

9688-127

09-28-2009

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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

SEP 28 2009

Mr. William H. Metzger  
Product Registration  
Chemisco Div. of United Industries  
P.O. Box 142542  
St. Louis, MO 63114-0642

SUBJECT: Application for Pesticide Notification (PRN 98-10)  
Request Warranty Statement, S&D Statement Compliance and Delete Pest  
EPA Reg. No9688-127  
Application Dated September 3, 2009

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 09/03/09 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

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



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 9688-127	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Chemsico Total Release Fogger K	PM# 10	
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.

**NOTIFICATION**

SEP 28 2009

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Application for Amendment by Notification

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.

**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 Net Wt. 4 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 <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 William H. Metzger		Title Division Vice President		Telephone No. (Include Area Code) 314-683-2750	
<p align="center"><b>Certification</b></p> <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.</p>					<p>6. Date Application Received <b>(Stamped)</b></p> <p align="center">SEP 28 2009</p>
2. Signature 		3. Title Division Vice President - Regulatory Affairs			
4. Typed Name William H. Metzger		5. Date September 3, 2009			

# Chemsico

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

September 3, 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 98-10  
Chemsico Total Release Fogger K  
EPA Reg. No. 9688-127**

Please find the enclosed application for amendment by notification of the following:

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.

We have updated the Storage and Disposal statement to remove "or 1-800-CLEANUP".

We have deleted the pests "Wasps" and "Hornets" for reregistration purposes.

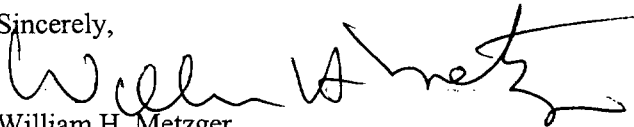
*This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any 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.*

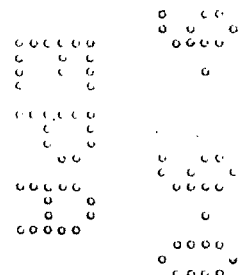
The following documents are enclosed in support of this submission:

1. Application for Pesticide (EPA Form 8570-1)
2. One copy of the proposed label *with changes highlighted*
3. One clean copy of the proposed label

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

Sincerely,

  
 William H. Metzger  
 Division Vice President – Regulatory Affairs



# Chemsico

## NOTIFICATION

SEP 28 2009

# Total Release Fogger K

### Optional Marketing Language

Easy-to-use exclusive water-based formula • Kills houseflies, mosquitoes, roaches, wasps, small flying moths, crickets, silverfish and more • Kitchen fogger • Use in kitchens and food preparation areas • Use to control bugs in your kitchen • Contains botanical insecticides • Kills fast • Kills roaches, ants, flies, gnats and other common kitchen insects • Water-based • No unpleasant odor • Unscented • Kills hidden bugs

When used as directed, it will not harm drapes, upholstery fabrics, carpeting, bedspreads, clothing, linens, furniture, walls, floor tiles, ceilings, shades or blinds.

One unit [can] treats an entire room (up to 20' x25' with an 8' ceiling) [with an effective bug killing fog that leaves no unpleasant [residual] odor.]

### Active Ingredients:

Pyrethrins .....	0.5%
Piperonyl Butoxide.....	1.0%
N-Octyl bicycloheptene dicarboximide.....	1.0%
Other Ingredients.....	97.5%

KEEP OUT OF REACH OF CHILDREN

**CAUTION** Read Precautions on Side Panel

NET WT. 4 OZ. (113 g)

### OPTIONAL MARKETING LANGUAGE

For use in rooms, apartments, homes, attics, basements, garages, pet sleeping areas, cabins, kitchen and food preparation areas.

Kills roaches [cockroaches], spiders, waterbugs, silverfish, ants and crickets. Also kills flies, mosquitoes, moths, ~~wasps and hornets.~~


**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 *For household use only.*

**TO USE THIS PRODUCT CORRECTLY**





**DO NOT** use more than one fogger per room. **DO NOT** use in small, enclosed spaces such as closets, cabinets, or under counters or tables. Do not use in a room 5 ft. x 5 ft. or smaller; instead, allow fog to enter from other rooms.

**TURN OFF ALL IGNITION SOURCES** such as pilot lights (shut off gas valve), other open flames, or running electrical appliances that cycle off and on (i.e., refrigerators, thermostats, etc.) Call your gas utility or management company if you need assistance with your pilot lights.

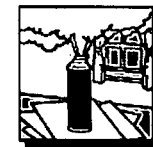
### BEFORE YOU FOG

Avoid contamination of food and drinking water. All food, dishes, food preparation surfaces and equipment should be covered during or removed during treatment or thoroughly washed before use. Open cabinets and doors. Shut off fans and air conditioners and turn off all ignition sources as directed above. Remove pets including birds. Cover and turn off fish tanks. Close outside doors and windows.



### TO START FOGGING

- Place several layers of newspaper or paper towels on a table, stand or floor, in center of room. Cover waxed wood floors and waxed furniture in the immediate area surrounding the fogger. Newspapers may be used.



5) f

- SHAKE WELL BEFORE USING.** Tilt can top away from face. Press valve all the way down, hooking the catch.
- Set can on newspaper or paper towels and leave the premises immediately. Do not re-enter treated area for two hours.



### AIRING OUT

After two hours, open all doors and windows, turn on air conditioner and fans and air out for 30 minutes. Re-apply every two to four weeks if needed.

### STORAGE AND DISPOSAL

**Storage:** Store in cool, dry area away from heat or open flame. **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 or 1-800-CLEANUP for disposal instructions.

### PRECAUTIONARY STATEMENTS

#### Hazards to Humans and Domestic Animals

**CAUTION:** Harmful if swallowed. Contains petroleum distillate. Do not induce vomiting because of aspiration pneumonia hazard. Avoid breathing vapors or spray mist. Avoid contact with skin or eyes. In case of contact, flush with plenty of water. Wash with soap and warm water after use. Obtain medical attention if irritation persists.

#### First Aid

**If Swallowed:** Immediately call a Poison Control Center or doctor. Do not induce vomiting unless told to do so by a Poison Control Center or doctor. Do not give any liquid to the person. 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, preferably mouth-to-mouth if possible. Call a Poison Control Center or doctor for treatment advice. **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 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.

**Note to physician:** Contains petroleum distillate – vomiting may cause aspiration pneumonia.

### Physical Hazards



**This product contains a highly flammable ingredient. It may cause a fire or explosion if not used properly. Follow the "Directions for Use" on this label [box] [can] very carefully.** Contents under pressure. Do not use near heat or open flame. Do not puncture or incinerate container. Exposure to temperature above 130° F may cause bursting.

**NOTICE:** [Redacted] buyer assumes all responsibility for safety and use not in accordance with directions.

**Questions or comments?** Call 1-800-332-5553

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

Made in the USA by Chemsico  
Division of United Industries Corporation  
P.O. Box 142642  
St. Louis, MO 63114-0642

EPA Reg. No. 9688-127

EPA Est. 9688-MO-1

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