S. PATENTS

United States Pat. No.'s 4,299,258 ♦ 4,438,090 ♦ 4,461,758

FOR USE IN:

Homes
Apartments
Hospitals
Hotels
Schools
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Restaurants
Markets
Yachts
Mobile Homes
Buses
Kennels
Zoos
Food Processing
Plants
New Building
Construction
Sewers

**roach
prufe**®

ODORLESS NON-STAINING POWDER

www.copperbrite.com

CAUTION: KEEP OUT OF REACH OF CHILDREN
(SEE DIRECTIONS AND CAUTIONS ON BACK PANEL)



Active Ingredient:
Ortho Boric Acid
(H₃BO₃) 98.00%
Other Ingredients: 2.00%

E.P.A. REG. NO. 9808-2
EPA. EST. NO. 068786-OH-001

NET WT. 1 lb.

Note: Powder settles
during shipping



NOTIFICATION

JUN 22 2004

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

To control roaches (water bugs, palmetto bugs), ants and silverfish: Shake well before opening. Apply with teaspoon, liberally scattering under and behind refrigerator, stove, sink, dishwasher, washing machine and dryer, tubs, into openings around drains, water pipes and electrical conduits, and in cracks and crevices along baseboards and corners of cabinets, cupboards, and closets. Remove all lower drawers in kitchen and bathroom cabinets, bedroom dressers and chests of drawers, then scatter liberally in drawer wells. Reapply as necessary. Any powder visible after application must be brushed into cracks and crevices or removed. Apply only in areas inaccessible to children and pets. Avoid contamination of feed and foodstuffs.

Directions for applying in new construction: When treating large areas, such as wall voids, soffit and subcabinet voids in new and existing construction, dust liberally using dusting application equipment. A bulbous battery filler (available at auto supply stores) works well as the powder can be sucked up and blown into the voids.

Crack and crevice treatment: Food and feed handling establishment – Places other than private residences in which food or feed is held, processed, prepared or served. **Food area application limited to crack and crevice treatment only.** Includes areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing, edible waste storage and enclosed processing systems. Serving areas (when food is exposed and facility is in operation) also would be considered a food area. Apply in small amounts directly into cracks and crevices using a bulbous duster or other suitable equipment capable of applying insecticide directly into cracks and crevices, in points between different elements of construction, between equipment and floors, openings leading to voids and hollow spaces in walls, equipment legs and bases, conduits, motor housing and electrical switch boxes where roaches hide. Care should be taken to avoid depositing the product onto exposed surfaces or introducing the material into the air. Avoid contamination of feed or food processing surfaces.

Application of this product in the food areas of food handling establishments, other than as a crack and crevice treatment, are not permitted.

Serving Areas – Facilities where prepared foods are served, such as dining rooms, but excluding areas where food may be prepared or held. Apply as a spot treatment to selective surfaces such as baseboards, under elements of constructions into cracks and crevices. Avoid treating surfaces likely to be contacted by food. (Do not apply when facility is in operation or foods are exposed.)

Non-food areas – Include garbage rooms, lavatories, floor drains (to sewer entries and vestibules), offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning or bottling.) Apply to baseboard areas, around water pipes, surfaces behind and beneath sinks, lockers, tables, pallets and similar areas where insects hide or through which they may enter.

Precautionary Statement:

Hazards to humans and domestic animals.

Caution. Harmful if swallowed or inhaled. Causes moderate eye irritation. Avoid contact with eyes or clothing. Avoid breathing dust. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

First Aid Statement:

- If Swallowed:** • Call a poison control center or doctor immediately for treatment advice.
- Have person sip a glass of water if able to swallow.
- Do not induce vomiting unless told to do so by a poison control center or doctor.
- Do not give anything by mouth to an unconscious person.

If Inhaled: • Move person to fresh air.

- If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferable mouth-to-mouth if possible.

• Call a poison control center or doctor for further treatment advice.

If In Eyes: • 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.

Have the product container or label with you when calling a Poison Control Center or doctor or going for treatment. In case of emergency, for additional information call (1-866-267-2837).

Protective Equipment for New Construction: • Wear normal work clothing (e.g., long sleeve shirt, long pants, shoes plus socks) and a NIOSH/MSHA approved dust mask respirator.

Storage and Disposal: Do not contaminate water, food or feed by storage and disposal. **Storage:** Store in a dry place. Do not store where children or animals may gain access. **Disposal:** If empty: Do not reuse container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

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For University studies visit our website: www.copperbrite.com or studies can be mailed upon request.

Made in U.S.A. ♦ United States Pat. No. 4,299,258, 4,438,090, 4,461,758 ♦ Aust. Pat. No. 522971 ♦ Japan Pat. No. 1,412,411