

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

September 13, 2022

Michael Sarli Chemsico P.O. Box 142642 St. Louis, MO 63114

Subject: Label and CSF Amendment (Adding optional hose-end sprayer directions and

adding alternate CSFs 3, 4 & 5 with different preservative) and Registration

Review Label Mitigation for Permethrin Product Name: Chemsico Lawn Insect Spray

EPA Registration Number: 9688-136

Application Date: 01/28/2021, 12/13/2021, & 12/16/2021

Decision Number: 570114, 581015, & 581016

Dear Mr. Sarli:

The amended label and Confidential Statement(s) of Formula (CSFs) referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, are acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Please note that the record for this product currently contains the following CSF(s):

- Basic CSF dated 4/18/2017
- Alternate CSF 1 dated 9/28/2020
- Alternate CSF 2 dated 9/28/2020
- Alternate CSF 3 dated 8/18/2021
- Alternate CSF 4 dated 8/18/2021
- Alternate CSF 5 dated 8/18/2021

Page 2 of 2 EPA Reg. No. 9688-136 Decision No. 570114, 581015, & 581016

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all of the information submitted with your application to support the Registration Review of the above referenced product in connection with the permethrin Interim Decision, and has concluded that your submission is acceptable.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) lists examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6.

If you have any questions, please contact Autumn Metzger at 202-566-2830 or Metzger.autumn@epa.gov.

Sincerely,

Elizabeth Fertich Product Manager 4 Invertebrate-Vertebrate Branch 1

Registration Division
Office of Pesticide Programs

Enclosure

CHEMSICO Lawn Insect Spray

For outdoor use around the home only.

ALTERNATE BRAND NAME: Black Flag Flea Killer Concentrate
Black Flag Flea & Tick Killer Concentrate
Black Flag Flea & Tick Concentrate
Black Flag Flea & Tick Killer Concentrate Yard Treatment

 Active Ingredient:
 2.5%

 Permethrin
 2.5%

 Other Ingredients:
 97.5%

 Total
 100.0%

Keep Out Of Reach Of Children
CAUTION See back [booklet] for additional precautionary statements

NET CONTENTS 1 QUART [32 fl oz/946 mL], or 40 fl oz

ACCEPTED

09/13/2022

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 2000, 400

9688-136

STOP! READ ENTIRE LABEL BEFORE USING

[Read all instructions inside before using.]

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION. Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

First Aid

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. You may also contact 1-800-332-5553 for emergency medical treatment information.

Environmental Hazards

This pesticide is extremely toxic to aquatic organisms, including fish and invertebrates. 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. This pesticide is highly toxic to bees exposed to direct treatment on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds while bees are actively visiting the treatment area.

{OPTIONAL PARAGRAPH FORMAT}

DIRECTIONS FOR USE

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

Restrictions

Do not allow adults, children, or pets to enter the treated area until sprays have dried. Do not apply this product directly to pets.

Not for use in outdoor residential misting systems.

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

- 1. Application to pervious surfaces such as soil, lawn, turf, and other vegetation;
- 2. Perimeter band treatments of 7 feet wide or less from the base of a man-made structure to pervious surfaces (e.g., soil, mulch, or lawn);
- 3. Applications to underside of eaves, soffits, doors, or windows permanently protected from rainfall by a covering, overhang, awning, or other structure;
- 4. Applications around potential exterior pest entry points into man-made structures such as doorways and windows, when limited to a band not to exceed one inch;
- 5. Applications to vertical surfaces (such as the side of a man-made structure) directly above impervious surfaces (e.g., driveways, sidewalks, etc.), up to 2 feet above ground level;
- 6. Applications to vertical surfaces directly above pervious surfaces, such as soil, lawn, turf, mulch or other vegetation) only if the pervious surface does not drain into ditches, storm drains, gutters, or surface waters.

Spot treatments must not exceed two square feet in size (for example, 2ft. by 1 ft or 4 ft. by 0.5 ft.).

For soil or foliar applications, do not apply by ground within 25 feet of lakes, reservoirs, rivers, permanent streams, marshes or natural ponds, estuaries and commercial fish farm ponds.

Do not spray the product into fish pools, ponds, streams, or lakes. Do not apply directly to sewers or storm drains, or to any area like a drain or 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.

Do not apply directly to impervious horizontal surfaces such as sidewalks, driveways, and patios except as a spot or crack-and-crevice treatment."

Do not apply or irrigate to the point of runoff.

Do not make applications during rain. Avoid making applications when rainfall is expected before the product has sufficient time to dry (minimum 4 hours). Rainfall within 24 hours after application may cause unintended runoff of pesticide application.

Treat surfaces to ensure thorough coverage but avoid runoff

To treat insects harbored in voids and cracks-and-crevices, applications must be made in such a manner to limit dripping and avoid runoff onto untreated structural surfaces and plants.

Do not apply when the wind speed is greater than 15 mph.

HOW TO APPLY

Determine the size of the spraying job. For lawns measure the area to be sprayed. For trees, shrubs and flowers, apply as a thorough cover spray. Begin treating when insects first appear. Applications should be repeated only as directed to maintain control. thorough coverage is important.

{Option 1 - Hose End Sprayer Directions} {HOSE END SPRAYER INSTRUCTIONS} [Dial Button]

- 1. Shake container well before using.
- 2. Connect a garden hose to the Ready-Spray nozzle. Make sure the dial on the nozzle is in the "OFF" position with the green safety tab in the valve notch.
- 3. Turn on water at faucet. Extend hose to the farthest area [of lawn] to be treated and work back toward the faucet so you don't come in contact with the treated area
- 4. To BEGIN spraying, point nozzle toward lawn or plants to be treated and 1.) bend the green safety tab (located at right of [yellow] dial) back and hold, 2.) using your other hand, QUICKLY turn the dial clockwise until it stops and [green] tab engages into notch. Water will automatically mix with the product at a dilution rate of 100:1.
- 5. Spray until wet to control insects listed. Walk at a steady pace while spraying using an even sweeping motion, slightly overlapping treated areas. One quart will treat [up to] 5,000 sq. ft. [40 fl. Oz. covers up to 6,250 sq. ft.]. Calculate square feet by multiplying length by width. Refer to sight gauge to guide coverage (example: when bottle is half empty, you should have covered half the area).
- 6. To STOP spraying, QUICKLY turn the dial in the opposite direction of "ON" (counter clockwise) until it stops and the safety tab engages into the notch. Turn water off at faucet. To relieve pressure before removing nozzle from hose, bend the safety tab back and turn dial "ON" until water stops spraying.
- 7. To STORE unused product, make sure the dial is in the "OFF" position with the green safety tab in the valve notch. Place in a cool area away from heat, sunlight or open flame.

{Option 2 – Hose End Sprayer Directions} [Optional Subheadings: USING THE READY SPRAY NOZZLE, HOSE END SPRAYER INSTRUCTIONS, HOW TO USE THE QUICKFLIP SPRAYER **or** DIRECTIONS FOR HOSE END SPRAYER]

- 1. Shake container well before using.
- 2. Connect a garden hose to the sprayer nozzle. Make sure switch is fully forward in the "OFF" position.
- 3. Turn on water at faucet. Extend hose to the farthest area to be treated and work back toward the faucet so you don't come in contact with the treated area.
- 4. [Remove safety tab from sprayer's right side by pulling straight out. [[You may] Discard or keep for future re-use.]]
- 5. To BEGIN spraying, point nozzle toward treatment site and pull switch backwards [with thumb] [with finger] towards hose connection. Water will automatically mix with the product.
- **6.** Spray until wet to control insects. Walk at a steady pace, working back toward the faucet while spraying using an even sweeping motion, slightly overlapping treated areas. [1 qt. will treat up to 5,000 sq. ft.] [40 fl. oz. will treat up to 6,250 sq. ft.]
- 7. To STOP spraying, push switch forward [with thumb] [with finger] toward nozzle. Turn water off at faucet. To relieve pressure before removing nozzle from hose, pull switch backwards [with thumb] [with finger] towards hose connection until water stops spraying.

- 8. To STORE unused product, make sure switch is fully forward in the "OFF" position.
- 9. [Re-install safety tab into sprayer's right side. With sprayer in the full "OFF" position, push tab into position.]
- 10. Place in cool area away from heat, sunlight or open flame.

HOME LAWNS

Chemsico Lawn Insect Spray will control [kill] Ants, Armyworms, Crickets, Cutworms, Chinch bugs, Fleas, Grasshoppers, Mole crickets, Mosquitoes, Non-poisonous spiders, ticks and Sod webworms in [on] Bentgrass, Bermuda grass, Bluegrass, Fescue, Irish Moss, Merion and St. Augustine lawns.

TREES, SHRUBS AND FLOWERS

Chemsico Lawn Insect Spray will control [kill] Aphids, Bagworms, Budworms, Citrus black flies, Cicadas, Elm leaf beetles, Elm spanworms, Fall cankerworms, Inchworms, Leafminers, Leafrollers, Mealybugs, Needle scales, Oakworms, Pine beetles, Pine moths, Pine needleminers, Spider mites, Exposed thrips, Fall webworms, Tussock moths, and Whiteflies on Ageratum, Aster, Arizona Cypress, Azalea, Begonia, Birch, Cherry, Non-bearing Citrus, Coleus, Common Ninebark and Snowberry, Conifers, Elm, English Ivy, Euonymus, Exacum, Weeping Fig, Fir, Gladiolus, Gold Bells, Honeysuckle, Hypoestes, Ivy, Lilac, Marigold, Mock-orange, Nannyberry, Oak, Orchid, Palm, Pansy, Pea Shrub, Petunia, Philodendron, Pine, Poinsettia, Rhododendron, Rose, Snapdragon, Taxus, Tulip Poplar and Zinnia.

USE TIPS

- Ensure home lawns are no taller than 3 inches at time of application.
- Wet down lawns a few hours before applying.
- Make application to trees, flowers, and shrubs when the temperature is between 50°F and 75°F.

{OPTIONAL TABLE FORMAT}

STOP! READ ENTIRE LABEL BEFORE USING

[Read all instructions inside before using.]

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Do not apply when the wind speed is greater than 15 mph.

HOW TO APPLY

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{Option 1 – Hose End Sprayer Directions} {HOSE END SPRAYER INSTRUCTIONS} [Dial Button]

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- 7. To STORE unused product, make sure the dial is in the "OFF" position with the green safety tab in the valve notch. Place in a cool area away from heat, sunlight or open flame.

{Option 2 – Hose End Sprayer Directions} [Optional Subheadings: USING THE READY SPRAY NOZZLE, HOSE END SPRAYER INSTRUCTIONS, HOW TO USE THE QUICKFLIP SPRAYER **or** DIRECTIONS FOR HOSE END SPRAYER]

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- 8. To STORE unused product, make sure switch is fully forward in the "OFF" position.
- 9. [Re-install safety tab into sprayer's right side. With sprayer in the full "OFF" position, push tab into position.]
- 10. Place in cool area away from heat, sunlight or open flame.

HOME LAWNS

LAWNS	INSECTS
•	Ants, Armyworms, Crickets, Cutworms, Chinch bugs, Fleas, Grasshoppers, Mole crickets, Mosquitoes, Non-poisonous spiders, ticks, Sod webworms

TREES, SHRUBS AND FLOWERS

PLANTS	INSECTS
Ageratum, Aster, Arizona Cypress, Azalea, Begonia, Birch, Cherry, Non-bearing citrus, Coleus, Common nine-bark and Snowberry, Conifers, Elm, English ivy, Euonymus, Exacum, Weeping fig, Fir, Gladiolus, Gold bells, Honeysuckle, Hypoestes, Ivy, Lilac, Marigold, Mock-orange, Nannyberry, Oak, Orchid, Palm, Pansy, Pea shrub, Petunia, Philodendron, Pine, Poinsettia, Rhododendron, Rose, Snapdragon, Taxus, Tulip poplar, Zinnia	Aphids, Bagworms, Beetles (Elm leaf, Pine), Budworms, Citrus black flies, Cicadas, Elm spanworms, Fall canker-worms, Inchworms, Leaf- miners, Leafrollers, Mealybugs, Moths (Pine, Tussock), Needle scales, Oakworms, Pine needleminers, Spider mites, Exposed thrips, Fall webworms, Whiteflies

USE TIPS

- Ensure home lawns are no taller than 3 inches at time of application.
- · Wet down lawns a few hours before applying.
- Make application to trees, flowers, and shrubs when the temperature is between 50° F and 75° F.

(STORAGE AND DISPOSAL FOR EITHER FORMAT)

STORAGE AND DISPOSAL

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

Pesticide Storage: Store in cool, dry area away from heat or open flame. Pesticide Disposal and Container Handling: If empty: Nonrefillable container. Do not reuse or refill this container. Place in trash or offer for recycling, if available. If partly filled: Do not pour or dispose down-the-drain or sewer. Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

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

*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 dated store receipt showing the price you paid. Please allow 6-8 weeks for processing

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

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

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{Marketed label including supplemental distributor labels may include a Spanish translation of label text}

List of Optional Marketing Claims

- 1. Protects home lawns, roses, flowers, trees & shrubs
- 2. Use on Lawns, Shrubs & Other Listed Areas
- 3. Kills [controls] ants, aphids, chinch bugs, cutworms, fleas, beetles, grubs, mites, mosquitoes sod webworms and many other listed insects
- 4. Keeps killing listed pests for up to 4 weeks excluding ticks
- 5. Kills ticks on contact
- 6. Keeps killing ants, [aphids,] [chinch bugs,] [cutworms,] [fleas,] [beetles,] [grubs,] [mites,] [mosquitoes] [and] [sod webworms] for up to 4 weeks
- 7. Kills & Repels listed bugs in your backyard [yard]!
- 8. Kills and repels mosquitoes
- 9. Lets you enjoy your backyard again!
- 10. Creates a bug barrier in [around] your yard!
- 11. Keeps annoying insects away
- 12. Keeps listed bugs out of your yard!
- 13. Kills listed bugs
- 14. Can't be washed away [by rain]
- 15. Won't wash away [in rain]
- 16. Keeps Killing Up to 4 weeks excluding ticks and Won't Wash Away In Rain
- 17. Long lasting
- 18. One quart treats [up to] 5,000 sq. ft.
- 19. Treats up to 6,250 sq. ft. {for 40 fl. Oz. size}
- 20. Treats up to 5,000 sq. ft. *{for 1 qt size}*
- 21. Do-it-yourself pest control
- 22. Just connect to your [garden] hose and spray
- 23. Clear-View TM measuring window
- 24. Water-based
- 25. Low odor
- 26. Up to 4 week control of listed pests excluding ticks
- 27. *Guaranteed Results or Your Money Back
- 28. Perfect before picnics, parties and other out-door gatherings!
- 29. Connect & Spray
- 30. Connect & Spray the right amount every time!
- 31. Connect & Spray Your Bugs Away!
- 32. Easy-To-Use Spray Ready Nozzle
- 33. Chemsico Lawn Insect Spray kills and repels insects that invade your yard and attack your lawn, as well as valuable trees, shrubs and flowers. One quart of this formula will treat a 5000 sq. ft. lawn.
- 34. Kills fleas, ticks, mosquitoes and other listed insects

{Claims for Hose End Sprayer Option 2}

- 35. Quick Flip™ [Sprayer]
- 36. Grip Flip Spray
- 37. Grip Flip Go
- 38. Grip Switch Spray
- 39. Grip Switch Go
- 40. Aim Flip Spray
- 41. Aim Flip Go
- 42. Aim Switch Spray
- 43. Aim Switch Go
- 44. [Just] Switch [Alternates: Flip, Grip] & Spray
- 45. [With] Ambidextrous grip [for comfort]
- 46. [With] Comfortable grip

- 47. Easy & Effortless
- 48. Easy [Alternate: Effortless] to use
- 49. [With] Ergonomic grip [for comfort]
- 50. [With] One-Handed grip [for ease of use] [comfort]
- 51. Quick & Simple
- 52. No twisting. [No fidgeting]. [Just] Switch and spray.
- 53. No twisting. [No fidgeting]. [Just] Flip and spray.
- 54. Switch [Alternates: Flip, Grip] and spray technology
- 55. [With] Quick Flip™ [for ease of use]
- 56. [With] on/off switch [for ease of use]
- 57. [With] switch [for ease of use]
- 58. Simple [single-finger] [thumb] [on/off] switch
- 59. One-handed grip is ambidextrous [and fits all hand sizes]
- 60. Inline hose connection improves comfort [and reduces leaking concerns]
- 61. Broad but targeted spray pattern [for larger areas]
- 62. [Finally] A Ready-to-Spray [RTS] [hose-end sprayer] that truly is ready to spray
- 63. The [new] [sprayer name] brings comfort and ease of use to killing bugs [Alternate: bug killing].



64.

[FOR BEST RESULTS USE THIS PRODUCT AS PART OF A COMPREHENSIVE FLEA & TICK TREATMENT PLAN. An effective flea & tick control program includes simultaneous, coordinated treatment of the home, yard & pet. Treatment and prevention go hand in hand so it's key to treat all 3 areas. This integrated pest management approach involves inspection, cleaning, and targeting eggs, larvae & adults with the appropriate insecticides. Follow up treatments are almost always necessary as flea & tick problems will not be solved with just a one treatment approach.]

This product is for Yard Treatment.

[OPTIONAL PRODUCT FACT BOXES]

What It Does:

Kills Ants, Aphids, Chinch Bugs, Cutworms, Fleas, Beetles, Grubs, Ticks, Mosquitoes, Mole Crickets, Sod Webworms and Other Listed Insects

PRODUCT FACTS

Where To Use:

Outdoors on Lawn, Trees, Shrubs and Flowers

Questions & Comments: (icon phone) (icon computer)

Call 1-800-332-5553 or Visit our website at www.spectracide.com