

9688-253

6/3/2009

1045



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON D C 20460

OFFICE OF
PREVENTION PESTICIDES
AND TOXIC SUBSTANCES

June 03 2009

Mr Eric D Smith
Regulatory Affairs Manager
Chemsico Division of United Industries Corp
P O Box 142642
St Louis MO 63114 0642

Subject Amend labeling to add pests claims
EPA Reg No 9688 253
Chemsico Aerosol Insecticide AKR
Your submission dated March 6 2009

Dear Mr Smith

The above referenced labeling submitted in connection with registration under the Federal Insecticide Fungicide and Rodenticide Act (FIFRA) as amended is acceptable with the following comments

- Make labeling changes as requested in our Notice of Conditional Registration (NOR) dated June 12 2007

Please note that we have approved the amended labeling for this product with the understanding that it is consistent with the Agency's last stamped accepted label per the NOR dated 06/12/09. See enclosed copy of the stamped label for your record. If you have any questions concerning this action please contact Dr B A Akinlosotu at (703) 605 0653

Sincerely,

A handwritten signature in black ink, appearing to read "Kimberly Nesci".

Kimberly Nesci
Product Manager 11
Insecticide Branch
Registration Division (7505P)

Enclosure

CHEMSICO

AEROSOL INSECTICIDE AKR

[Unique] [ETOC] [Technology] [Killing System] Kills in seconds Kills [Bugs] Fast
Fast Killing [Stops] [Kills] [Bugs] [Dead] in Their Tracks Kills Fast! Dead on Every
Time! Kills bugs you see [Kills bugs] [and the ones] you don't see [Kills] [controls]
[roaches] [cockroaches] [crickets] [for up to] [1 2 3 4 months] [4 8 12 16 weeks]
Kills on Contact [and] [plus] [Keeps] [On] Killing [for up to] [4 months] [16 weeks]
[Protects] [Continues to kill] [Keeps killing] [kills] up to four months Kills [roaches and]
ants in seconds [Starts Killing in Seconds] [Keeps killing up to] [1 2 3 4 months] [4
8 12 16 weeks] Up to [1 2 3 4 month] [4 8 12 16 week] [Control] [Protection]
[Killing Action] Also Kills brown dog ticks fleas and spiders Water based No oily
residue No Greasy residue Non Staining Unscented No Mess Low Odor No
lingering odor no lasting odor Kills scorpions black widow spiders brown recluse
spiders and wolf spiders Kills hidden bugs Use Indoors and outdoors Broad spray
pattern to ensure full coverage For Indoor and Outdoor use Kills ants in seconds
Kills Spiders in seconds New Formula! Formulated to kill [Spiders] [ants] [fast]
[New] Faster killing [acting] formula [New] longer lasting formula Kills [even] hidden
roaches New Formula! Our most effective formula ever! New formula with more
killing power Our fastest killing formula ever Keeps [killing] [working] for months
[Paralyzes and] kills spiders fast Formulated to kill large spiders and scorpions Shake
well before using Kills Ants for up to [1 2 3 4 months] [4 8 12 16 weeks] Kills
Argentine southern field Allegheny mound - Florida carpenter black carpenter
cornfield honey pavement and nuisance ants

Excluding Harvester Pharaoh & Fire Ants

Active Ingredients

Prallethrin

Lambda Cyhalothrin

Other Ingredients

Contains petroleum distillates

0 025%

0 030%

99 945 /

KEEP OUT OF REACH OF CHILDREN

CAUTION See back for additional precautionary statements

Net Wt 11 oz (312 g)

ETOC™ is a registered trademark of Sumitomo Chemical Company

OPTIONAL FORMAT A -Spider and Scorpion Aerosol

Kills

- Spiders [black widow brown recluse wolf]
- Ants
- Brown dog ticks
- Cockroaches [Roaches]
- Crickets
- Scorpions
- Firebrats
- Fleas
- Palmetto Bugs
- Silverfish
- Sowbugs

ACCEPTED
With COMMENTS
In EPA Letter Dated
JUN 0 3 2009
Under the Federal Insecticide Fungicide
and Rodenticide Act As amended by
pesticide Registered under EPA Reg No
9688-253

Excluding Harvester Pharaoh & Fire Ants

[Kills black widow spiders brown recluse spiders and scorpions]

Effective Spider Control

[Spiders are not insects they are arachnids] [Chemsico Aerosol Insecticide AKR] [This product] has been [specifically] [formulated with a higher active ingredient level to kill scorpions and larger spiders] [formulated to control spiders with [a [unique] [fast acting] [combination of] [ingredients that knock[s] down and kill[s] spiders quickly] [it s] [The] formulation is water based and non staining making it an effective solution for both indoor and outdoor use [Spiders typically need to be sprayed directly to be killed] [as their long legs keep their bodies from coming in contact with treated surfaces] [Spiders are likely to be found near their primary food source insects and other small arthropods so control of insects in and around the home is an effective means of reducing spider populations] [Kills black widow brown recluse and wolf spiders]

[Like spiders] scorpions eat spiders and insects so treating for all insects is an effective method for their control

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 SHAKE WELL BEFORE EACH USE Hold can upright Test inconspicuous sample of fabric or rug for staining before use For residential use only

INDOOR**TO CONTROL****[BLACK WIDOW BROWN RECLUSE WOLF] SPIDERS SCORPIONS ANTS
COCKROACHES SILVERFISH CRICKETS SOWBUGS FIREBRATS AND
OTHER COMMON HOUSEHOLD PESTS**

- 1 Contact as many insects as possible with the spray in addition to thoroughly treating all parts of the room where these pests may hide Spray spiders and their webs directly
- 2 Pay special attention to cracks dark corners hidden surfaces under sinks behind stoves and refrigerators food storage areas and wherever these pests are suspected [Residual activity lasts up to four months] [The treatment lasts up to four months] [The treatment continues to work for up to four months]
- 3 To kill **spiders** and prevent them from entering your home spray around door and window frames inside and outside Spray upward to treat active spider webs Do not remove spider webs and eggs sacs until spray has dried
- 4 For **scorpions** stand at a safe distance and completely cover the pests *Scorpions must be contacted by the spray to be killed [Alternate Scorpions must be sprayed directly to be killed]*
- 5 To kill **ants** treat doors around window frames ant trails and other areas of entry

OUTDOOR**TO KILL [BLACK WIDOW WOLF BROWN RECLUSE] SPIDERS SCORPIONS
ANTS BROWN DOG TICKS AND CRICKETS**

- 1 Thoroughly spray infested weeds or bushy non crop areas
- 2 For **scorpions** carefully remove accumulated firewood lumber and other materials where scorpions like to hide (be sure to wear work gloves) Treat beneath and next to the infested areas When directly treating scorpions stand at a safe distance and thoroughly cover the pests *Scorpions must be contacted by the spray to be killed [Alternate Scorpions must be sprayed directly to be killed*
- 3 To kill **ants** thoroughly wet hills and runways

[Excluding Harvester Pharaoh & Fire Ants

[Optional Marketing Language]**Effective Spider Control**

[Most spiders live 1 2 years] [Most spiders can survive without food for several weeks to several months] [There are over 38 000 species of spiders worldwide with] about 3 500 [species of spiders] live in North America [Many species of spiders are household pests] [Spiders are likely to be found wherever their food is available] [All spiders are predators feeding mainly on insects and other small arthropods] [In the United States two spider groups that are considered dangerous to humans are the black widow and brown recluse spiders] [Spiders typically need to be sprayed directly to be killed] [because their long legs keep their bodies from coming in contact with surfaces treated with insecticides]

[Chemisico Aerosol Insecticide AKR] [This product] has been designed quickly paralyze then kill spiders [Spiders are not insects they are arachnids] [Effectively controlling spiders requires] [a different approach] [different techniques and formulations] [than controlling insects] [The bodies of] [many common spider species are covered in fine hairs] [that can keep insecticides from reaching them] requiring a [course] direct spray [to penetrate the covering] to kill them

All spiders are venomous Although [the vast majority of species] [most species] in the US are harmless to humans all should be treated with caution [to avoid injury through misidentification] [To avoid injury from sprayed spiders wait 20 30 minutes before discarding them to ensure that the spider is dead and not just paralyzed]

OPTIONAL FORMAT B- Ant Killer Product

Kills

- Fleas
- Ants
- Brown dog ticks
- Cockroaches [Roaches]
- Crickets
- Firebrats
- Silverfish
- Palmetto Bugs
- Spiders [brown recluse wolf black widow]

Effective Ant Control

[Chemsico Aerosol Insecticide AKR] [This product] has been specifically formulated to kill ants on contact. This clear formula is water based and non staining making it an effective solution for both indoor and outdoor use [Formulated with a higher active ingredient level for severe ant infestations [The formula has been] designed to [kill ants fast] [Ants are normally found near water sources [(kitchens and bathrooms)] because most ants can live for [weeks without food but] only 1 day without water]

Excluding Harvester Pharaoh & Fire Ants

Use Chemsico Aerosol Insecticide AKR as a spot treatment indoors

- Along & Under Baseboards [graphic depicting use]
- Around & Beneath Appliances [graphic depicting use]
- Beneath & Behind Sinks [graphic depicting use]
- On ant trails or areas where ants may enter home [graphic depicting use]

Areas Where Ants and Other Insects Are Often Found

- In cracks and crevices
 - Around pipes and plumbing
 - Around waste containers
- In dark corners of rooms, cabinets and closets

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. **SHAKE WELL BEFORE EACH USE**. Hold can upright. Test inconspicuous sample of fabric or rug for staining before use. *For residential use only*

Avoid contamination of food and drinking water. All food preparation surfaces and utensils should be covered during treatment or thoroughly washed before use. Remove pets and cover aquariums before spraying. Do not use on pets or allow people or pets to contact treated surfaces until spray has dried. Point spray away from people, pets and plants. Do not use as a room spray.

INDOOR

TO CONTROL ANTS, COCKROACHES, CRICKETS, FIREBRATS, SILVERFISH, SOWBUGS, [BLACK WIDOW, BROWN RECLUSE, WOLF] SPIDERS, SCORPIONS AND OTHER COMMON HOUSEHOLD PESTS

- 1 Contact as many insects as possible with the spray in addition to thoroughly treating all parts of the room where these pests may hide.
- 2 Pay special attention to cracks, dark corners, hidden surfaces under sinks, behind stoves and refrigerators, food storage areas and wherever these pests are suspected. [Residual activity lasts up to four months.] [The treatment lasts up to four months.] [The treatment continues to work for up to four months.]
- 3 To kill ants, treat doors around window frames, ant trails and other areas of entry.

OUTDOOR

TO KILL ANTS, [BLACK WIDOW, BROWN RECLUSE AND WOLF] SPIDERS, SCORPIONS, BROWN DOG TICKS AND CRICKETS

- 1 Thoroughly spray infested weeds or bushy non crop areas.
- 2 To kill ants, thoroughly wet hills and runways.
- 3 For spiders and scorpions, carefully remove accumulated firewood lumber and other materials where spiders and scorpions like to hide (be sure to wear work gloves). Treat beneath and next to the infested areas. When directly treating scorpions, stand at a safe distance and thoroughly cover the pests. *Scorpions must be contacted by the spray to be killed. [Alternate: Scorpions must be sprayed directly to be killed.]*

[Optional Marketing Language]

Effective Ant Control

[Chemsico Aerosol Insecticide AKR] has been specifically formulated to kill ants on contact [indoors and outdoors] in a [fast acting] [unique] water based formula that is non staining with no oily residue this insecticide [killing] [kills] ants fast

Ants use pheromones to communicate [with each other] [following the pheromone trail leading to food and water] Spraying the ant trail helps foraging ants come in contact with the insecticide

Ants enter the home in search of [food and] water [but are normally found near water sources (ie kitchens and bathrooms)] [This is] because most ants can live for [weeks without food but] only 1 day without water

Excluding Harvester Pharaoh & Fire Ants

[Storage and Disposal and Precautionary Statements for both Formats]

STORAGE AND DISPOSAL

Store in cool dry area away from heat or open flame 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 for disposal instructions

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION Avoid contact with skin eyes or clothing Wash thoroughly with soap and water after handling and before eating drinking chewing gum or using tobacco

First Aid

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

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 have the product container with you when calling a Poison Control Center or doctor or going for treatment

Note to Physician Contains pet cleum distillates – vomiting may cause aspiration pneumonia

[Bracketed Text] = Optional language

Environmental Hazards

This product is toxic to fish Do not apply directly to water

Physical or Chemical Hazards

Contents under pressure Do not use or store near heat or open flame Do not puncture or incinerate container Exposure to temperature above 130 F may cause bursting

NOTICE 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 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 253
EPA Est No 9688 MO 1 0 2006

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