

10088-91

9/5/2010

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

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

Mr. Adam Swader  
Athea Laboratories, Incorporated  
P.O. Box 240014  
Milwaukee, WI 53224

SEP 05 2010

Subject: Label Notification(s) under Pesticide Registration Notice 2007-4

Dear Mr. Swader:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated May 17, 2010 for:

**EPA Registration Number: 10088-91 Wasp and Hornet Killer**

The Registration Division (RD) has conducted a review of this request for applicability Under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-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 non-refillable 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, please contact Melody Banks on 703 305-5413.

Sincerely,

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

Mark Suarez  
Product Manager 13  
Insecticide Branch  
Registration Division (7504P)



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 10088-91	2. EPA Product Manager	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Wasp and Hornet Killer	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Athea Laboratories, Inc. P.O. Box 240014 Milwaukee, WI 53224 <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: <input checked="" type="checkbox"/> EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____	<b>NOTIFICATION</b>  SEP 05 2010
<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 of minor label changes per PR Notice 2007-4. See attached cover letter

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If "Yes" Unit Packaging wgt. No. per container		<input checked="" 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" Package wgt. No. per container			
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 14 oz		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			<input checked="" type="checkbox"/> Other Silkscreened		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Adam Swader	Title Regulatory Comp Spec.	Telephone No. (Include Area Code) 414-354-6417
<b>Certification</b> 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 both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Comp Spec.	
4. Typed Name Adam Swader	5. Date May 17, 2010	



NOTIFICATION

SEP 05 2010

*Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand this label, find someone to explain it to you in detail.)*

**DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Read Entire Label.

For best results, spray in early morning or late evening when insect activity is minimal. Stand a safe distance from nest and not directly underneath. Remove protective cap. Hold can upright and point spray opening toward nest with wind at your back. Spray until nest is thoroughly saturated to kill the entire nest population. Residual action will kill wasps and hornets returning to the nest. Wait at least 24 hours before removing the nest.

To kill wasps, hornets and yellow jackets under eaves, screens, window frames, doors, patios, cracks, holes or crevices wherever insects are noticed, spray for about 1-2 seconds or until surfaces are moist. To prevent entrance of insects into the house, spray around points where insects enter, such as outside plumbing, faucets, etc., and cracks or crevices in foundation as well as along sills and ledges.

Do not apply to pets or contaminate feed, foodstuffs, dishes or utensils. Avoid spraying vegetation directly.

**NOTICE:**

Buyer assumes all responsibility for safety and use not in accordance with directions.

# WASP & HORNET KILLER

**DIELECTRIC BREAKDOWN VOLTAGE OF 47,300 VOLTS**

**Can Be Used Both Indoors (Attics and Other Places Where Nests Are Built) and Outdoors On Wasp & Hornet Nests**

ACTIVE INGREDIENTS:

*Tetramethrin .....	0.10%
**Permethrin .....	0.25%
**Piperonyl Butoxide, Technical .....	0.50%
†INERT INGREDIENTS: .....	99.15%
TOTAL .....	100.00%

- \* 1-cyclohexene-1,2-dicarboximidomethyl 2, 2-dimethyl-3-(2-methylpropenyl)cyclopropanecarboxylate.
- \*\* (3-phenoxyphenyl) methyl (+) cis/trans 3-(2,2-dichloroethenyl) 2,2-dimethyl cyclopropanecarboxylate. Cis/trans ratio: min. 35% (+) cis and max. 65% (+) trans.
- \*\* Equivalent to min. 0.4% (butylcarbityl)(6-propylpiperonyl) ether and 0.1% related compounds.

† Contains Petroleum Distillates.

## KEEP OUT OF REACH OF CHILDREN CAUTION

**FIRST AID:**

**IF IN EYES:** Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first five (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 going for treatment. For information on this pesticide (including health concerns, medical emergencies, or pesticide incidents), call the National Pesticide Information Center at 1-800-858-7378.

EPA REG. NO. 10088-91

EPA EST. 10088-WI-1

**NET CONTENTS: (x) oz.**

(with the option to add the metric equivalent)

Manufactured By:  
**Athea Laboratories Inc**  
**PO Box 240014**  
**Milwaukee, WI 53224**

**PRECAUTIONARY STATEMENTS:  
HAZARDS TO HUMANS AND  
DOMESTIC ANIMALS**

### CAUTION

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash skin thoroughly with soap and water after handling. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Do not use in commercial food/feed handling establishments, restaurants or other sites where food/feed is commercially prepared or processed. Not for use in federally inspected meat and poultry plants.

**ENVIRONMENTAL HAZARDS**

This product is toxic to fish and aquatic invertebrates. Do not apply directly to water.

**PHYSICAL OR CHEMICAL HAZARDS**

**FLAMMABLE.** Contents under pressure. Keep away from heat, sparks and open flame. Do not puncture or incinerate container. Exposure to temperatures above 130° F. may cause bursting.

### STORAGE AND DISPOSAL

**Do Not Contaminate Water, Food, or Feed By Storage or Disposal.**

**Pesticide Storage:** Store in a dry place no lower in temperature than 50°F or higher than 120°F.

**Container Disposal:** Do Not Puncture or Incinerate. **Nonrefillable container. Do not reuse or refill this container. If empty,**

**Place in trash or offer for recycling, if available. If partly filled, Call your local solid waste agency for disposal instructions.**

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