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05/11/2010

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

MAY 11 2010

Subject: Label Notification(s) for Pesticide Registration 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 for March 25, 2010

EPA Registration Number: 10088-116 F.I.K. Flying Insect 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,

Richard Gebken
Product Manager
Insecticide Branch
Registration Division (7504P)



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 10088-116	2. EPA Product Manager	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) F.I.K. Flying Insect 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: 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 _____	NOTIFICATION MAY 11 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt. 6 to 30	No. per container ounces	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container N/A		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 and Foil Wrap	

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) 414-554-6417	
<p align="center">Certification</p> <p>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.</p>					6. Date Application Received (Stamped)
2. Signature 		3. Title Regulatory Comp Spec.			
4. Typed Name Adam Swader		5. Date Mar 25, 2010			



3/4

March 25, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460-0001

Subject: Storage and Disposal Update
F.I.K. Flying Insect Killer
EPA Registration No. 10088-116

To Whom It May Concern:

Please find the enclosed one label marked with changes and Form 8570-1 stating the following:

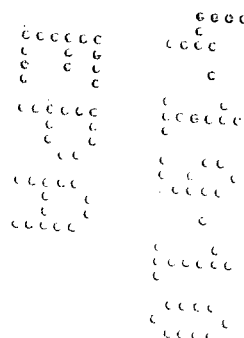
Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or Confidential Statement of Formula for 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 the amended label is not consistent with requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, 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.

If there are any questions in regards to this notification please contact me at 414-354-6417 ext. 215 or email me at aswader@athea.com.

Thank You,

A handwritten signature in black ink, appearing to read 'Adam Swader', written over a line.

Adam Swader
Regulatory Compliance Specialist
Enclosures



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

CAUTION

Harmful if inhaled or absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Avoid breathing vapors or spray mist. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

FIRST AID	
IF SWALLOWED:	<ul style="list-style-type: none"> 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:	<ul style="list-style-type: none"> Take off contaminated clothing immediately. Rinse skin immediately with plenty of water for 15 - 20 minutes. Call a poison control center or doctor for treatment advice.
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 INHALED:	<ul style="list-style-type: none"> Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth to mouth if possible.

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.

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 temperatures above 130°F may cause bursting.

DIRECTIONS FOR USE

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

SHAKE WELL BEFORE USE. HOLD CONTAINER UPRIGHT. APPLY IN SHORT BURSTS.

Do not use in commercial food processing or preparation areas. In the home, all food processing surfaces and utensils should be covered during treatment or thoroughly washed before use. Cover exposed food.

Remove pets and birds and cover fish aquariums before spraying.

TO KILL FLIES, GNATS, MOSQUITOES AND SMALL FLYING MOTHS: Close all doors and windows and direct spray upward into center of room with slow, sweeping motion. Spray 5 - 10 seconds for average room. Keep room closed for 15 minutes after spraying. Sweep up and discard fallen insects. Before spraying, cover exposed food and utensils.

TO KILL ANTS, CENTIPEDES, COCKROACHES, CRICKETS, FIREBRATS, SOWBUSTS AND SPIDERS: Contact as many insects as possible with the spray in addition to thoroughly spraying of all parts of the room suspected of harboring these pests. Special attention should be paid to cracks, hidden surfaces under sinks, behind stoves and refrigerators, food storage areas and wherever these pests are suspected of hiding. To kill ants, treat doors, ant trails, around window frames, and other areas of entry. Repeat as necessary.

TO KILL CARPET BEETLES: Directly spray as many insects as possible. Spray both interior and exterior of upholstered furniture. Both top and bottom of rugs and carpets should be sprayed thoroughly. Also treat shelves, closets, areas under furniture, and wherever these insects are seen or suspected. Repeat as necessary.

TO KILL EXPOSED FORMS OF CONFUSED FLOUR BEETLES, RICE WEEVILS, AND SAWTOOTHED GRAIN BEETLES: Find and destroy infested packaged goods. Remove all other items from pantry. Spray the shelves to kill any of the named insects present. Place clean paper on the shelves and return packages after shelves have dried. Repeat as necessary.

TO KILL FLEAS AND TICKS IN PET BEDDING AND PET AREAS: Remove and destroy pet's old bedding. To reduce infestation, thoroughly spray the animal's bedding, sleeping quarters, around baseboards, window and door frames, wall cracks, local areas of floors, and other resting places until the surface is slightly moist. Treat these areas at the rate of 2 seconds per linear foot at a distance of 12 to 18 inches. Also spray the entire inside surface of dog houses. Repeat as necessary. Put fresh bedding in pet's quarters after spray has dried. DO NOT SPRAY ANIMALS. Also treat dogs and cats with a registered flea and tick control product before allowing them to re-enter treated area.

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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NOTIFICATION
MAY 11 2010

F.I.K.

FLYING INSECT KILLER

For Use in Homes and in Non-Food Areas of Industrial Buildings: Schools, Warehouses, Office Buildings, Theatres, Garages, Motels and Hotels.

[] Indicate optional or alternative wording.

[_____] oz. Value Size

[(Kills Flies, Gnats, Mosquitoes and Small Flying Moths)]

ACTIVE INGREDIENTS:

- Tetramethrin [(1-Cyclohexene-1,2-dicarboximide) methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate] 0.25%
- Phenothrin 0.15%
- OTHER INGREDIENTS 99.60%
- 100.00%

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

See side panel for additional precautionary statements.

EPA REG. NO. 10088-116



NET CONTENTS: (x) oz.
(with the option to add the metric equivalent)

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