

10088-97

05/01/2009

1/7



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Adam Swader
Regulatory Compliance Specialist
Athea Laboratories, Inc.
6161 N. 64th Street
Milwaukee, WI 53218

MAY 1 2009

SUBJECT: Application for Pesticide Notification per PR Notice 98-10 – Reformatting Net
Contents
Insect Repellent Towel
EPA Reg. No. 10088-97
Application Dated April 8, 2009

Dear Mr. Swader:

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

If you have any questions, please call me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

Sincerely,

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

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

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0080. Approval expires 2-28-



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 10088-97	2. EPA Product Manager	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Insect Repellent Towel	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Athea Laboratories, Inc 6161 N. 64th St. Milwaukee, WI 53218 <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: NOTIFICATION EPA Reg. No. _____ MAY 01 2009 Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels 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.)

Net content declaration reformat notification per PR notice 98-1. (see attached page)

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		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		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 type="checkbox"/> Other _____	

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 Compliance Specialist	Telephone No. (Include Area Code) 414-354-6417
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.		Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Compliance Specialist	
4. Typed Name Adam Swader	5. Date 4/8/09	



April 8, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. N.W.
Washington, D.C. 20460

Dear Sir or Madam:

Re: Notification of label change
Company: Athea Laboratories, Inc.
Product: Insect Repellent Towel EPA Reg. Number 10088-97

We are submitting a notification for the reformatting of the net contents declaration to our EPA reg. #: 10088-97 Insect Repellent Towel label per PR notice 98-10.

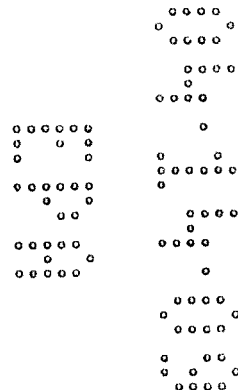
“This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any 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 section 12 and 14 of FIFRA.”

The following documents are attached: EPA form 8570-1, 1 current label with changes highlighted, and 2 new labels.

Please contact me with any questions you may have 414-354-6417 or aswader@athea.com

Sincerely,

Adam Swader
Regulatory Compliance Specialist
Athea Laboratories, Inc.



PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION
KEEP OUT OF REACH OF INFANTS
AND YOUNGER CHILDREN

Instruct older children in the proper use of this product. Do not apply to lips or get into eyes. In case of contact with eyes, flush with water.

PHYSICAL OR CHEMICAL HAZARDS
Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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

Read and follow all directions and precautions on this product label.

{Open} {unfold} {towel[s]}. Wipe or rub liberally on all exposed skin areas.

{Repeat when insects become annoying.} {For ticks and chiggers, also apply liberally to shoe tops, socks and around openings of clothing.} {Repeat using a fresh towel when necessary.}

Do not allow children to handle this product. Do not apply over cuts, wounds or irritated skin. Do not apply to eyes and mouth and do not apply to the hands of young children. Do not apply directly on face. Apply sparingly around ears. Use just enough repellent to cover exposed skin and/or clothing. After returning indoors, wash treated skin with soap and water. Wash treated clothing. Use of this product may cause skin reactions in rare cases. If you suspect that you or your child is reacting to this product, wash treated skin and call your local poison control center. Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For emergency information, call the National Pesticide Information Center at 1-800-858-7378.

Avoid contact with plastics, such as eyeglass frames, and such fabrics as acetate rayon.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal.

STORAGE: Do not store where children or animals may gain access.

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 for disposal instructions. Never place unused product down any indoor or outdoor drain.

ATHEA LABORATORIES, INC.

Product: Insect Repellent Towel

EPA #10088-97

INSECT REPELLENT TOWEL



- Repels Mosquitoes, Biting Flies, Chiggers, Ticks, Deer Flies, Stable Flies, Black Flies, Gnats and Fleas on Exposed Skin Surfaces.
- Repels Most Biting Insects.
- Repels Insects For Hours.



- Made with aloe to keep skin smooth and soft.
- Formulated with aloe to keep skin smooth and soft.
- Contains aloe to keep skin smooth and soft.
- Made with aloe, a skin softening agent.
- Formulated with aloe, a skin softening agent.
- Contains aloe, a skin softening agent.

ACTIVE INGREDIENTS:

DEET	12.33%
N-Octyl bicycloheptene dicarboximide	3.52%
Di-n-propyl Isocinchomeronate	1.76%
INERT INGREDIENTS:	82.39%
TOTAL	100.00%

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID:

If Swallowed: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. 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.

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 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

EPA REG. NO. 10088-97
EPA EST. NO. 10088-WI-2

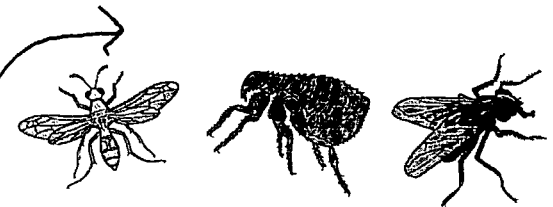
Contains: (X) • (X)" x (X)" ((X) cm x (X) cm)
Premoistened (Towelettes) (Towels) (Wipes)

Moved

*Added: "Net Contents:
(X) Pounds (lbs) and Ounces (oz)*

*Words in italics are for reference only
Words in [] are alternate wording
Words in { } are optional wording*

- Towels apply repellent where you need it most.
- Will not stain clothes or fabric.
- Will not stain clothing or fabrics.
- Stain-free formula will not harm clothes.
- Repellent formula will not stain clothes or fabrics.
- No excess spray with towels to harm decorative plants.
- Easy-to-use towels apply repellent in one-step.
- Apply repellent in one easy step - tear off towel and wipe.
- Portable canister goes anywhere.
- Portable canister goes anywhere bugs are found.
- Portable 18-count canister can be taken anywhere.
- Portable 18-count canister easily fits in pockets.
- Portable 40-count canister can be taken anywhere.
- Portable 40-count canister easily fits in pockets.
- Use towels at work or at play.
- Soft, durable 12" x 12" towelette.
- Non-greasy insect repellent.
- Portable, resealable packaging.



Manufactured By:

ATHEA LABORATORIES, INC.
P. O. Box 240014
Milwaukee, WI 53224

1540.040207
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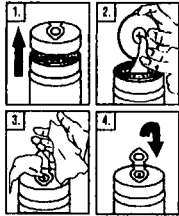
A/Z

DIRECTIONS FOR DISPENSING:

(may be bulleted, numbered, in sentence form;
may also be used with pictorials):

Canister Directions:

1. Remove lid by lifting upward.
2. Pull towel from center of the roll and thread through "X" on the underside of the lid.
3. Close lid. Pull towel at 90° angle.
4. Snap hinged cap back into place to ensure towels stay moist.



{Resealable package instructions:}

Peel back re-sealable label. Remove towel from the center of the pack. Reseal package to the closed position to keep towels moist.



Non-resealable packaging:

Tear open envelope, remove towel.

NOTIFICATION

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NOTIFICATION
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ATHEA LABORATORIES, INC.

Product: Insect Repellent Towel

EPA #10088-97

1540.020609

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PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

Causes substantial but temporary eye injury. Harmful if swallowed. Do not get in eyes. Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash clothing before reuse.

DIRECTIONS FOR USE

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

Read and follow all directions and precautions on this product label.

Do not apply over cuts, wounds or irritated skin. Do not apply near eyes and mouth. Apply sparingly around ears. Do not apply to children's hands. Do not allow children to handle this product. Do not apply more than 3 times per day to children ages twelve (12) and under. When using on children, apply to your own hands and then out it on the child. Use just enough repellent to cover exposed skin and/or clothing. Do not use under clothing. Avoid over-application of this product. After returning indoors, wash treated skin with soap and water. Wash treated clothing before wearing it again. Use of this product may cause skin reactions in rare cases. If you suspect a reaction to this product, discontinue use, wash treated skin, and call your local poison control center. If you go to a doctor, take this product with you.

{Open} {unfold} {Towel[s]}. Wipe or rub sparingly on all exposed skin areas. {Repeat when insects become annoying.} {For ticks and chiggers, apply to shoe tops, socks and around openings of clothing.}

Avoid contact with plastics, such as eyeglass frames, and such fabrics as acetate rayon.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal.

STORAGE: Do not store where children or animals may gain access.

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 for disposal instructions. Never place unused product down any indoor or outdoor drain.

ATHEA LABORATORIES, INC.
Product: Insect Repellent Towel
EPA #10088-97

INSECT REPELLENT TOWEL



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KEEP OUT OF REACH OF CHILDREN WARNING

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 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

If Swallowed: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. 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.

If you suspect a reaction to this product: Discontinue use. Rinse skin immediately with plenty of water for 15-20 minutes. 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. You may also contact 1-800-858-7378 for emergency medical treatment information.

EPA REG. NO. 10088-97
EPA EST. NO. 10088-WI-2

Net Contents:
(X) Pounds (lbs) and Ounces (oz)

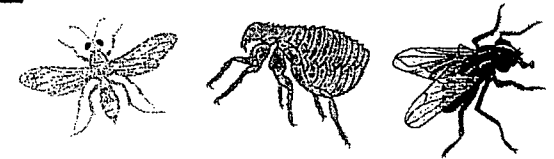
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- Soft, durable 12" x 12" towelette.
- Non-greasy insect repellent.
- Portable, resealable packaging.

NOTIFICATION

MAY 01 2009

Contains (x)" x (x)" Premoistened (Towelettes) (Towels) (Wipes)



Manufactured By:

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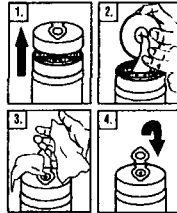
49

DIRECTIONS FOR DISPENSING:

(may be bulleted, numbered, in sentence form; may also be used with pictorials):

Canister Directions:

1. Remove lid by lifting upward.
2. Pull towel from center of the roll and thread through "X" on the underside of the lid.
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4. Snap hinged cap back into place to ensure towels stay moist.



{Resealable package instructions:}

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Non-resealable packaging:

Tear open envelope, remove towel.

NOTIFICATION

MAY 01 2009

ATHEA LABORATORIES, INC.

Product: Insect Repellent Towel

EPA #10088-97

1540.020609

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