

9688-242

4-1-2008

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

APR 1 2008

Mr. Eric D. Smith
Regulatory Affairs Specialist
Chemsico
Division of United Industries Corporation
P.O. Box 142642
St. Louis, Missouri 63114

RE: Notification to arrange the directions in the "Direction for Use" section
EPA Reg. No.: 9688-242
Date of Submission: February 22, 2008

Dear Mr. Smith:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated February 22, 2008, for the product, Chemsico Ant Control 5DW. 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 Joyce Edwards of my staff at 703-308-5479.

Sincerely,

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

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



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 9688-242	2. Product Manager R. Kumar	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Chemsico Ant Control 5DW	PM# 4B	
5. Name and Address of Applicant (include ZIP Code) Chemsico, Div. 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 labelling to: EPA Reg. No. _____ Product Name _____	

Section II

<input type="checkbox"/> Amendment - Explain below	<input type="checkbox"/> Final printed label 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.)
Notification Per PR Notice 98-10 to rearrange the directions in the "Direction for Use" section.

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	<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			
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 Eric D. Smith	Title Regulatory Affairs Specialist	Telephone No. (include Area Code) 314-683-2455
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 Regulatory Affairs Specialist	
4. Typed Name Eric D. Smith	5. Date February 22, 2008	

MASTER LABEL:

This Master Label contains optional marketing phrases and other statements that are applicable to different sizes and alternate brand names of this product.

CHEMSICO

Ant Control 5DW

For household use only

This product will not control carpenter, pharaoh, harvester or Red Imported Fire Ants

Nothing to Activate • Easy To Use • No Clean-Up • Leaves no mess • Kills the entire colony • Kills the queen and the colony • Kills common [household] ANTS in 24 hours • Use Indoors and Outdoors • Use near walls, in closets and cabinets, under sinks and refrigerators] • Quick Kill Formula • Kills In Hours • Kills in 24 Hours • Works in 24 Hours • Dual Bait – contains both food and water • Ready-to-Use [Just pull the tab] • New • Advanced wick technology • No Mess! No Spills • Ants find the bait fast so they die fast • [Clear] [Non-Staining] formula [kills ants fast] • Durable bait stations • Contains two food sources to attract ants • [New] water [liquid] bait matrix formula attracts ants fast • New advanced [liquid] bait technology • Advanced Wick Delivery System • Starts killing within hours • Kills ants where they breed • Kills ants at their source • Kills sugar feeding ants • No Drips! No Spills! No-Mess!

Active Ingredient:

Dinotefuran[N-methyl-N'-nitro-N'-((tetrahydro-3-furanyl)methyl)guanidine] 0.05%

Other Ingredients:..... 99.95%

Do Not Allow Children or Pets to Play with the Bait Stations

CAUTION See back for additional precautionary statements

CONTAINS 4 — 1 fl. oz. (29.6 mL) Bait Stations

TOTAL NET Contents 4 fl oz. (118 mL)

CARTON

Optional Marketing Language

[Chemsico Ant Control 5DW liquid baits contain a [unique][proprietary] bait formula containing both a water source and a food source. Ants seeking out food or water will be attracted to the bait stations faster than traditional baits containing just a food source].

- Ants eat bait, then return to where they colony, carrying the active ingredient with them.
- Ants die.

[Ants eat the bait and return to [where they breed] [the colony]. [They eat the bait and crawl away to die.] [Guaranteed to work or your money back.]

- [(graphic) **Ants enter bait station** and eat the bait.
- (graphic) **Ants take the bait back to the colony.**
- (graphic) **Ants die.**

[How it works][Why use a Liquid Bait]

Ants enter the home in search of water and are most often found near water sources (i.e.: kitchen and bathroom). This is because an ant can live for a long time without food but cannot survive even 1 day without water. This bait is extremely attractive to ants because it combines a food source with the water source they need, while delivering a lethal dose that can quickly eliminate the entire colony.

OPTION A LABEL FORMAT

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.

OPTION A**Indoor Uses**

1. Pull tab located on side of bait station to break seal on the vial containing the bait. [Optional graphic showing bait station and location of tab]
2. Place bait stations where ants have been seen or in out-of-the-way places near walls in cabinets, under sinks and refrigerators and in closets. [Optional graphic showing locations for bait station placement] Heavily infested areas may require additional bait stations.
3. Examine bait stations once per month to verify that bait is still present in the station. Replace bait stations every three months or sooner if empty bait stations are found. This product will not control carpenter, pharaoh, harvester or Red Imported Fire Ants.

Outdoor Uses

1. Pull tab located on side of bait station to break seal on the vial containing the bait. [Optional graphic showing bait station and location of tab]
2. Place one bait station along each ant trail around the outside of homes. Place stations in areas inaccessible to children, pets and other non-target animals. [Optional graphic showing locations for bait station placement] Heavily infested areas may require additional bait stations.
3. Examine bait stations once per month to verify that bait is still present in the station. Replace bait stations every three months or sooner if empty bait stations are found. This product will not control carpenter, pharaoh, harvester or Red Imported Fire Ants.

OPTION B

1. Pull tab located on side of bait station to break seal on the vial containing the bait. [Optional graphic showing bait station and location of tab]
2. **Indoors**, place bait stations where ants have been seen or in out-of-the-way places near walls in cabinets, under sinks and refrigerators and in closets. [Optional graphic showing locations for bait station placement] Heavily infested areas may require additional bait stations. **Outdoors**, place one bait station along each ant trail around the outside of homes. Place stations in areas inaccessible to children, pets and other non-target animals. [Optional graphic showing locations for bait station placement] Heavily infested areas may require additional bait stations.
3. Examine bait stations once per month to verify that bait is still present in the station. Replace bait stations every three months or sooner if empty bait stations

are found. This product will not control carpenter, pharaoh, harvester or Red Imported Fire Ants.

STORAGE AND DISPOSAL

Storage: Store in a cool, dry place inaccessible to children and pets. **Disposal:** 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.

PRECAUTIONARY STATEMENTS**Hazards to Humans and Domestic Animals**

CAUTION. Wash thoroughly with soap and water after handling bait stations.

Environmental Hazards

Do not apply directly to water. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas.

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

[Satisfaction Guarantee: If you are not completely satisfied with this product, send the proof of purchase and your name, address and original cash register receipt showing price, date and place of purchase for full refund to: Chemsico, P.O. Box 142642, St. Louis, MO 63114-0642]

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

EPA Reg. No. 9688-242

EPA Est. No. 9688-MO-1

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BAIT STICKER

See outer carton for complete directions and precautions.

CHEMSICO ANT CONTROL 5DW

Active Ingredient:
Dinotefuran[N-methyl-N'-nitro-N''-(tetrahydro-3-furanyl)methyl]guanidine] 0.05%
Other Ingredients:..... 99.95%

Do Not Allow Children or Pets to Play with the Bait Stations

CAUTION. Wash hands thoroughly after handling bait stations.

NET Contents 1 fl oz. (29.6 mL)

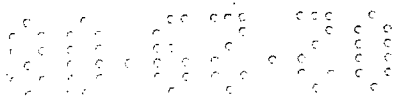
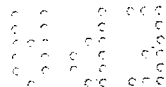
Questions or comments? Call 1-800-332-5553

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Chemsico

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

NOTIFICATION PER PR NOTICE 98-10

February 22, 2008

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: Ms. Rita Kumar
Insecticide Rodenticide Branch

Subject: **Notification per PR Notice 98-10**
Chemsico Ant Control 5DW
EPA Reg. No. 9688-242

Please find the enclosed notification per PR Notice 98-10 to redesign the label format by rearranging the existing directions in the "Direction for Use" section. We added an Option B format to the already existing Option A. The Option B format will essentially combine the "Indoor Uses" and "Outdoor Uses" from Option A into one set of directions that addresses both indoor and outdoor applications. The B format **does not** add any text or language to the "Direction for Use" section, rather it allows us to eliminate the redundancy of format A as steps 1 and 3 of the indoor and outdoor applications are identical; the body of text from step 2 differs slightly and was consequently merged together.

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. Five copies of the proposed label
- 4. One copy of the EPA stamped approved label

Please call me at 1-800-242-1166, Ext. 2455 you have questions or need further information.
Thank you very much for your attention to our application.

Sincerely,

Eric D. Smith
Regulatory Affairs Specialist

