

 <p>U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (H7505C) 401 M St., S.W. Washington, D.C. 20460</p> <p>NOTICE OF PESTICIDE Registration</p> <p>(under FIFRA, as amended)</p>	EPA Reg. Number: 10088-115	Date of Issuance: AUG 8 2005
	Term of Issuance: Conditional Registration	
	Name of Pesticide Product: Wasp and Hornet Killer	
Name and Address of Registrant (include ZIP Code): Athea Laboratories, Inc. P.O. Box 240014 Milwaukee, WI 53224		
<p>Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.</p> <p>On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.</p>		

This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for registration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.
2. Make the following label changes:
 - a. Revise the EPA Registration Number to read, EPA Reg. No.10088-115
 - b. Under the "Precautionary Statements", second paragraph, revise the fifth line to read:
Exposed food/feed must be covered or removed.
3. The following label claims are not supported by the study cited. Supporting data must be submitted or cited for the addition of these claims.
 - a. Residual claims are not supported, including those presented in the Directions for Use.
 - Gives rapid contact kill and residual kill of insects returning to the treated nest.
 - Any insects returning to the nest after treatment will be killed.
 - b. Claims related to the distance from which the product can be used.
 - Product specific data are required for claims related to the distance at which the product can be used effectively.

Signature of Approving Official: <i>See page 2</i>	Date: AUG 8 2005
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- For a 20' above ground claim, submit data demonstrating a spray distance with stream accuracy of approximately 30'.

4. A copy of the reviews are enclosed for your record.
5. Submit two copies of the revised final printed label for the record.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records.

Sincerely,



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

enclosure

Signature of Approving Official:	Date:
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PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse. Avoid contamination of food and feedstuffs.

Do not use in commercial food/feed processing, preparation, food/feed storage or serving areas. In the home, all food/feed processing surfaces and utensils should be covered during treatment, or thoroughly washed before use. Exposed food/feed should be covered or removed.

Remove pets and birds and cover fish aquariums before spraying.

FIRST AID	
IF IN EYES:	<ul style="list-style-type: none"> 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 ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> 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:	<ul style="list-style-type: none"> Immediately call a poison control center or doctor for treatment advice. 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.

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 the **National Pesticide Information Center at 1-800-858-7378** for emergency medical treatment information.

NOTE TO PHYSICIAN
Contains petroleum distillate - vomiting may cause aspiration pneumonia.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and other aquatic invertebrates. Do not apply directly to water. Do not contaminate water by cleaning of equipment or disposal of wastes.

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.

Wasp and Hornet Killer

THIS PRODUCT CAN BE USED BOTH INDOORS (ATTICS AND OTHER PLACES WHERE NESTS ARE BUILT AND WHERE FOOD OR FEED ARE NOT EXPOSED) AND OUTDOORS ON WASP, HORNET, AND YELLOW JACKET NESTS.

KILLS WASPS, YELLOW JACKETS, AND HORNETS ON CONTACT

GIVES RAPID KNOCKDOWN AND KILL OF WASPS, YELLOW JACKETS, AND HORNETS

~~GIVES RAPID CONTACT KILL AND RESIDUAL KILL OF INSECTS RETURNING TO THE TREATED NEST~~

~~REACHES MORE THAN 20 FEET ABOVE GROUND~~

DIELECTRIC BREAKDOWN VOLTAGE:
41.0 KV by ASTM Test Method D-877-87

ACTIVE INGREDIENTS:

Tetramethrin [(1-Cyclohexene-1,2-dicarboximido) methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate] 0.200%
3-Phenoxybenzyl-(1RS, 3RS; 1S, 3SR)-2,2-dimethyl-3-(2-methylprop-1-enyl) cyclopropanecarboxylate 0.125%
*OTHER INGREDIENTS 99.675%
100.000%

*Contains petroleum distillate.

KEEP OUT OF REACH OF CHILDREN
CAUTION

See side panel for additional precautionary statements.

EPA REG. NO. 10088-XX • EPA EST. NO. 10088-WI-1

NET CONTENTS: 14 oz. (397 g.)

Manufactured By:

Athea Laboratories, Inc.
P.O. Box 240014
Milwaukee, WI 53224

ACCEPTED
with COMMENTS
In EPA Letter Dated
AUG 8 2005 0000.030305
Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 10088-115

DIRECTIONS FOR USE

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

FOR CONTROL OF NESTS OF WASPS, YELLOW JACKETS AND HORNETS: The best time to spray the nest is in the early morning or early evening, when air temperature is cooler and most insects are in the nest and little activity is observed around the nest opening. Spray only if the air is still. Stand at a safe distance from the nest, not directly under it. Hold container upright at arms length, point the actuator at the nest and spray in the opening of the nest first. Then spray the rest of the nest until it is saturated. Treated insects may fall out of the nest and die. Any insects returning to the nest after treatment will be killed. Wait 48 hours before removing the nest. Hose off foliage of desirable plants that were contacted with spray.

This product may stain or adversely affect vinyl, painted, and plastic surfaces. Avoid application to asphalt roofing shingles as staining may occur. Before using in areas where spray may contact these surfaces, test in an inconspicuous area and re-check in a few hours.

STORAGE AND DISPOSAL

STORAGE:

Store in a cool dry place. Keep container closed.

DISPOSAL:

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 or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.