

4/10/2009

1/6



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

APR 10 2009

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

SUBJECT: Application for Pesticide Notification –Removal of “1-800-CLEANUP” from
Storage and Disposal Section
IR 25
EPA Reg. No. 10088-117
Application Dated March 13, 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 be "Linda Arrington".

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



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Athea Laboratories/ 10088-117		2. EPA Product Manager	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) IR 25		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. _____ APR 10 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.)

Under the "storage and disposal" section, we are removing "or (1-800-CLEANUP)" Notification of text removal per PR notice 98-10. (see attached page)

Section - III

1. Material This Product Will Be Packaged In:

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	2. Type of 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" Unit Packaging wgt. No. per container 40,18,16,1	If "Yes" Package wgt. No. per container

3. Location of Net Contents Information
 Label Container

4. Size(s) Retail Container
not for retail

5. Location of Label Directions
 On Label On Labeling accompanying product

6. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other silkscreen

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 3546417
---------------------	--------------------------------	--

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.

2. Signature

3. Title
Regulatory Comp Spec.

4. Typed Name
Adam Swader

5. Date
3/13/09

6. Date Application Received (Stamped)
APR 10 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: IR 25 EPA Reg. Number 10088-117

We are submitting a notification for the removal of the statement "or (1-800-cleanup)" under the "storage and disposal" section of our EPA reg. #: 10088-117 IR 25 label per PR notice 98-10.

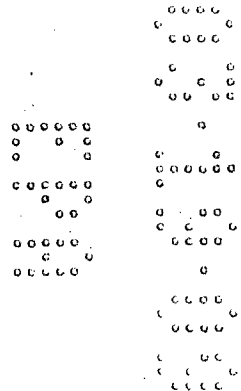
"This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any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



IR 25

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING

Causes substantial but temporary eye injury. Harmful if swallowed. Do not get in eyes. Use of this product may cause skin reactions in rare cases. Wash treated clothing before wearing it again. Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

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 eyes.
- Call a poison control center or doctor for treatment advice.

IF SWALLOWED:

- Call a poison control center or doctor immediately for treatment advice.
- Have a 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 a doctor.
- Do not give anything by mouth to an unconscious person.

IF YOU SUSPECT A REACTION TO THIS PRODUCT:

- Discontinue use.
- Take off contaminated clothing.
- Rinse skin immediately with plenty of water for 15-20 minutes.
- Call a poison control center or doctor for further treatment advice.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. For information regarding medical emergencies or pesticide incidents, call the Poison Control Center at 1-800-222-1222.

Water-Based Insect Repellent Formula

Non-VOC Formula

No Strong/Offensive Odor

Leaves No Sticky Residue

With Effective DEET Repellent

Repels Biting Insects For Up To 4 Hours/
Provides Up To 4 Hours Protection

Repels Mosquitoes, Black Flies, Ticks, and Fleas

ACTIVE INGREDIENT:

DEET	25.00%
OTHER INGREDIENTS:	75.00%
TOTAL	100.00%

KEEP OUT OF REACH OF CHILDREN WARNING

See side panel for additional precautionary statements.

EPA REG. NO. 10088-117

EPA EST. NO. 10088-WI-2

Net Contents: (x) ounces

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

Manufactured By:

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

NOTIFICATION

APR 10 2009

DIRECTIONS FOR USE

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

IR 25 provides up to 4 hours of protection from Mosquitoes, Black Flies, Stable Flies, Sand Flies, Gnats, Chiggers, Fleas, and Ticks.

Convenient, easy to use (Towel)(Towelette)(Wipe) allows quick and thorough application to skin, hair, and clothing for maximum protection.

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

Wipe and spread evenly to moisten all exposed skin. Use just enough repellent to cover exposed skin and/or clothing. Avoid overuse. Frequent reapplication and saturation of clothing are unnecessary for effectiveness. When using on face, apply sparingly, avoiding eyes and mouth. Apply sparingly around ears. Do not apply to eyes and mouth and do not apply to hands of young children. Do not allow children to handle this product. When using on children, apply to your own hands and then put it on the child. Do not apply over cuts, wounds, or irritated skin. Also apply to clothing such as shirt, pants, hat, and socks. Do not use under clothing. For Chiggers and Ticks, apply to shirt and pant cuffs and socks.

After returning indoors, wash treated skin with soap and water. Wash treated clothing before reuse. 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 repellent product with you.

NOTE: Will not damage cotton, wool, or nylon. Do not apply on or near acetate rayon, Spandex or synthetics other than nylon, furniture, plastics, watch crystals, leather and painted or varnished surfaces (including automobiles).

DIRECTIONS FOR DISPENSING:

Remove lid. Pull towel from center of the roll and thread through underside of lid. Do not push finger through lid opening. Pull towel at 90° angle. Snap hinged cap back into place so towels stay moist.

STORAGE AND DISPOSAL

STORAGE: Store in a cool, dry place. Keep container closed.

DISPOSAL:

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.

4

Optional text imprinted on label:

Date and/or company name and/or company logo,
preceded of followed by:

Golf Outing
Golf Camp
Day Camp
Summer Camp
Summer Carnival
Summer Picnic
Grand Opening
Grand Opening Fair
Best Year Ever
Compliments of
Keeping you protected

**Optional Package Direction/Directions for Dispensing
(may be bulleted, numbered or in sentence form):**

*Resealable package instructions (used with product supplied
in resealable pouches/packages):*

To Open Package: Peel back resealable label. Remove
(towel)(towelette)(wipe)(cloth) from the center of the pack.
Reseal package to the closed position to keep
(towels)(towelettes)(wipes)(cloths) moist.

Or

Tear open envelope, remove towel; open, and wipe or rub
liberally on all exposed skin areas avoiding eyes and mouth.
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.

Or

Canister Directions

TO OPEN:

- Remove lid from canister.
- Lift flap in center of lid.

Manufactured By:
Athea Laboratories, Inc.
Product Name: IR 25
EPA Reg. No. 10088-117

- Pull up corner of center (towel)(towelette)(wipe), twist to
a point and thread through dispenser hole in lid. DO NOT
PUSH FINGER THROUGH OPENING.
- Replace lid. Pull out exposed (wipe)(towelette)(wipe) and
snap off. The next (towel)(towelette)(wipe) pops up
automatically. Dispose of used (towels)(towelettes)
(wipes) in trash receptacle. Snap center flap down when
finished to retain moisture.
- Do not flush.

Or

TO OPEN PACKAGE:

Flip open dispensing cap and remove lid by pulling upward.
Thread center (towel)(towelette)(wipe) corner through slits
in lid center. DO NOT PUSH FINGER THROUGH OPENING.
Replace lid. Dispense (towels)(towelettes)(wipes) by pulling
out at an angle. Snap flip lid down when finished, to retain
moisture. Dispose of used (towels)(towelettes)(wipes) in
trash. Do not flush.

Or

TO OPEN PACKAGE:

Pop open dispensing cap and remove top by lifting upward.
Pull up corner of center (towel)(towelette)(wipe), twist to a
point and thread through slits on top. DO NOT PUSH
FINGER THROUGH SLITS. Replace top and pull
(towels)(towelettes)(wipes) at a slight angle. The next
(towel)(towelette)(wipe) pops up automatically. Snap tab
closed to retain moisture. Do not flush.

Or

DISPENSER: To start feed. Remove large cover and discard
seal from container. From center of (towel)(towelette)(wipe)
roll, pull up (towel)(towelette)(wipe) corner, twist into a
point and thread it through the hole in the container cover.
DO NOT PUSH FINGER THROUGH HOLE. Pull through
about one inch. Replace cover. Pull out first
(towel)(towelette)(wipe) and snap off at a 90 degree angle.
Remaining (towel)(towelette)(wipe) feed automatically ready
for next use. When through using, keep small center cap
closed to prevent moisture loss. Do not flush.

Or

Resealable Package Instructions:

TO OPEN PACKAGE: Slowly peel back label. (Pull
out)(Remove) (towel)(towelette)(wipes) as needed. To
retain moisture; reseal (pouch)(package) by firmly pressing
label back on (pouch)(package).

Or

(For canister)

To Open Package: Remove cover. Pull up
(towel)(towelette)(wipe) corner from center of roll. Thread
through hole in the cover. Replace cover. Open center cap
to cover to remove wipe. When not in use (When not
using), close center cap (securely) to prevent moisture loss.

Or

(For carton or tub)

To Open Package: Open cover and slowly peel back label on
pouch. Remove (Pull out) (towel)(towelette)(wipe) as
needed. To retain moisture, reseal (pouch)(bag) by firmly
pressing seal back on the (pouch)(bag) and close (carton or
tub) cover.

Or

(for the Travel Pack size)

To Open Package: Slowly peel back label. (Pull
out)(Remove) (towels)(towelette)(wipes) as needed. Reseal
label to retain moisture.

Or

To Open Package: Open ziplock (Tear edge of pack). (Pull
out)(Remove) (towels)(towelette)(wipes) as needed. Reseal
ziplock to retain moisture.

Or

(for the single cloth sample pack)

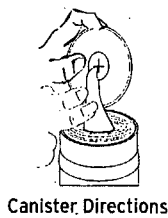
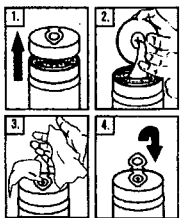
To Open Package: Tear edge of pack. (Pull out)(Remove)
(towels)(towelette)(wipe).

5/15

Optional Marketing Text:

- Repels Mosquitoes that may carry/transmit the West Nile virus.
- Towels apply repellent where you need it most.
- Will not stain clothes or fabric.
- Will not stain clothing or fabric.
- 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 (X)-count canister can be taken anywhere.
- Portable (X)-count canister easily fits into pockets
- Use towels at work or at play.
- Soft, durable (X") x (X").(towelette)(towel)(wipe).
- Non-greasy insect repellent.
- Portable, resealable packaging.

Optional Graphics:

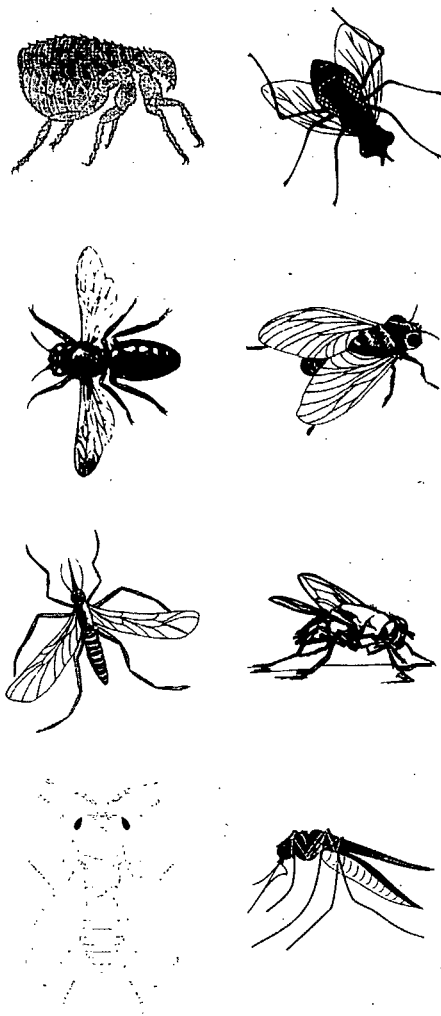


Canister Directions

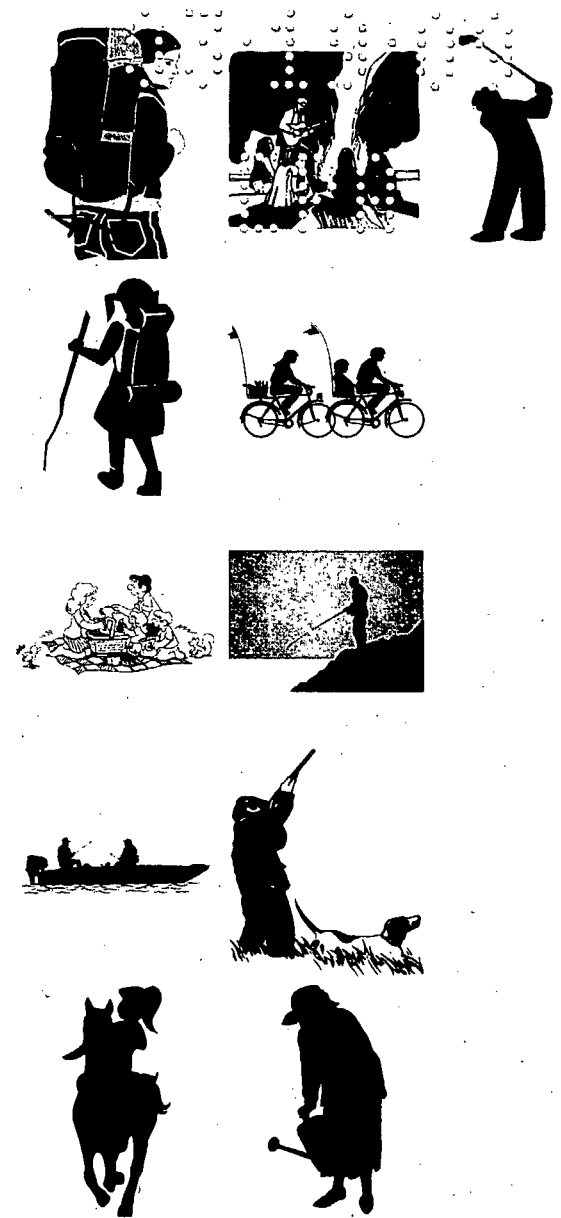


Manufactured By:
 Athea Laboratories, Inc.
 Product Name: IR 25
 EPA Reg. No. 10088-117

Optional Graphics:



Optional Graphics:



NOTIFICATION

APR 10 2009

5/5