

13283-37

10/5/2009

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



OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

October 5, 2009

Rainbow Technology Corporation
c/o Ms. Kim Davis
RegWest Company, LLC
30856 Rocky Road
Greely, CO 80631-9375

Dear Ms. Davis,

Subject: Label Notification per Pesticide Registration Notice 98-10

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10, dated July 30, 2009, for the product "Fire Ant Killer Granules," EPA Registration Number 13283-37.

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 (Section III-D). The information submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please contact me directly at 703-308-8735 or email me at chao.julie@epa.gov.

Sincerely,

A handwritten signature in cursive script, appearing to read "Julie A. Chao".

Julie A. Chao
Insecticide-Rodenticide Branch
Registration Division (7505P)
Office of Pesticide Programs

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060.

United States Environmental Protection Agency 1200 Pennsylvania Avenue, N.W. Washington, DC 20460-0001	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number Notification
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Application for Pesticide – Section I

1. Company/Product Number EPA Reg. No. 13283-37	2. EPA Product Manager Venus Eagle	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/ Product (Name) Fire Ant Killer Granules	PM # 1	
5. Name and Address of Applicant (Include ZIP Code) Rainbow Technology Corporation c/o RegWest Company, LLC 30856 Rocky Road Greeley, CO 80631-9375 <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: <div style="text-align: center;">NOTIFICATION</div> EPA Reg. No. _____ OCT - 5 - 2009 _____ Product Name _____

Section – II

<input type="checkbox"/> Amendment – Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification – Explain below.	<input checked="" type="checkbox"/> Final printed labels in response to Agency letter dated 12/12/2008 <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other – Explain below.
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Explanation: Use additional page(s) if necessary. (For Section I and Section II.)
Submit label revision and additional brand name notification plus final printed labeling per PR Notice 98-10. Refer to the Reference Label for an illustration of the additions. The additional brand name is: Triple SSS Farm Fire Ant Killer

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 the 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.

Section – III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input 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 Wt. No. Per Container	If "Yes" Packaging Wt. No. Per Container		
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling Accompanying Product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Stenciled <input type="checkbox"/> Paper glued <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 Kim Davis, CC, APC, Manager	Title Consultant/Agent	Telephone No. (Include Area Code) (970) 353-0611 kim@regwest.com
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Certification		6. Date: Application Received (Stamped)
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 Consultant/Agent	
4. Typed Name Kim Davis, CC, APC, Manager	5. Date July 30, 2009	

July 30, 2009



Ms. Venus Eagle, Product Manager 1
Document Processing Desk – **NOTIF**
Office of Pesticide Programs – **7504P**
U.S. Environmental Protection Agency
One Potomac Yard (So. Bldg.), Room S-4900
2777 South Crystal Drive
Arlington, VA 22202

Dear Ms. Eagle:

Subject: Rainbow Technology Corporation
Fire Ant Killer Granules
EPA Reg. No. 13283-37

On behalf of **Rainbow Technology Corporation**, RegWest Company, LLC is submitting the attached documents to support of a label revision/additional brand name notification for subject product. RegWest will act as sole agent in this endeavor.

Attached are the following:

1. Application for Pesticide: Other (Notification)
2. One **Reference Label** (illustrating the additions)
3. Two **New Labels** (incorporating the additions)
4. Two market (final printed) labels

The additional brand name is: **Triple SSS Farm Fire Ant Killer**

As illustrated on the **Reference Label** we are adding the product code (3000) and the DOT placard with appropriate DOT verbiage.

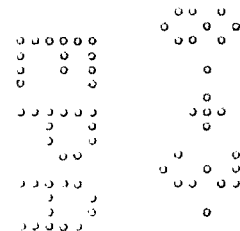
Please contact me at (970) 353-0611 or kim@regwest.com if you have any questions or require additional information.

Regards,
RegWest Company, LLC

Kim Davis, CC, APC, Manager
Consultant/Agent

Attachments

cc: RBT – Schmidt, N.



30856 Rocky Road
Greeley, CO 80631-9375
970-353-0611
970-353-0613 Fax
Kim@regwest.com

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{Front Panel}

Fire Ant Killer Granules

{ABN: Triple SSS Farm Fire Ant Killer}

**Kills {Select from *Listed Insects*} in Commercial Production Ornamental Nurseries
and for Use Under the USDA IFA Quarantine Program.
This product is not for residential use.**

{Listed Insects:}

**Ants (excluding Pharaoh and Carpenter Ants), Crickets, Earwigs, Fire Ants*, Millipedes, Silverfish,
Soil Infesting Insects and Sowbugs**

***Will kill Fire Ants that come into contact with the granule**

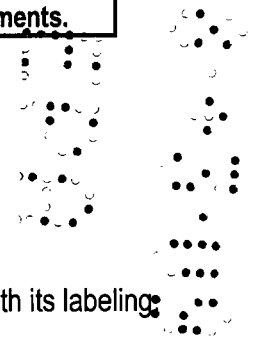
Active Ingredient:

Chlorpyrifos [CAS No. 2921-88-2]	5%
Other Ingredients	95%
Total	100%

Keep Out of Reach of Children
WARNING
 See back [side] panel for First Aid and additional Precautionary Statements.

EPA Reg. No. 13283-37 EPA Est. 13283-AL-1

Net Contents: 50 lbs



{Back Panel}

DIRECTIONS FOR USE

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

This product is for sale to, use and storage only by commercial ornamental nurseries and for Certification under the USDA Imported Fire Ant (IFA) Quarantine program.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the treatment area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and the restricted-entry interval. The requirements in this box apply only to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 24 hours. Certified crop advisors or persons entering fields under their direct supervision under certain circumstances may

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be exempt from the early reentry requirements pursuant to 40 CFR Part 170.

Agricultural Use Requirements (continued)

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil or water, is: coveralls, waterproof gloves and shoes plus socks.

Notify workers orally and by posting warning signs at entrances to treated areas.

Non-Agricultural Use Requirements

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard (WPS) for agricultural pesticides (40 CFR Part 170). The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries or in greenhouses. Keep the public (especially children and pets) off treated areas until subsequent rainfall or irrigation has washed the bait into the soil and the area has dried.

Pest Control in Ornamental Nurseries for Commercial Production

To control {select from Listed Insects}: Evenly apply this product over soil within flower beds and under shrubbery. Apply at the rate of ½ pound per 1,000 sq. ft. to control these pests on turf.

To control Fire Ants*: Treat individual fire ant mounds during early morning or late evening hours (when ants are least active), gently and evenly applying ½ oz. (1 tablespoon [Tbs]) of this product to the surface and surrounding two feet of active fire ant mounds.

Imported Fire Ant* Control in Ornamental Nurseries for Professional Use in Commercial Production

Individual Mound Treatment: Treat individual fire ant mounds during early morning or late evening hours (when ants are least active), gently and evenly applying ½ oz. (1 tablespoon [Tbs]) of this product to the surface and surrounding two feet of active fire ant mounds. Use this product in Imported Fire Ant Quarantined areas, when the nursery stock is to be shipped outside the quarantined area.

For Certification under USDA Imported Fire Ant Quarantine: In Container and Field Grown Woody Ornamentals ("B&B Stock"): Using conventional calibrated ground equipment suitable to the treatment area[s], broadcast this product at the rate of 50 lbs per 17,424 sq ft (6 lbs A.I. per acre) as a pre-harvest treatment to ornamental (non-food bearing) plants. For certification under the USDA Imported Fire Ant (IFA) Quarantine program, use this product 3-5 days after an application of an approved fenoxycarb, hydramethylnon, methoprene or pyriproxyfen bait. Broadcast this product at the rate of 125 lbs per acre (6 lbs A.I. per acre). Treatment area must extend at least 10 feet beyond the base of all plants that are to be certified. Exposure period is 30 days and plants are certifiable 30 days after completion of the treatment sequence. The certification period is 12 weeks; an additional 12 weeks of certification may be obtained with a second application of this product at the rate of 50 pounds per 17,424 sq ft (6 lbs A.I. per acre). Maximum application rate is two applications of this product per year with a minimum of 12 weeks between applications. Refer to current USDA IFA quarantine guidelines before treatment for certification.

*Will kill Fire Ants that come into contact with the granule.

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Pesticide Storage and Disposal

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

Pesticide Storage: Store in a clean, dry place. Protect container from rupture during storage and transport. If contents are spilled, sweep or scoop up material and place in another clean, dry container for reuse or disposal in accordance with this label. **Pesticide Disposal:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance. **Container Disposal:** Non-refillable container; do not reuse or refill this container. Offer container for recycling, if available, or reconditioning; or puncture and dispose of in a sanitary landfill; or if allowed by state and local authorities, by burning; if burned stay out of smoke.

Batch [Lot] Code [Number]: _____

First Aid

This product contains Chlorpyrifos, an organophosphate insecticide that inhibits cholinesterase.

If Swallowed:	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor 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 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. • Call a poison control center or doctor for further treatment advice.
If on Skin or Clothing:	<ul style="list-style-type: none"> • Take off contaminated clothing. • Immediately rinse skin 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 1-800-255-3924 for emergency medical treatment advice.]	
Note to Physician: Chlorpyrifos is a cholinesterase inhibitor. Treat symptomatically. Atropine only by injection is antidotal.	

{Note: The first aid statements' grid format will be used if market label space permits; otherwise a paragraph format will be used.}

PRECAUTIONARY STATEMENTS

Hazards to Humans & Domestic Animals

WARNING: May be fatal if swallowed, inhaled or absorbed through skin. Do not breathe dust. Avoid contact with skin, eyes or clothing. Remove and wash contaminated clothing before reuse.

Personal Protective Equipment (PPE)

Loaders, applicators and all other handlers must wear:

- coveralls over long-sleeved shirt and long pants;
- chemical-resistant gloves;
- chemical-resistant footwear plus socks;
- a NIOSH-approved dust mist filtering respirator with MSHA/NIOSH approval number prefix TC-21C or a NIOSH-approved respirator with any N, R, P or HE filter.

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User Safety Requirements

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

User Safety Recommendations

Users should wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
Users should remove clothing/PPE immediately if pesticide gets inside; then wash thoroughly and put on clean clothing.
Users should remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

Environmental Hazards

This pesticide is toxic to fish, aquatic invertebrates, small mammals and birds. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Drift and runoff may be hazardous to aquatic organisms in water adjacent to treated areas. Do not contaminate water when disposing of equipment wash water or rinsate. This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

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

Comments or Suggestions?

1-800-637-6047

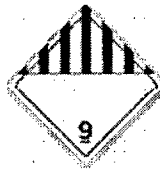
info@rainbowtech.net

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261 Cahaba Valley Parkway

Pelham, AL 35124

[Product No. 3000] [Code]



Other Regulated Substance, Solid, N.O.S. (Chlorpyrifos), NA 3077, RQ (Chlorpyrifos)

[] Denotes alternate/optional language

{ } Denotes language that does not appear on the market labeling