

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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

MAY 30 2008

Dr. John Lublinkhof, Ph.D. Bell Laboratories, Inc. 3699 Kinsman Blvd. Madison, WI 53704

SUBJECT:

Application for Pesticide Notification (PRN 98-10)

Request General Label Change EPA Reg. No. 12455-107

Application Dated May 9, 2008

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 05/09/08 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(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

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

May 9, 2008

Ms. Linda Arrington
U.S. EPA Office of Pesticide Programs
Document Processing Desk (NOTIF)
Room S-4900
One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202

Subject: Notification of Use of Pictures

EPA Reg. Nos. 12455-107

Dear Ms. Arrington:

As per PR Notice 98-10, attached are two completed EPA Form 8570-1's, each with an attached label and the addition of the section "Optional Pictures with Text" for notification of use of a picture on front and/or side panels of the label.

Please contact me at Bell Laboratories, Inc. at (608) 241-0202 or e-mail me at the address below should you have any questions. Thank you.

Sincerely,

John Lublinkhof, Ph.D.

Director of Regulatory Affairs

E-mail: jlublinkhof@belllabs.com

Please read	instructions	on reverse	before	completing	forn
				,	

United States

Form Approved. O	MB No. 2070-006	O. Approval expires 2-28-95
Re	gistration	OPP Identifier Number 3/
A	mendment	1.
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YEFA	E nvironmenta Washi	ngton, DC 204	•			Amend Other	ment	
		Applicatio	n for Pest	ticide - Sec	ction I	- 13,15, 22		·
1. Company/Product Number 12455-107			1	PA Product Ma da Arrington	nager		3. Pi	roposed Classification
4. Company/Product (Name) Tomcat Ant Killer			PM	07				Nestricted
5. Name and Address of Appli Bell Laboratories, Inc 3699 Kinsman Blvd. Madison, WI 53704	cant (Include ZIP Co	de)	(b)(to: EP		is simil	ar or iden	tical in co	FIFRA Section 3(c)(3) imposition and labeling
		 	Section					
Amendment - Explain by Resubmission in respond	nse to Agency letter		[[Final printe Agency let "Me Too" Other - Exp	tter dated Applicati	ion.	e to	
Notification: Use of Sym notification. Attached is a Pictures with Text" section notification statement.	copy of the labe	l with an add	itional pictur nt Killer label	e and accomp (EPA Reg. N	panying	text to b	e added	to the "Optional
		·	Section	- [[]		· -		
1. Material This Product Will E	Se Packaged In:		- 		—			
Child-Resistant Packaging Yes ✓ No	Unit Packaging Yes √ No		Water Solub Yes ✓ No	le Packaging	-	2. Type of	Container Metal Plastic Glass	
T / Ortitionation militar	lf "Yes" Unit Packaging wgt.	No. per container	if "Yes" Package wg	No. per t containe			Paper Other (S	Specify)
3. Location of Net Contents In	formation ntainer	4. Size(s) Reta	oil Container 1 lb 5 lb.		5. Loca	Front la	bel Direction abel on c	
6. Manner in Which Label is A	ffixed to Product	J Lithogr Paper of Stencil	aph glued ed	Othe	er			
			Section	- IV	·		·	······································
1. Contact Point IComplete it	ems directly below f	or identification	of individual	to be contacted,	, if neces	sary, to pr	ocess this	application.)
Name John Lublinkhof		1	Title Director of F	Regulatory Aff	fairs		Telephon 608-24	e No. (Include Ares Code) 1-0202
I certify that the stateme I acknowledge that any both under applicable la	knowlinglly false or	Certificat this form and misleading stat	all attachments	s thereto are tru punishablé by f	e, accura	ate and con	mplote	6. Date Application Received a (Staniped)
2. Signature	$\langle \alpha \rangle \rho$	3	. Title Director of F	Regulatory Aff	fairs		6 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	000000 00000 0000
4. Typed Name	ace org	E	. Date			- " 	0 5 20 2 6 6	υ "υς ⁽ υ , ου _{συ}
John Lublinkhof	7		May 9 200	8				

Continuation of Section II, EPA Form 8570-1

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 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 sections 12 and 14 of FIFRA.

TOMCAT® ANT KILLER

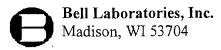
KEEP OUT OF REACH OF CHILDREN CAUTION

	FIRST AID
HAVE L	ABEL WITH YOU WHEN OBTAINING TREATMENT ADVICE
IF SWALLOWED:	 Call a poison control center, doctor, or 1-877-854-2494 immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to by a poison control center or doctor. Do not give anything to an unconscious person.
IF ON SKIN:	 IF ON SKIN: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center, doctor, or 1-877-854-2494 immediately for treatment advice.

See Back/Side Panel for additional precautionary statements.

NET WEIGHT: 1-10 lb.

Manufactured By:



EPA REG. NO. 12455-107

EPA EST. NO. 12455-WI-13

This Section For Product Label Identification Purposes Only: Tomcat Ant Bait, EPA Reg. No. 12455-107 Container Label Page 1 of 6

DIRECTIONS FOR USE

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

READ THIS LABEL: Read this entire label and follow all use directions and use precautions. Use only for the sites, pests, and application methods described on this label.

USE RESTRICTIONS:

Use product **outdoors** only. For control of ants (excluding carpenter and pharaoh ants) on lawns, perimeter of homes, in and around ornamental plants (flowers, shrubs and trees), in home gardens, on sidewalks, patios and driveways.

People and pets may return to treated area after product application has been completed.

APPLICATION DIRECTIONS:

How to Apply	Mound Treatment: Use 1 Tablespoon per 1 square foot of mound are	 ea
	Sprinkle bait evenly around each mound in an area four times the area mound.	
	Apply gently to avoid disturbing ants (excluding carpenter and pharac	oh ants).
	Broadcast Application: Use 1 pound per 1000 square feet (approx. a 25 foot area). Use a hand held, drop, or rotary broadcast spreader. Perimeter Application): Apply a 5 foot wide band next to the home to	
	Use a hand held broadcast spreader.	
	Do not use kitchen utensils for measuring. Keep measuring utens pest control products and away from children.	ils with
	Spreader Settings for 1.0 lb/1000 sq. ft.	
	<u>Model</u> <u>Setting</u>	
	Drop Spreaders:	
	Scotts® AccuGreen® 1000, 2000 or 3000 8 ½ Scotts® EdgeGuard® 7 ½	
	Scotts® EdgeGuard® 7 ½ RotaryBroadcast Spreaders:	
	Scotts® SpeedyGreen® 1000, 2000 or 3000 6 ½	
	Sta-Green® 4500 5 ½	
	EarthWay® 2000 11	
	EarthWay® 2000 9	
	Vigoro® 4300 5 ½	
	Hand Held Spreaders:	
	Ortho® Whirlybird® 4	
	Scotts® HandyGreen® II 4	9 066
	Note: Spreader settings are approximate. Variation can occur due to variability of	rd wear of the
	spreader, even among identical models. Check settings and calibrations on a small	
	assure correct rate of application.	<u> </u>
Mowing	Avoid mowing 1 day before and after application.	

Water/Rainfall	Do not water in bait.
	 Do not water within 6 hours of a mound application or 24 hours of a broadcast application.
	 If rain occurs within 6 hours of a mound application or 24 hours of a broadcast application, adequate foraging of the bait may not occur and retreatment may be necessary.
When to Apply	 Apply when ants (excluding carpenter and pharaoh ants) are active (usually when temperatures are greater than 70° F).
	The best time to apply is in the early morning or late evening when ant (excluding carpenter and pharaoh ants) foraging is at its peak.
	 Colonies will usually be destroyed within 3 to 7 days. Large mounds may require a repeat application.
	Make a broadcast application every other month during warm months to keep ants (excluding carpenter and pharaoh ants) from
	establishing/starting/forming new mounds, but limit number of ant bait broadcast applications in treated areas to 4 per year.

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Wash thoroughly with soap and water after handling.

ENVIRONMENTAL HAZARDS

Do not apply where/when conditions could favor runoff. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours. Do not apply this product directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Cover, incorporate, or clean up granules that are spilled. Do not contaminate water when disposing of equipment rinse water or put product or rinse water down any drain. This product is toxic to birds and mammals. This product is highly toxic to bees exposed to direct treatment or residues on weeds.

STORAGE AND DISPOSAL

STORAGE: Store only in original container in a cool, dry place inaccessible to children and pets.

DISPOSAL: If empty: Nonrefillable. Do not reuse or refill this container. Place in trash or offer for recycling if available. If partially filled: Place in trash or call your solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

WARRANTY: To the extent consistent with applicable law, seller makes no warranty, expressed or implied, concerning the use of this product other than indicated on the label. Buyer assumes all risk of use and/or handling of this material when such use and/or handling is contrary to label instructions.



HOW IT WORKS (Optional section)

WARRANTY: To the extent consistent with applicable law, seller makes no warranty, expressed or implied, concerning the use of this product other than indicated on the label. Buyer assumes all risk of use and/or handling of this material when such use and/or handling is contrary to label instructions.

Tomcat® Ant Killer contains the active ingredient, indoxacarb, in a formulation that is highly attractive to ants (excluding carpenter and pharaoh ants). Worker ants encounter the bait and quickly transport it back to the mound where it is fed to developing larvae. Indoxacarb is metabolically activated by the larvae into a highly toxic metabolite, which is then fed to other workers and the queen ensuring the rapid demise of the colony.

Ant (excluding carpenter and pharaoh ants) colonies are started by newly mated queens that fly into an area, burrow into the ground and begin laying eggs. Flights may occur from spring to fall, often shortly after a rain. It takes several weeks for new mounds to appear. Combining broadcast applications with mound treatments eliminates/controls visible mounds and helps to prevent new mounds from forming.

OPTIONAL MARKETING STATEMENTS:

Treats X Mounds [Depends on Package Size]

Treats X Square Feet [Depends on Package Size]

Easy to Use

Easy Spreading Granules

No Mixing Required/Necessary

Use Straight from the Container (Bag/Bottle)

Mound or Broadcast Treatments

No Watering Necessary

No Watering

No Watering Required

Low Density Formula

Kills Fire Ants

Effective Kill of Fire Ants

Effective Kill of Ants (excluding carpenter and pharaoh ants)

Kills Ants (excluding carpenter and pharaoh ants)

Kills the Queen(s)

Kills the Mound

No New Mounds

Kills the Colony

Controls the Mound [Plus Stops New Mounds from Forming]

Controls the Colony [Plus Stops New Mounds from Forming]

Stops New Mounds from Forming

Plus Stops New Mounds from Forming

No Mound Movement

No Mound Movement Means Less Product Needed

No Mound Movement Means No Additional Treatment

OPTIONAL MARKETING STATEMENTS (Continued):

Controls Mounds You See Plus Those You Don't

Kills Mounds You See Plus Those You Don't

Fire Ants Find/Pick Up Bait in Minutes

Ants (excluding carpenter and pharaoh ants) Find/Pick Up Bait in Minutes

No Odor

Odor-free

Contains Indoxacarb

Featuring Indoxacarb - Next Generation Fire Ant Control

Featuring Indoxacarb- Next Generation Ant (excluding carpenter and pharaoh ants) Control

Improved Coverage

Guaranteed to Kill [or Your Money Back]

Guaranteed Kill [or Your Money Back]

Money Back Guarantee

Easy Spread Granules

Destroys the Mound

Destroys/Kills the Mound/Queen/Colony in as Few as 3 Days

Can be Applied as Broadcast or (Individual) Mound Treatment

Kills the Queens(s) and/& the Colony/Mound

Dual Action [Formula]

Treat [Individual] Mounds or Broadcast [Your Choice]

For Mound or Broadcast Treatment/Application

Deep Reaching Formula

Fire Ants Think it's Food

Ants (excluding carpenter and pharaoh ants) Think it's Food

Great Value

Kills Visible and/&/ Plus Hidden Mounds

Next Generation Fire Ant Control

Next Generation Ant (excluding carpenter and pharaoh ants) Control

Just Sprinkle/Shake and/& Walk Away

No Mound Relocation

Gets Down Deep to get the Queen(s)

Worker Ants (excluding carpenter and pharaoh ants) Feed the Queen(s) a Deadly Dose

Easy Pour Spout.

Control Shake Handle

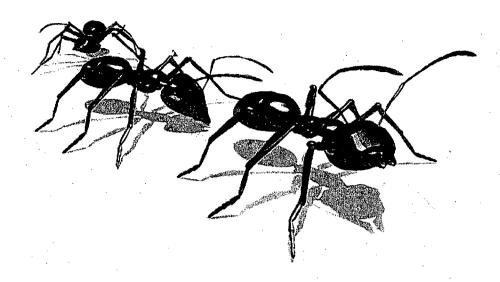
Ready to Use

Treats up [Your Choice] square feet

Effectiveness increases as Ants (excluding carpenter and pharaoh ants) Digest

Ants (excluding carpenter and pharaoh ants) Digestion Increases Effectiveness





OPTIONAL PICTURE WITH TEXT



This Section For Product Label Identification Purposes Only: Tomcat Ant Bait, EPA Reg. No. 12455- 107 Container Label Page 6 of 6

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United States

Environmental Protection Agency

Registration
Amendment
Other

Form Approved. OMB No. 2070-0060.

OPP

DIOVE EXDITES 2-20-	9 2
Identifier Number	1/2

•	Washi	ngton, DC 204	.60		· (1)	Other		
		Applicatio	n for Pest	ticide - Sec	tion I			
1. Company/Product Number 12455-107 4. Company/Product (Name)	· · ·	·		PA Product Ma da Arrington	nager		3. Pr	oposed Classification None Restricted
Tomcat Ant Killer								
5. Name and Address of Applia Bell Laboratories, Inc 3699 Kinsman Blvd. Madison, WI 53704 Check if this is	eant (Include ZIP Co	de)	(b)(to: EP		is simila			FIFRA Section 3(c)(3) mposition and labeling
			Section	`- II				
Amendment - Explain be Resubmission in respon Notification - Explain be Explanation: Use additional Notification: Use of Syml notification. Attached is a Pictures with Text" sectio notification statement.	page(s) if necessary cools and Graphic copy of the label	y. (For sections. As per Pluster)	R Notice 98- itional pictur	Agency let "Me Too" Other - Ex	Application below the plain below the plain below the plain below the plain of pictures and plain the plai	ctures to a	label ca	to the "Optional
			Section	- 111				
Yes V No	Packaged In: Unit Packaging Yes ✓ No f "Yes" Unit Packaging wgt.	No. per container	Water Solub Yes ✓ No If "Yes" Package wg	le Packaging No. per t contains		2. Type of C	ontainer Metal Plastic Glass Paper Other (S	Specify)
3. Location of Net Contents Int Label Cor 6. Manner in Which Label is Af	tainer	4. Size(s) Ret	1 lb 5 lb.	Othe		Front lab		
		- Paper Stencii	glued ed					
		·	Section		-			
Contact Point (Complete ite Name John Lublinkhof	ms directly below fo		Title			7		No. (Include Area Code)
I certify that the stateme I acknowledge that any l both under applicable lay 2. Signature	nowlinglly false or i	Certifica this form and misleading star	tion all attachments	Regulatory Aff	ie, accuri	ate and com	plete.	6. Date Application
Jen G	ala Sil		Director of F	Regulatory Af	fairs		ξυ	
4. Typed Name John Lublinkhof	Se va sul	•	5. Date May 9, 200	8			٠,٠٠٠	

Continuation of Section II, EPA Form 8570-1

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	Spreader Settings for 1.0 lb/10 Model	Setting	Ì
	Drop Spreaders:	Setting	
	Scotts® AccuGreen® 1000, 2000 or 3000	8 1/2	
	Scotts® EdgeGuard®	7 ½	
	RotaryBroadcast Spreaders:		
	Scotts® SpeedyGreen® 1000, 2000 or 3000	6 1/2	
	Sta-Green® 4500	5 1/2	
	EarthWay® 2000	11	
	EarthWay® 2050	9	
	Vigoro® 4300	5 ½	
	Hand Held Spreaders:		
	Ortho® Whirlybird®	4	
	Scotts® HandyGreen® II	4	60
	Note: Spreader settings are approximate. Variation can spreader, even among identical models. Check setting assure correct rate of application.		
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	establishing/starting/forming new mounds, but limit number of ant bait broadcast applications in treated areas to 4 per year.

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STORAGE AND DISPOSAL

STORAGE: Store only in original container in a cool, dry place inaccessible to children and pets.

DISPOSAL: If empty: Nonrefillable. Do not reuse or refill this container. Place in trash or offer for recycling if available. If partially filled: Place in trash or call your solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

WARRANTY: To the extent consistent with applicable law, seller makes no warranty, expressed or implied, concerning the use of this product other than indicated on the label. Buyer assumes all risk of use and/or handling of this material when such use and/or handling is contrary to label instructions.





HOW IT WORKS (Optional section)

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OPTIONAL MARKETING STATEMENTS:

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Easy to Use

Easy Spreading Granules

No Mixing Required/Necessary

Use Straight from the Container (Bag/Bottle)

Mound or Broadcast Treatments

No Watering Necessary

No Watering

No Watering Required

Low Density Formula

Kills Fire Ants

Effective Kill of Fire Ants

Effective Kill of Ants (excluding carpenter and pharaoh ants)

Kills Ants (excluding carpenter and pharaoh ants)

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No New Mounds

Kills the Colony

Controls the Mound [Plus Stops New Mounds from Forming]

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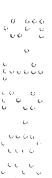
Stops New Mounds from Forming

Plus Stops New Mounds from Forming

No Mound Movement

No Mound Movement Means Less Product Needed

No Mound Movement Means No Additional Treatment



OPTIONAL MARKETING STATEMENTS (Continued):

Controls Mounds You See Plus Those You Don't

Kills Mounds You See Plus Those You Don't

Fire Ants Find/Pick Up Bait in Minutes

Ants (excluding carpenter and pharaoh ants) Find/Pick Up Bait in Minutes

No Odor

Odor-free

Contains Indoxacarb

Featuring Indoxacarb – Next Generation Fire Ant Control

Featuring Indoxacarb- Next Generation Ant (excluding carpenter and pharaoh ants) Control

Improved Coverage

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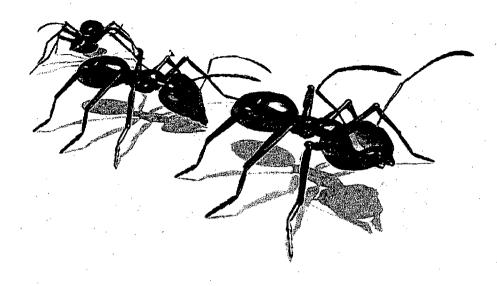
Control Shake Handle

Ready to Use

Treats up [Your Choice] square feet

Effectiveness increases as Ants (excluding carpenter and pharaoh ants) Digest

Ants (excluding carpenter and pharaoh ants) Digestion Increases Effectiveness



OPTIONAL PICTURE WITH TEXT

