

9688-217

02/04/2005

Please read instruction on reverse before completing form.

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

1/6



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 9688-217	2. EPA Product Manager John Hebert	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Chemsico Insect Bait 16I	PM# 7	
5. Name and Address of Applicant (Include ZIP Code) Chemsico, Division of United Industries Corp. P.O. Box 142642 St. Louis, MO 63114 <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

Amendment - Explain below Final printed labels in response to Agency letter dated _____

Resubmission in response to Agency letter dated _____ "Me Too" Application

Notification - Explain below Other - Explain below

NOTIFICATION
FEB 04 2005

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)
Notification of phrase "Kills Queen and Colony" and variations of marketing phrases already on stamped label. See cover letter for details.

Section III

1. Material This Product Will Be Packaged In:

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	2. Type of Container <input 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 Package wgt. No. per container	If "Yes", Package wgt. No. per container

3. Location of Net Contents Information
Label _____ Container _____

4. Size(s) of Retail Container _____

5. Location of Label Directions
 On Label
 On Labeling accompanying product

6. Manner In Which Label is Affixed to Product
 Lithograph
 Paper glued
 Stenciled
 Other (_____)

Section IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Kathie J. Tryson	Title Director, Pesticide Regulatory Affairs	Telephone No. (Include Area Code) 314-683-2752
--------------------------	---	---

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.

2. Signature

3. Title
Director, Pesticide Regulatory Affairs

4. Typed Name
Kathie J. Tryson

5. Date
January 20, 2005

6. Date Application Received
(Stamped)

CHEMSICO

Insect Bait 16I

For outdoor use around the home only

(See Appendix for Optional Marketing Claims)

Active Ingredient:	
Indoxacarb	0.016%
Other Ingredients	99.984%
Total.....	100.000%

KEEP OUT OF REACH OF CHILDREN

CAUTION See back for additional precautionary statements

NET WT. 5.5 POUNDS [LB] / 2.49 kilograms

[Bracketed Text] = Optional language

OPTIONAL MARKETING LANGUAGE

[Chemsico Insect Bait 16I][Alternate brand name] granules provide season long control against the Fire Ant Colony. Worker Fire Ants forage the bait immediately and take the granules deep into the colony to feed other Fire Ants and the Queen. [Chemsico Insect Bait 16I][Alternate brand name] granules will start to kill Fire Ants within 24 hours and eliminate them from your yard [for an entire season][for 3 months].

OPTIONAL PRODUCT FACT BOX

PRODUCT FACTS
What It Does: Kills Fire Ant[s] [Mound] [colony] and helps prevent new mounds from forming all season long
Where to Use: Outdoors, on Fire Ant Mounds [and as a broadcast treatment in lawns]
When to Use: Apply in early Spring or Summer at the first sign of fire ant activity.
Questions & Comments: (icon phone) (icon computer) Call 1-800-332-5553 or Visit our Website at www.xxx.com

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.

MOUND TREATMENT

[Kills the colony]

1. (graphic) Sprinkle 4 tablespoons of bait around each mound.
2. (graphic) Do not water in.
3. Decreased ant activity will be observed in as little as 24 hours after bait placement. Complete mound control will occur 1-2 weeks after application.
4. Treat new mounds as they appear.

[OPTIONAL DIRECTIONS FOR BROADCAST TREATMENT]

BROADCAST TREATMENT

1. Apply granules with a spreader at a rate 0.5 lbs per 1,000 sq. ft.
2. Do not water in.

NOTIFICATION

FEB 04 2005

9/10

3. Decreased ant activity will be observed in as little as 24 hours after bait placement. Complete mound control in treated areas will occur 1-2 weeks after application.
4. Re-apply after 12 weeks (3 months) to prevent re-infestation.

SPREADER SETTINGS FOR LAWN APPLICATION			
Make & Model	0.5 lbs./1,000 sq. ft.	Make & Model	0.5 lbs./1,000 sq. ft.
Vigoro Rotary	X	Republic EZ Drop 530	X
Scotts Speed/Green	X	Republic EZ Rotary 540	X
Scotts AccuGreen	X	Precision Rotary SB50	X
Scotts Drop	X	Ev-N-Spred	X
Red Devil Rotary	X	Cyclone Rotary	X

NOTE: These settings are approximate due to variability and wear of spreader. Check settings and calibrations on a small area before making total application.]

USE TIPS

1. (graphic) For best results, apply in early Spring or Summer at the first sign of Fire Ant activity to prevent mounds from forming.
2. Apply in the early morning or late evening when fire ants are actively foraging.
3. Do not apply if rain is expected within 4-6 hours.
4. Do not water or mow treated area for 24 hours after application. This will allow time for the ants to forage the bait and take it to the mound.
5. Treating the entire yard is recommended since it will eliminate foraging ants and mounds which may not be visible at the time of application.

STORAGE AND DISPOSAL

Storage: Reclose bag tightly after each use. Store in a cool, dry area which is inaccessible to children and pets. **If Empty:** Do not reuse this 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.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION

Food utensils such as spoons or measuring cups must not be used for food purposes after use in measuring pesticides.

Environmental Hazards

Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate.

NOTICE: 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 original dated store receipt showing the price you paid. Please allow 6-8 weeks for processing]

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

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

EPA Reg. No. 9688 - 217

EPA Est. No. 9688-MO-1

©2005

APPENDIX

OPTIONAL MARKETING CLAIMS

[Treats [covers] up to 11,000 sq ft [entire yard] • Treats up to ¼ [quarter] acre • Kills the Mound • Limits New Mound Formation • Ready-to-use Granules • *Guaranteed Results or Your Money Back • New • Season-Long Control • Resealable bag • 3-Month Control • Exclusive Formula • Unique Formula • Low odor • No odor • Odor Free • Starts [Begins] to work in 24 hours • Reduces foraging ant[s] [populations] in 24 hours • Easy to use • No watering necessary • Ready-to-Use • For Outdoor use [on lawns] • For broadcast or [individual] mound treatment • Apply in the Spring [and/or Summer] and get season long control of Fire Ants • Long lasting (3 Month) residual action [control] [for an entire season] • Kills for months • Keeps killing for months [entire season] • Long-lasting killing power – lasts for 3 Months • Control(s) Fire Ants for 3 months [for an entire season] • Controls imported Fire Ants • Controls mounds [you see plus those you don't] • Controls [Kills] [Eliminates] the colony • Controls [Kills] [Eliminates] the mound • Helps prevent new mounds from forming • Eliminate Fire Ants [from your lawn][all season long] • Starts working the same day • Kills Fire Ants • Protects you [and your family] from Fire Ants • Protects your pets [and your family] from Fire Ants • Easy and quick to apply with a broadcast [or drop] spreader • [Starts] [Begins] to work in 24 hours • Kills the Colony • Kills imported and native Fire Ants • Destroys the mound • Destroy invisible [hidden] mounds • Kills imported Fire Ants • Prevents [re-colonization of] Fire Ants [after treatment] • Eliminates the mound • Mound destroyer • Colony destroyer • Starts to destroy the colony in 24 hours • Starts to eliminate the mound in 24 hours • Kills Fire Ants [and keeps killing them] [and prevents them] all season long [up to 3 months] • [Just] One application controls Fire Ants for 3 months [for an entire season] [all season long] • 2-in-1 Formula - 1.) Kills Fire Ants [fast]; 2.) Keeps [killing][working] all season long [for 3 months] • Fast acting, [and] season long control • No more Fire Ants • Fire Ant destroyer • For a Fire Ant free yard • Once a season is all you need • Take back your yard from Fire Ants • No more colony • Dual action - 1.) Kills Fire Ants [fast]; 2.) Keeps [killing] [working] all season long [for 3 months] • One Application Season Long Control • Lawn control of fire ants in 7-14 days

- Kills Queen & Colony
- New! Exclusive Dual Action Formula • Kills Fire Ants Fast • Lasts All Season!
- Fast Acting Plus Season Long Control – Guaranteed*
- For New Mound Formation, try our Chemsico Insect Granules Formula L (EPA Reg. No. 9688-174) (marketed name) to Kill Queen & Colony in 24 hours.]



Division of United Industries Corporation

8464 Chapin Industrial Dr.
St. Louis, MO 63114
314-427-4886

January 20, 2005

Office of Pesticide Programs
 Document Processing Desk (NOTIF)
 United States Environmental Protection Agency
 Room 266A Crystal Mall 2
 1801 South Bell Street
 Arlington, VA 22202

Attention: Mr. John Hebert
 Product Manager 7
 Insecticide-Rodenticide Branch

Subject: **NOTIFICATION OF MARKETING PHRASES PER MEETING 12/7/04
 AND PER PR NOTICE 98-10
 Chemsico Insect Bait 16I
 EPA Reg. No. 9688-217**

Dear Mr. Hebert:

Enclosed please find our Notification to add several marketing phrases to the label of the subject product. The first, "Kills queen and colony", is being added per the meeting that Charlie Duckworth and I had with your team, Ann Hanger, Bo Davis, and Joanne Edwards, on December 7, 2004. At that meeting, they told us that our data support this claim and that we could add it by Notification.

The other phrases, being added per PR Notice 98-10, are variations of phrases currently appearing on the stamped accepted label. The new phrases are grouped in the second column on the last page and are highlighted so you can easily see what we are adding. Enclosed are two copies of revised labeling along with a copy of the most recent stamped accepted label and final printed label for your reference.

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.

Page 2

Mr. John Hebert

U.S. Environmental Protection Agency

NOTIFICATION OF MARKETING PHRASES PER MEETING 12/7/04

AND PER PR NOTICE 98-10


Chemsico Insect Bait 16I

EPA Reg. No. 9688-217

January 20, 2005

Thanks to you and your team for all of your help during the registration process for this product. We really appreciate all of the assistance and cooperation. Please call me at 314-683-2752 or e-mail me at Kathie_Tryson@spectrumbrands.com if you need more information.

Sincerely,



Kathie J. Tryson
Director, Pesticide Regulatory Affairs

