

33116-3

5.2.2008

1/8



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Rebecca M Horton, Agent for
Lilly Miller Brands
Registration by Design, Inc
118 ½ East Main Street, Suite 1
Salem, VA 24153—3805

MAY 2 2008

Subject: Notification(s) for Label Revisions under PRN 98-10 and PRN 2007-4
Storage & Disposal and Other Changes (Warranty Statement)

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notices (PRN) 98-10 and 2007-4 dated April 4, 2008 for:

EPA Registration 33116-3 "Lilly Miller Slug & Snail Spray"

The Registration Division (RD) has conducted a review of the request(s) for applicability under PRN 98-10 and PRN 2007-4 and finds that the label changes requested fall within the scope of PRN-98-10 and 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 me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

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

2/8

Registrations
by Design, Inc.SM

CERTIFIED MAIL #7007 3020 0001 8201 8449

April 4, 2008

118 1/2 East Main Street
Suite 1
Salem, VA 24153-3805
phone 540.375.8826
fax 540.375.8827

Document Processing Desk (NOTIF)
Office of Pesticide Programs/Reg. Div. (7505P)
U.S. Environmental Protection Agency
Ariel Rios Bldg.
1200 Pennsylvania Ave., NW
Washington, DC 20460

Re: NOTIFICATION FOR COMPLIANCE WITH PR NOTICE 2007-4 & revised warranty statement
EPA Reg. No. 33116-3, Lilly Miller Slug & Snail Spray

Attn: Linda Arrington
Notifications & Minor Formulations Team Leader

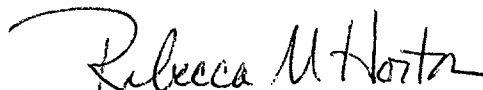
On behalf of Lilly Miller Brands of Walnut Creek, California, enclosed is notification of administrative label revisions, including revision to the Storage & Disposal text for compliance with PR Notice 2007-4, revised warranty statement, and updated company address.

The following documents are enclosed:

- 1) EPA Form #8570-1, Application for Pesticide – Notification (2 copies)
- 2) Copy of the proposed label with revisions highlighted in red

If further action or information is required on Lilly Miller Brand's behalf, please advise.

Best regards,



Rebecca M. Horton
Consultant/Agent for
LILLY MILLER BRANDS
e-mail: hortonb@ntelos.net

BMH/sjh

Enclosures

MEMBER
CPDA



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 33116-3	2. EPA Product Manager Dani Daniel	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Lilly Miller Slug & Snail Spray	PM#	
5. Name and Address of Applicant (Include ZIP Code) Central Garden & Pet dba Lilly Miller Brands 1340 Treat Blvd., Suite 650 Walnut Creek, CA 95497 <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 _____
<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: (1) Label Change per PR Notice 2007-4, revised warranty statement & updated company address. This notification is consistent with the provisions of PR Notice 2007-4 and the requirements of EPA 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 the Confidential Statement of Formula for this product. Lilly Miller Brands understands that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA, and further understands that if the amended label is not consistent with the requirements of 40 CFR 156.10, 156.140, 156.144, 156.146 and 156.156, this product may be in violation of FIFRA and Lilly Miller Brands 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 checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 pt. 8 fl. oz		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product		<input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		<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 Rebecca M. Horton	Title Consultant/Agent for Lilly Miller Brands	Telephone No. (Include Area Code) 540-375-8826
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.		6: Date Application Received (Stamped)
2. Signature <i>Rebecca M Horton</i>	3. Title Consultant/Agent for Lilly Miller Brands	
4. Typed Name Rebecca M. Horton	5. Date APR - 4 2008	



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 33116-3	2. EPA Product Manager Dani Daniel	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Lilly Miller Slug & Snail Spray	PM#	
5. Name and Address of Applicant (Include ZIP Code) Central Garden & Pet dba Lilly Miller Brands 1340 Treat Blvd., Suite 650 Walnut Creek, CA 95497 <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"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.
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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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			<input type="checkbox"/> Metal <input checked="" 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	If "Yes" Package wgt	No. per container
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 pt. 8 fl. oz		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product				<input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other _____	

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Name Rebecca M. Horton	Title Consultant/Agent for Lilly Miller Brands	Telephone No. (Include Area Code) 540-375-8826
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.		6. Date Application Received (Stamped)
2. Signature 	3. Title Consultant/Agent for Lilly Miller Brands	
4. Typed Name Rebecca M. Horton	5. Date APR - 4 2008	

MASTER LABEL

LILLY MILLER® SLUG & SNAIL SPRAY

Attracts and kills slugs and snails on ornamentals, lawns, and ground covers
Covers up to 1,000 sq. ft.

ACTIVE INGREDIENT:

Metaldehyde (2,4,6,8-tetramethyl-
1,3,5,7-tetraoxycyclo-octane) 10.5%

INERT INGREDIENTS 89.5%

Keep out of reach of children

This pesticide may be fatal to dogs or other pets if eaten. Keep pets out of treated area. Do not allow pets to play on treated areas until sprays have dried.

CAUTION

See back panel for additional precautionary statements and First Aid.

NET CONTENTS 1 PT. 8 FL. OZ. (709 ml)

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if inhaled or absorbed through skin. Causes eye irritation. Avoid breathing spray mist. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse. This pesticide may be fatal to dogs or other pets if eaten. Keep pets out of treated area. Do not allow pets to play on treated areas until sprays have dried.

FIRST AID

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

If swallowed: Call a poison control center or doctor immediately 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 on skin or clothing: 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 inhaled: 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.

SLUG & SNAIL SPRAY stops these pests from devouring your favorite flowers, sliding across your lawn, and covering your driveway or patio. It goes on quickly and easily reaches those hard-to-bait areas under shrubs, in ground covers, on hillsides, and in rock gardens.

This easy-to-use container attaches right to your garden hose, so there's no mixing. Use only what you need, then put it away for next time.

How do I use this product?

When to use: Snails and slugs can be active all through the year, if conditions are right. The damage they cause is most visible as gardens get into full swing in early spring. During hot weather, they are often forced to find protection from the heat, but you will see their damage increase as rains return in the fall. To keep snails and slugs under control for the entire season, spray with **SLUG & SNAIL SPRAY** every two weeks.

Snails and slugs prefer moist areas during the day and come out of hiding at night. Spray in the evenings, just before dark.

What to do: Slugs hide under pots, fallen leaves, boards, and any other debris left around the yard. Get rid of as many of these hiding places as possible, before you start spraying. In the evening, spray around flowers, shrubs and trees. Mulched beds and bark dust areas are good hiding places for snails and slugs. Be sure to spray these places.

What not to do: Do not spray **SLUG & SNAIL SPRAY** on vegetables or in the vegetable garden. Do not allow the product to form puddles which may attract pets. Do not let adults, children, or pets onto the area until the spray has dried.

How to use this sprayer:

1. Before you start, the small scalloped knob should have the flat part facing forward. If it is not, push it out from the other side and rotate it to the front. The large knob should be in the OFF position.
2. Shake the container well and attach it to your garden hose.
3. Turn on the water from the faucet.
4. When you are ready to spray, turn the small knob so that the scallop is forward and push it in.
5. Turn the large knob one-quarter turn forward and begin spraying.

- 6. When you are finished spraying or if you have to stop spraying at any time, turn the large knob back to the OFF position.
- 7. Push the small knob out from the opposite side and turn it so that the flat surface faces forward. This seals the container.
- 8. Turn off the water from the faucet.
- 9. Turn the large knob ON then OFF, to relieve pressure from the hose.
- 10. Unhook the container from the hose and store it carefully.

Captions for illustrations:

- 1. Before you start
- 2. When you are ready to spray
- 3. When you are finished

This product may separate, but this does not affect the way it works. Simply shake well before using.

This whole bottle will cover 1,000 sq. ft. (approx. 50' x 20'). One quarter of the bottle (see markings on the side) will cover 250 sq. ft. (approx. 25' x 10'). Let the spray dry before you let adults, children or pets back onto the area.

What will I see?

SLUG & SNAIL SPRAY does not drop snails and slugs in their tracks. They often crawl away a bit to die, so you will not see mounds of these pests lying about.

But, you will not see snails and slugs on the patio each evening and you will not hear them crunch or squish underfoot. Your flower seedlings will live to adulthood, and there will be fewer holes in the leaves of all the ornamental plants in your garden.

=====

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store this product in its original container and keep in a secure area out of reach of children and domestic animals. [For DIRECTIONS FOR USE (Version B): To store partially-used container, reseal the container as directed above.]

PESTICIDE DISPOSAL: If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

CONTAINER DISPOSAL: If Empty: Nonrefillable container. Do not reuse or refill this container. Place in trash or offer for recycling if available.

NOTICE: 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. To the extent consistent with applicable law, buyer assumes all risk of use and/or handling of this material when such use and/or handling is contrary to label instructions.

[Lot no. to be added at production]

LILLY MILLER BRANDS
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Walnut Creek, CA 94597
www.lillymiller.com