


9688-294

08/08/2012

1/5

Please read instructions on reverse before completing form

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

	United States Environmental Protection Agency Office of Pesticide Programs (H7505C) Washington DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
	<b>Application for Pesticide</b>		

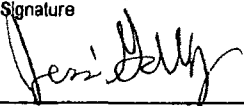
Section I		
1 Company/Product Number <b>9688 294</b>	2 Product Manager <b>Michael McDavit</b>	3 Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4 Company/Product (Name) <b>Chemsico HPC O Concentrate</b>	PM# <b>BPPD</b>	
5 Name and Address of Applicant (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 labeling 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)  
 Please find the enclosed notification per PR Notice 98 10 to remove the words and on from the statement You may apply this product up to and on the day of harvest Upon the initial registration of the subject product the statement with the inclusion of the words and on was an oversight on our part and we appreciate the opportunity to correct it. The corrected statement will then be consistent with similar statements on the label

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 N per Unit p kag wgt containe	
3 Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4 Size(s) of Retail Container	
6 Manner In Which Label Is Affixed To Product <input type="checkbox"/> Lithographed <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		5 Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On L. being accompanying product <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>July 18 2012</b>	

# Chemsico

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

July 18 2012

Document Processing Desk (NOTIF)  
Office of Pesticide Programs  
Biopesticides and Pollution Prevention Division (7511P)  
United States Environmental Protection Agency  
Room S4900 One Potomac Yard  
2777 S Crystal Drive  
Arlington VA 22202 4501

Attention Mr Michael McDavid  
Associate Director Biopesticides and Pollution Prevention Division

Subject **NOTIFICATION Label Notification per PRN 98 10**  
**Chemsico HPC O Concentrate**  
**EPA Reg No 9688 294**

Please find the enclosed notification per PR Notice 98 10 to remove the words and on from the statement You may apply this product up to ~~and on~~ the day of harvest Upon the initial registration of the subject product the statement with the inclusion of the words and on was an oversight on our part and we appreciate the opportunity to correct it The corrected statement will then be consistent with similar statements on the label All changes have been highlighted throughout the label

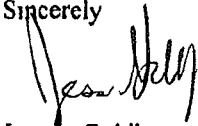
*This notification is consistent with the provisions of PR Notice 98 10 and EPA regulations at 40 CFR 152 46 and no other changes have been made to the labeling or the confidential statement of formula of this product I understand that it is a violation of 18 USC Sec 1001 to willfully make any false 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 314 683 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

## HPC-O Concentrate

Complies With EPA

Accepted Labeling Dated

8/8/2012

Reviewed By M. G. Lukes

Active Ingredient

*Bacillus thuringiensis* subspecies *kurstaki* strain SA 12 solids  
Spores and Lepidopteran active toxins (at least 6 million viable

Spores per mg)	98.35%
Other Ingredients	<u>1.65</u>
Total	100.00%

The percent active ingredient does not indicate product performance and potency measurements are not federally standardized

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION** See back [booklet] for Personal Protective Equipment First Aid and other precautionary statements

NET [CONTENTS] 32 fl oz (1 quart/946 mL)

[Chemsico HPC O Concentrate is an easy to mix liquid concentrate that kills worms and caterpillar stage insects but has no effect on birds earthworms or beneficial insects such as honeybees and ladybugs when used as directed]

Worms and caterpillars eat treated foliage then immediately stop feeding and damaging treated plants

[Chemsico HPC O Concentrate][This product][is] acceptable for use on edible plants up to the day of harvest]

**STOP READ ENTIRE LABEL BEFORE USING**

[STOP READ ALL INSTRUCTIONS INSIDE BEFORE USING ]

**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 and garden only*

Apply Chemsico HPC O Concentrate when worms or caterpillars are first noticed then repeat at [five][5] to [seven][7] day intervals while they are active Apply more frequently to control heavy infestations Apply thoroughly to top and bottom of foliage Repeat after heavy rains

Chemsico HPC O Concentrate [This product] must be eaten by worms or caterpillars to be effective After ingesting the insecticide they immediately stop feeding though they may appear to be otherwise unaffected for several days Best results are obtained when worms are small they must be actively feeding on treated exposed foliage You may apply this product up to the day of harvest

**HOW TO APPLY**

Shake well before use Partially fill sprayer with water before adding the required amount of product After product has been added to the sprayer mix thoroughly before adding remaining water Spray top and bottom leaf surfaces thoroughly Shake sprayer often while spraying to keep spray solution thoroughly mixed Use all of the spray mixture within 24 hours of mixing

**Fruits and Vegetables** Mix 1.5 fl oz per 3 gallons water (1 tablespoon per gallon) [for a hand sprayer] and apply to all plant foliage to cover an area of 1000 sq ft Apply at first sign of infestation and repeat at weekly intervals when needed to maintain control of **Cabbage looper** on broccoli cauliflower collards kale mustard greens turnip greens cabbage celery lettuce melons and tomatoes Also kills **Imported cabbage worm** on broccoli cabbage cauliflower collards kale mustard greens and turnip greens as well as **Tomato hornworm** on tomatoes

**Shade Trees and Ornamentals** Mix 2 fl oz per 3 gallons of water (4 teaspoons per gallon) [for a hand sprayer or proportional amounts for a hose end sprayer following manufacturer's directions] Apply at first sign of infestation and repeat at weekly intervals when needed to maintain control. Apply to thoroughly cover all foliage surfaces of shade trees and ornamentals for control of the following [leaf eating worms] **Bagworm Fall cankerworm Tent caterpillar Fall webworm Spring cankerworm Gypsy moth<sup>†</sup> and Elm spanworm**

<sup>†</sup>Apply when buds swell but before leaves are fully open. If eggs hatch over a long period of time or if reinfestation occurs spray about 14 days after first application

**STORAGE AND DISPOSAL**

**Pesticide Storage** Store in a cool place. Activity may be impaired by storage at temperatures above 90°F

**Pesticide Disposal and Container Handling**

**If empty** Nonrefillable container. Do not reuse this container. Place in trash or offer for recycling if available

**If partly filled** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain

**PRECAUTIONARY STATEMENTS**

**Hazards to Humans and Domestic Animals**

**CAUTION** Causes moderate eye irritation. Avoid contact with eyes or clothing. Avoid breathing vapors or spray mist. Wash thoroughly with soap and water after handling

<b>First Aid</b>	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.
<b>If in Eyes</b>	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.
Have the product container or label with you when calling a Poison Control Center or doctor or when going for treatment	

**Environmental Hazards**

To protect the environment do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help ensure that wind or rain does not blow or wash pesticide off the treatment area. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems.

**NOTICE** To the extent consistent with applicable law, buyer assumes all responsibility for safety and use not in accordance with directions.

[The Garden Safe® Promise Satisfaction guaranteed or your money back! If you apply Chemsico HPC O Concentrate as directed and you are not completely satisfied, send proof of purchase from this package and the original cash register receipt to the address below. We will refund the purchase price you paid.]

**[Questions or comments?** Call 1 800 332 5553 or visit our website at [www.xxyyzzz.com](http://www.xxyyzzz.com)]

Chemsico Division of United Industries Corporation PO Box 142642 St Louis MO 63114 0642

EPA Reg No 9688 294

EPA Est No 9688 MO 1

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4/5

**Optional Marketing Claims**

- 1 Biological insecticide
- 2 [Easy to mix][Easy to use] Liquid Concentrate
- 3 For Organic Gardening
- 4 Controls Worms and Caterpillars on Fruits Vegetables Ornamentals and Shade Trees
- 5 [Kills][Controls][worms][caterpillars][such as][including][cabbage looper][imported cabbage looper][tomato hornworm][bagworm][fall cankerworm][tent caterpillar][fall webworm][spring cankerworm][gypsy moth]and[elm spanworm]
- 6 Stops [caterpillars][worms][caterpillars and worms] eating the leaves of [your][trees][bushes][bushes and trees]
- 7 [For] use on [fruits] [vegetables] [flowers] [shade trees] and [ornamentals]
- 8 [For] use on edible plants [as listed] up to day of harvest
- 9 [No harm to][No effect on] [beneficial insects][such as [bees] [honeybees] [ladybugs] or[earthworms] when used as directed