

9688-249

12/29/2011

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

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

DEC 29 2011

Dear Ms. Goldberg:

Subject: Application for Pesticide Notification (PRN 98-10)
Add alternate brand name: No-Pest Fogger,
Correct Door Hang-Tag product name error
Chemsico Aerosol Insecticide CF
EPA Reg. No. 9688-249
Your submission dated November 8 and December 15, 2011

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated November 8, 2011 and December 15, 2011 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds the action requested falls within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions regarding this letter, please contact Dana Pilitt, PhD of my staff at (703) 305-7071 or via e-mail at pilitt.dana@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Gebken".

Richard Gebken
Product Manager 10
Insecticide Branch
Registration Division (7505P)

2097

Please read instructions on reverse before completing form.

Form Approved. CMB 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 9688-249	2. Product Manager Joyce Edwards	3. Proposed Classification ☒ None ☐ Restricted
4. Company/Product (Name) Chemsico Aerosol Insecticide CF	PM#	
5. Name and Address of Applicant (include ZIP Code) Chemsico., Div. Of United Industries Corp. P.O. Box 142642 St. Louis, MO 63114 ☐ 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

☐ Amendment - Explain below	☐ Final printed label in response to Agency letter dated _____
☐ Resubmission in response to Agency letter dated _____	☐ "ME TOO" Application.
☒ Notification - Explain below.	☐ Other - explain below

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

Notification of Alternate Brand Name Per PR Notice 98-10: No-Pest Fogger

Section III

1. Material in Which This Product Will Be Packaged:				2. Type of Container	
Child-Resistant Packaging ☐ Yes * ☐ No	Unit Packaging ☐ Yes ☐ No	Water-Soluble Packaging ☐ Yes ☐ No	☐ Metal ☐ Plastic ☐ Glass ☐ Paper ☐ 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 ☐ Lithographed ☐ Paper glued ☐ Stenciled		☐ 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 Jessica Goldberg		Title Regulatory Affairs Specialist		Telephone No. (include Area Code) 314-683-2438	
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 Jessica Goldberg		5. Date November 8, 2011			

Chemsico

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

November 8, 2011

Document Processing Desk
United States Environmental Protection Agency
Office of Pesticide Programs - H7504P
Room S4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

Attention: Joyce M. Edwards
Notification Review Coordinator

Subject: Notification of Alternate Brand Name
Chemsico Aerosol Insecticide CF
EPA Reg. No. 9688-249

Dear Ms. Edwards:

Enclosed please find our submission to add the following alternate brand name for the subject product:

No-Pest Fogger

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.

Please call me at 1-800-242-1166, Ext. 2438 should you have questions or need further information.

Sincerely,

Jessie Kelly

Jessica Goldberg
Regulatory Affairs Specialist

Chemsico

Aerosol Insecticide CF

ALTERNATE BRAND NAME: No-Pest Fogger

For indoor household/residential use only.

[Kills roaches • Kills fleas [adult] • Kills on contact • [Seeks out] [Finds] bugs where they hide • Finds even hidden bugs • Kills bugs you see, Kills bugs you don't see • Kills hidden bugs • Penetrates Deep • Penetrates into cracks, crevices, and carpet fibers • Multi-Purpose Fogger – Kills roaches, palmetto bugs, fleas, ants*, spiders, moths, crickets, silverfish, brown dog ticks and waterbugs [and other listed insects] • Kills crawling and biting insects • Controls heavy infestations • No wet residue • Won't Leave a Wet Messy Residue • Easy to use as 1, 2, 3 • Water-based [formula] • Non-staining] • No lingering odor • No unpleasant odor • No unpleasant residual odor • Unscented • Ace Promise – Satisfaction Guaranteed • One can treats 2,000 cubic feet of unobstructed area [space] (approximately 15.5 feet X 16 feet X 8 feet ceiling) • Green Thumb Quality Pledge

Optional Spanish note: For instructions and warranty in Spanish, see inside of carton. If you do not have a carton, call 1-800-917-5431.

Note to EPA Reviewer: All text for this label will be bilingual and will appear on the outside or inside of the outer carton as appropriate with a note that the Spanish instructions are inside (as appropriate). The container itself will be in English with the Spanish note above prominently displayed on the front panel. *The container will not include any icons due to space limitations.*

NOTIFICATION
DEC 29 2011

Active Ingredients:

Cypermethrin..... 0.515%
Other Ingredients: 99.485%

KEEP OUT OF REACH OF CHILDREN

CAUTION See back for additional precautionary statements

Net Wt 2 oz (56 g)

[Bracketed Text] = Optional language

OPTIONAL MARKETING LANGUAGE

[Kills [adult] fleas, roaches [cockroaches], palmetto bugs, waterbugs, ants*, spiders, moths, crickets, silverfish, Earwigs, firebrats, pillbugs, Black Carpet beetles, brown dog ticks, rice weevils and saw tooth grain beetles. Does not control Bed Bugs.

*Excluding Red Imported Fire ants, Pharaoh ants and Harvester ants.

For use in apartments, homes, attics, basements, garages, pet sleeping areas and cabins.

One can treats 2,000 cubic feet (a room up to the size of 15.5' x 16' with an 8' ceiling) of unobstructed area.

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

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.

Apply this product only as specified on this label.

TO USE THIS PRODUCT CORRECTLY

DO NOT USE MORE THAN ONE FOGGER PER ROOM.

DO NOT use in small enclosed spaces such as closets and cabinets or under counters or tables. Use of a fogger in an enclosed space may cause the product to explode, resulting in injury to people or damage to property. 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 valves), other open flames and 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. Apply this product only as specified on this label.

(Please see Appendix for Pictograms)

General Precautions and Restrictions

Do not apply this product in a way that will contact any person or pet, either directly or through drift. Keep people and pets out of the area during treatment. Do not allow adults, children or pets to enter the treated area until vapors, mists and aerosols have dispersed and the treated area has been thoroughly ventilated. Cover any water inhabited by fish (such as aquariums and ornamental fish ponds) during treatment, and turn aquarium systems off. All food-preparation surfaces and utensils should be

covered during treatment or thoroughly washed before use. Exposed food should be covered or removed. Do not use in greenhouses where plants are grown for food. Exit area immediately and remain outside the treated area until the area is thoroughly ventilated and until aerosols, vapors or mists have dispersed.

Wait two (2) hours after application, and then open windows, vents and doors for two hours. If an odor is detected additional ventilation is required.

Does not control bed bugs.

BEFORE YOU FOG

(Please see Appendix for Pictograms)

1. **OPEN** cabinets, cupboards, drawers, closets and doors in areas to be treated
2. **REMOVE** or cover exposed foods, dishes, utensils, food-processing equipment and surfaces. **REMOVE** pets and birds and **COVER** and turn off air flow systems in aquariums. **REMOVE** or **COVER** children's and pet toys. **COVER** waxed wood floors and waxed wood furniture in the immediate area surrounding the fogger (newspaper may be used).
3. **CLOSE** outside doors and windows. **SHUT OFF** fans and air conditioners and temporarily disconnect smoke alarms.
4. **TURN OFF ALL FLAMES, PILOT LIGHTS, IGNITION SOURCES** and running electrical appliances that cycle off and on. Call your gas utility or management company if you need assistance.
5. **DO NOT** use fogger in a cabinet or under a counter or table.

TO START FOGGING

(Please see Appendix for Pictograms)

1. Place a chair, table or stand in the center of the room to be fogged. Cover with several layers of newspaper or paper towels. **SHAKE WELL BEFORE USING.** Tilt sprayer **AWAY** from face (fogger sprays up).
2. Press valve all the way down, hooking the catch. Do not inhale the spray mist. Set fogger on newspapers or paper towels and leave the premises [home] immediately.
3. Close door(s) and hang "Fogger in Use" tag on door knob. **KEEP TREATED AREA CLOSED AND DO NOT RE-ENTER FOR AT LEAST TWO HOURS.** Keeping treated area sealed for a longer period will enhance fogger performance.

Vacate the treated house, individual apartment unit or other structure immediately.

AFTER FOGGING

(Please see Appendix for Pictograms)

AIRING OUT:

BEFORE REOCCUPYING THE AREA, OPEN ALL DOORS AND WINDOWS, TURN ON AIR CONDITIONER AND FANS AND ALLOW TREATED AREA TO AIR OUT FOR TWO HOURS. Turn on smoke alarms and aquariums.

NOTE: When treating for fleas or ticks, clean and treat pet sleeping areas. Also treat dogs and cats with a flea and tick control product registered for use on pets before allowing them to re-enter the treated areas.

STORAGE AND DISPOSAL

Storage: Store in cool, dry area away from heat or open flame. Do Not Puncture or Incinerate! **Disposal:** If empty: Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION. Avoid contact with eyes, skin and clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Remove contaminated clothing and wash before reuse. Breathing spray mist may be harmful.

First Aid

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 swallowed: Call a Poison Control Center or doctor immediately for treatment advice. Do not give any liquid to the person. Do not induce vomiting unless told to do so by a Poison Control Center or doctor. Do not give anything by mouth to an unconscious person.

Hot Line Number: 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 information.

Note to Physician: Contains petroleum distillates- vomiting may cause aspiration pneumonia.

Physical or Chemical 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. Exposure to temperature 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 or visit our website www.xxxxxxvzzzz.com

[The Ace Promise – If this Ace product when used for its intended purpose, fails to give you complete satisfaction, return the item to the Ace Hardware store where purchased for free replacement of the same or similar item.]

[SATISFACTION GUARANTEED If for any reason you are not completely satisfied by the performance or results of this Green Thumb® product, it will be replaced free of charge. Simply provide proof of purchase and return the product and/or unused portion to the place of purchase.]

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

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

EPA Reg. No. 9688-249

EPA Est. No. 9688-MO-1

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[Bracketed Text] = Optional language



Hang-Tag (Door Knob Hanger)

Fill out and place hang-tag on the door to the treated area to alert family and others with access to the treated area not to enter for two hours.

Total Release Fogger Use Area
Treated with Chemsico Aerosol Insecticide CF

Do Not Re-Enter until:	_____ ON _____
Do Not Re-Enter until:	_____ ON _____
Do Not Re-Enter until:	_____ ON _____
Do Not Re-Enter until:	_____ ON _____
Do Not Re-Enter until:	_____ ON _____
Do Not Re-Enter until:	_____ ON _____

Save for future use

One Hang Tag will be included in each outer carton. This may be an extra flap or perforations in the outer box at an appropriate point.

APPENDIX for PICTOGRAMS



1"x 0.7"



1"x 0.7"



1"x 0.7"



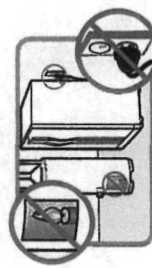
1"x 0.7"



1"x 0.7"



1"x 0.7"



1.33x 0.8"



1"x 0.7"



1"x 0.7"



1.4" x 0.8"



1.4" x 0.8"

[Bracketed Text] = Optional language