

9688-111

19-06-2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

OCT - 6 2009

Mr. Eric D. Smith
Chemsico, Div. of United Industries Corp.
P.O. Box 142642
St. Louis, MO 63114

Dear Mr. Smith:

Subject: Application for Pesticide Notification (PRN 98-10)
Comply with Agency pyrethroid labeling letter dated June 4, 2009,
Revise per Pesticide Registration Notice 2007-4 (Container Disposal),
Revise per Pesticide Registration Notice 2008-1 (Environmental Hazards),
and Update Warranty Statement
Chemsico Aerosol Insecticide
EPA Reg. No. 9688-111
Your submission dated September 9, 2009

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated September 9, 2009 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds the action requested falls within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

Sincerely,

Dana R. Pilitt

for Richard Gebken
Product Manager 10
Insecticide Branch
Registration Division (7505P)



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 9688-111	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Chemsico Aerosol Insecticide	PM# 1013	
5. Name and Address of Applicant (Include ZIP Code) Chemsico, Div. of United Industries Corp. P.O. Box 142642 St. Louis, MO 63114-0642 <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 _____
<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.)
 Application for Amendment by Notification under PR Notice 98-10 and Environmental hazard and General labeling for Pyrethroid Non-Agricultural Outdoor Products per the June 4, 2009 Letter from EPA. See cover letter for details and certification statements.

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	
* Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	<input type="checkbox"/> Plastic	
				<input type="checkbox"/> Glass	
				<input type="checkbox"/> Paper	
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container Net Wt. 10 oz.		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued 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 William H. Metzger	Title Division Vice President	Telephone No. (include Area Code) 314-683-2750
<p align="center">Certification</p> 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 	3. Title Division Vice President - Regulatory Affairs	
4. Typed Name William H. Metzger	5. Date September 9, 2009	

Chemsico

Division of United Industries
P.O. Box 142642
St. Louis, MO 63114-0642

September 9, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs
United States Environmental Protection Agency
Room S4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

Attention: Mr. Richard Gebken
Product Manager Team 10

Subject: **NOTIFICATION: Label Notification per PRN 2008-1, PRN 98-10 & EPA's June 4, 2009 General Labeling for Pyrethroid Notification letter**

**Chemsico Aerosol Insecticide
EPA Reg. No. 9688-111**

Please find the enclosed application for notification of the following registration amendments:

A. Environmental Hazard and General Labeling for Pyrethroid Non-Agricultural Outdoor Products per the June 4, 2009 Letter from EPA:

We have adopted the appropriate label statements to be included in the "Directions for Use" section of the label.

This notification is consistent with the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156. 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 the amended label is not consistent with the requirements of 40 CFR part 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.

B. Pesticide Registration (PR) Notice 98-10:

We have updated the label warranty statement in accordance to the EPA's October 17, 2006 Guidance on Warranty Statements. Additionally, we have deleted several public health pests and, if necessary, the use sites that went with those pests.

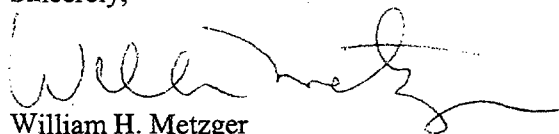
This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 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.

In the essence of record-keeping, the following documents are enclosed in support of this submission:

1. Application for Pesticide (EPA Form 8570-1)
2. One copy of the proposed label *with changes highlighted*
3. A copy of the currently approved label showing the public health pests and uses that were deleted via highlighting and strikethrough.
4. One clean copy of the proposed label

Please call me at 1-314-683-2750 or via email at: bill.metzger@spectrumbrands.com if you have questions or need further information. Thank you very much for your attention to our application.

Sincerely,



William H. Metzger
Division Vice President – Regulatory and Government Affairs

Chemsico Aerosol Insecticide

[For Household Use • Controls residential and garden insects • Keeps killing for 8 weeks! (Option: 2 months) • 8 week control (Option: 2 months) • Seeks out bugs where they hide • Kills On contact • Kills fast plus kills bugs landing on treated surfaces up to 4 weeks • For use on bedding, furniture and other inanimate objects infested with lice • For Use on premises to control fleas and ticks • Water-based formula • Low odor • Non-staining • Kills Flying and Crawling Insects • *Guaranteed Results or Your Money Back]

NOTIFICATION

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Active Ingredients:	
Pyrethrins	0.10%
Piperonyl Butoxide, Technical.....	0.50%
Permethrin.....	0.20%
Other Ingredients.....	99.20%

KEEP OUT OF REACH OF CHILDREN
CAUTION See back for additional precautions.

Net Wt 10 oz (283 g)

OPTIONAL MARKETING LANGUAGE

[A Broad Spectrum Insecticide Highly Effective Against Ants (Including Carpenter Ants), Beetles (Including Carpet, Flour, Grain, and Ground Beetles), Centipedes, Clover Mites, Cockroaches, Crickets (Including Mole Crickets), Earwigs, Firebrats, Fleas, Millipedes, Moths, Pillbugs, Silverfish, Sowbugs, Spiders, Ticks, and Other Pests Listed On the Label.]

Optional Product Fact box

Product Facts
<p>What It Does: Kills Flying and Crawling Insects Including: Ants, Carpenter Ants, Beetles, Roaches, Crickets, Earwigs, Fleas, Spiders, Ticks, and other Pests Listed</p> <p>Where to Use: (icon outdoors) (icon indoors) Indoors and Outdoors, including your garden</p> <p>Questions & Comments: (icon phone) (icon computer) 1-800-332-5553 or Visit our Website at www.zzzz.com</p>

STOP. READ ENTIRE LABEL BEFORE USE.

DIRECTIONS FOR USE

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

Do not water the treated area to the point of run-off.

Do not make applications during rain.

All outdoor applications must be limited to spot or crack-and-crevice treatments only, except for the following permitted uses:

- (1) Treatment to vegetation around structures;
- (2) Applications to lawns, turf, and other vegetation

All outdoor applications to impervious surfaces such as sidewalks, driveways, patios, porches and structural surfaces (such as windows, doors, and eaves) are limited to spot and crack-and-crevice applications only. Application is prohibited directly into sewers or drains, or to any area like a gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur. Do not allow the product to enter any drain during or after application.

In the home, all food processing surfaces and utensils should be covered during

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removed. Remove pets and birds and cover fish aquariums before spraying. Vacate room after treatment and ventilate before reoccupying. Do not allow children or pets to contact treated areas until surfaces are dry.

SHAKE WELL BEFORE USING

Hold can upright and spray from a distance of 12 to 15 inches.

INDOORS

FLYING INSECTS: Houseflies, Fruit Flies, Mosquitoes, Gnats, Skipper Flies and Small Flying Moths: Spray window sills, window and door frames and other indoor surfaces where these insects may land. Close all doors and windows and spray upward into center of room with a slow sweeping motion. Spray 5 - 10 seconds for average room, moving toward the door. Direct spray to all parts of the room, especially windows and other light sources which attract these insects. Keep nozzle in constant motion. Leave room and keep area closed for 15 minutes after spraying. Ventilate room thoroughly before re-entry. Sweep up and discard fallen insects.

CRAWLING INSECTS: Cockroaches, Waterbugs, Palmetto Bugs, Silverfish, Firebrats, Crickets, Spiders, Millipedes, Centipedes, Sowbugs and Pillbugs: Spray into hiding places such as cracks and crevices, behind sinks, cabinets, along baseboards and floors, around drains and plumbing, hitting insects with spray whenever possible.

Ants: Spray trails, nests and points of entry. Spray on ants where possible.

Carpet Beetles: Spray directly on beetles, floors, baseboards, shelves and carpet.

To Control Clothes Moths and Carpet Beetles on wool and other proteinaceous fibers: Remove infested articles from storage, brush thoroughly, and air for several hours in sunlight, if possible. Apply spray liberally to empty chests, closets, bureaus and other storage areas directing the spray into cracks, joints and crevices. After airing, infested articles may be treated by spraying lightly, keeping nozzle at least three feet from fabric to avoid staining.

Fleas & Ticks (Adults and Larvae): Remove and thoroughly clean or destroy pet bedding. Spray pet sleeping quarters, bed, entire floor and floor covering, paying special attention to cracks and crevices around baseboards, and window and door frames. Infested upholstered furniture and mattresses may also be treated with this product. A test application should be made to upholstery or drapery fabrics in an inconspicuous place before use.

OUTDOORS

Point nozzle away from face. Hold can at slight downward angle. For best results, spray when air is calm. Allow a few minutes for product to take effect. Spray with wind if breeze is blowing.

FLYING INSECTS: Flies, Mosquitoes, Gnats and Small Flying Moths. Allow fog to drift over area. Direct spray toward bushes or grass from at least 4 to 6 feet away. Give special attention to breeding areas such as garbage cans and compost piles.

CRAWLING INSECTS: Ants, Cockroaches, Crickets, Mole Crickets, Centipedes, and Silverfish. Spray infested surface of patio or picnic area, hitting as many insects as possible. Also spray legs of tables and chairs to repel ants. Spray ant hills for best control.

FOR THE CONTROL OF GARDEN INSECTS: For use on roses, dahlias, asters and other ornamentals to kill Japanese Beetles hit by spray, as well as Whiteflies, Aphids, exposed Thrips, Spiders, Red Mites and Leafminers.

May be used on plants, as well as a multi-purpose spray in small gardens and for spot treatments of the first signs of insect infestations to prevent spreading in large garden areas.

May also be used on other plants such as African violets, asters, azaleas, begonias, camellias, carnations, chrysanthemums, dahlias, delphiniums, dogwood, English ivy, euonymus, fuschia, geraniums, crassula, grape vine, Kentia palm, laurel, marigolds, rhododendrons, roses, rubber plants, snapdragons, stocks, Wandering Jews and zinnias.

Effective when used as directed against Whiteflies, Aphids, Spider and Red Mites, exposed Thrips, Lace Bugs, Japanese Beetles, Pavement Ants, Clover Mites and Armyworms. When spraying plants, do not spray closer than 18 inches. Use sweeping motion. Spray in one second bursts. Be cautious about wetting tender foliage, young plants and new growth. Do not spray plants when temperatures exceed 90° F. Contact insects directly whenever possible. Repeat treatment as infestations occur.

STORAGE AND DISPOSAL

Storage: Store in a cool, dry area. Do not transport or store below 32°F. **Disposal:** Do Not Puncture or Incinerate! **If empty:** Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency for disposal instructions.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Harmful if inhaled. Avoid breathing vapor or spray mist. Remove contaminated clothing and wash before reuse. Avoid contamination of feed and foodstuffs.

FIRST AID

If Inhaled: Move person to fresh air. If person is not breathing, call 911 or ambulance,

then give artificial respiration, preferably mouth-to-mouth if possible. Call a Poison Control Center or doctor for further treatment advice.

Have the product container or label with you when calling a Poison Control Center or doctor, or going for treatment.

Environmental Hazards

This product is toxic to fish. Do not apply directly to water.

Physical or Chemical Hazards

Contents under pressure. Do not use or store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130° F may cause bursting. Do not use this product in or on electrical equipment due to the possibility of shock hazard.

[*If you are not satisfied with this product for any reason send your written request for a refund to the address below, together with the original dated store receipt showing the price you paid. Please allow 6-8 weeks for processing]

[Contains NO CFC's or other ozone depleting substances. Federal regulations prohibit CFC propellants in aerosols.]

Notice: To the extent consistent with applicable law, buyer assumes all responsibility for safety and use not in accordance with directions.

[Questions or comments? Call 1-800-332-5553.]

Made for Chemsico
Division of United Industries Corporation
P.O. Box 142642
St. Louis, MO 63114-0642

EPA Reg. No. 9688-111
EPA Est. No. 9688-MO-1

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