

9688-141

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

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

September 30, 2010

Ms. Jessica Goldberg,  
Regulatory Affairs Specialist  
Chemsico, Div. of United Industries Corp  
P.O. Box 142642  
St Louis, MO 63114

Subject: Notification per PR Notice 98-10 and per Agency's Memo dated June 4, 2009  
(Re: "Environmental Hazard and General Labeling for Pyrethroid Non-Agricultural Outdoor Products Notification").  
Chemsico Wasp & Hornet Killer S  
EPA Registration Number: 9688-141  
Date of Application: August 11, 2010

Dear Ms. Goldberg:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration (PR) Notice 98-10 dated August 11, 2010, for the subject product. The Registration Division (RD), after conducting a review of your request for its applicability, finds that the action(s) requested fall(s) within the scope the subject notice.

Please note that we have approved the amended labeling for this product with the understanding that it is consistent with the Agency's previously stamped accepted label(s); and other than the above stated, no other changes have been made to the labeling and/or the Confidential Statement of Formula (CSF).

The CSF and/or label submitted with the application have/has been stamped "Notification" and will be placed in our records. If you have any questions regarding this letter, please contact Dr. B. A. Akinlosotu at (703) 605-0653.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Suarez".

Mark Suarez,  
Product Manager 13  
Insecticide Branch  
Registration Division (7505P)

Please read instructions on reverse before completing form.

Form Approved: B No. 2070-0060. Approval expires 11-30-93



United States Environmental Protection Agency  
Office of Pesticide Programs (H7505C)  
Washington, DC 20460

**Application for Pesticide:**

Registration  
 Amendment  
 Other

OPP Identifier Number

**Section I**

1. Company/Product Number <b>9688-141</b>	2. Product Manager <b>M. Suarez</b>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>Chemsico Wasp &amp; Hornet Killer S</b>	PM# <b>13</b>	
5. Name and Address of Applicant (include ZIP Code) <b>Chemsico, Div. Of United Industries Corp. P.O. Box 142642 St. Louis, MO 63114</b> <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 labelling to: <b>NOTIFICATION</b> EPA Reg. No. _____ Product Name <b>SEP 30 2010</b>	

**Section II**

<input type="checkbox"/> Amendment - Explain below	<input type="checkbox"/> Final printed label in response to Agency letter date
<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.)  
Label Notification per PRN 98-10 & EPA's June 4, 2009 General Labeling for Pyrethroid Notification letter. ( Please see cover letter for details.)

**Section III**

1. Material in Which This Product Will Be Packaged:				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	* Certification must be submitted		<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
	If "YES," Unit package wgt	No. per container			
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) of 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"/> Lithographed <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 the individual to be contacted, if necessary, to process this application)		
Name <b>Jessica Goldberg</b>	Title <b>Regulatory Affairs Specialist</b>	Telephone No. (include Area Code) <b>314-683-2438</b>
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 	3. Title <b>Regulatory Affairs Specialist</b>	
4. Typed Name <b>Jessica Goldberg</b>	5. Date <b>August 11, 2010</b>	

# Chemsico

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

August 11, 2010

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. Mark Suarez  
Product Manager Team 13

Subject: **NOTIFICATION: Label Notification per PRN 98-10 &  
EPA's June 4, 2009 General Labeling for Pyrethroid Notification letter  
Chemsico Wasp & Hornet Killer S  
EPA Reg. No. 9688-141**

PRN 2008-1

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

A. 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 and have updated additional optional language.

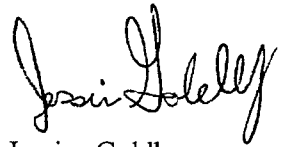
*This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any 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 1-800-242-1166, Ext. 2438 or via email: [jessica.goldberg@spectrumbrands.com](mailto:jessica.goldberg@spectrumbrands.com), if you have questions or need further information. Thank you in advance for your time.

Sincerely,



Jessica Goldberg  
Regulatory Affairs Specialist

# Chemsico

**NOTIFICATION**

**SEP 30 2010**

## WASP & HORNET KILLER S

*For outdoor use around the home only.*

[Quick kill • Kills fast • Kills on contact • Long lasting • Keeps insects away for up to 4 weeks • Kills fast plus keeps insects away up to 4 weeks • Kills on contact from 20 ft. [away] • [Spray] kills on contact up to 20 feet • 20 ft. Jet Spray • Jet spray - will reach nests up to 20 feet above ground • Jet spray reaches nests up to 20 feet away • Kills with residual action as wasps & hornets return to nest for up to 4 weeks • Kills returning wasps & hornets for up to 4 weeks • Great for nests • Kills the entire nest • Kills wasps, hornets & yellow jackets • Fast Knockdown • Drops wasps, hornets & yellow jackets instantly • Knocks down and kills wasps, hornets and yellow jackets • Dielectric breakdown voltage of 47,300 volts • Can be used on wasp & hornet nests] • [**\*\*Guaranteed**][Results][or your][Money Back]

**Active Ingredients:**

Tetramethrin .....	0.10%
Permethrin .....	0.25%
Piperonyl Butoxide .....	0.50%
Other Ingredients: * .....	99.15%

\*Contains petroleum distillates

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION** See back for additional precautionary statements

**NET WEIGHT 16 OZ. (1LB./453 g)**

[Bracketed Text] = Optional Language

**Chemsico Wasp & Hornet Killer S** is designed to kill wasps, hornets, yellow jackets and eliminate the nests where they live and breed. This product also kills mud daubers.

*[Shake well before using]*

**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 outdoor use around the home only.*

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 soil or vegetation around structures
2. Applications to building foundations, up to a maximum height of 3 feet.

Other than applications to building foundations, all outdoor applications to impervious surfaces such as sidewalks, driveways, patios, porches and structural surface (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.

Never use indoors. Do not apply to people or pets. Do not contaminate feed, foodstuffs, dishes or utensils with spray.

*Before using in areas where spray may contact home siding or roof shingles, test in an inconspicuous area and recheck in a few hours.*

### [FOR NESTS]

1. Apply at sunrise or sunset when insects are least active. (graphic -sunset)
2. Stand a safe distance from the nest. Don't stand directly underneath.
3. Shake can well before each use. Aim spray away from person. Push button to spray. (graphic - hand w/can)
4. Spray the nest until soaked. (graphic -nest) Chemsico's powerful spray will also kill insects that return to the nest.
5. Wait at least 24 hours before removing the nest.

### [TO KILL WASPS, HORNETS & YELLOW JACKETS]

1. Spray 1 - 2 seconds, until surface is moist, to kill wasps, hornets, and yellow jackets under eaves, around screens, windows, doors, patios, cracks, holes, and crevices

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or wherever else insects are noticed.

2. To prevent insects from entering the home, spray around areas where insects enter such as outdoor plumbing, faucets, etc., and cracks or crevices in foundations as well as along sills and ledges.

#### USE TIPS

1. If it's windy, stand with the wind at your back to avoid spray drift.
2. Avoid spraying vegetation directly.

#### 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:** Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

##### 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. **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.

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.

##### Environmental Hazards

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

##### Physical or Chemical Hazards

**FLAMMABLE.** Contents under pressure. Keep away from heat, sparks and open flame. Do not puncture or incinerate. Exposure to temperatures above 130° F may cause bursting.

**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

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

[\*\*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.]

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

EPA Reg. No. 9688-141

EPA Est. No. 9688-MO-1

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