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|  | U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (H7505C) 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460 | EPA Reg. Number: 33657-8 | Date of Issuance: SEP 14 2001 |
| | NOTICE OF PESTICIDE: <input checked="" type="checkbox"/> Registration <input type="checkbox"/> Reregistration (under FIFRA, as amended) | Term of Issuance: Conditional Registration until March 1, 2004 | |
| | | Name of Pesticide Product: 1% Etofenprox Fogger | |
| Name and Address of Registrant (include ZIP Code): Mitsui Chemicals, Inc. 2500 Westchester Avenue, Suite 110 Purchase, New York 10577 | | | |
| Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number. | | | |
| <p>On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.</p> <p>Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.</p> <p>This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A) since you agreed in your letter dated September 9, 2001 that:</p> <ol style="list-style-type: none">1. You will submit and/or cite all data required for registration/ reregistration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.2. You will submit production information (pounds or gallons produced) for this product for the fiscal year in which the use is conditionally registered, in accordance with FIFRA section 29. The fiscal year begins October 1 and ends September 30. The production information will be submitted to the Agency no later than November 15 following the end of the preceding fiscal year. <p>This information should be submitted to:</p> <p>U.S. Environmental Protection Agency Office of Pesticide Programs (7504C) Document Processing Desk Ariel Rios Building 1200 Pennsylvania Avenue, NW Washington, D.C. 20460</p> | | | |
| Signature of Approving Official: | | Date: | |

3. You will submit the listed data below, conducted in accordance with the 40 CFR Part 158 test guidelines referred to below:

| <u>Title of Study</u> | <u>Guideline Reference Number</u> | <u>Date Due</u> |
|--|---------------------------------------|-------------------|
| Acute and Subchronic Neurotoxicity | 870.6200 | March 1, 2003 |
| Developmental Neurotoxicity | 870.6300 | September 1, 2003 |
| Residential "Indoor Surface Residue Dissipation Study following Total Release Product Use" | 875.2300 | September 1, 2003 |
| Residential "Indoor Air Concentration Measurements following Total Release Product Use" | 875.2500 | September 1, 2003 |
| Product Performance Data for cockroaches, fleas, ticks, and mosquitoes | 810.3500 810.3400 | September 1, 2002 |

You will submit protocols prior to conducting the above studies for Agency review and approval.

4. You will make the following label changes before you release the product for shipment:

a. Add the phrase "EPA Registration No. 33657-8".

b. Qualify the use sites as follows, "Use in Homes, apartment buildings, and the non-food/feed areas of hotels, warehouses ... etc.

5. You will submit three (3) copies of your final printed labeling before releasing the product for shipment.

You should note that if you fail to satisfy any of the conditions imposed on this registration, e.g., you fail to submit the required data by the specified deadlines or the data submitted were not generated in accordance with applicable test guidelines, EPA may issue notice to cancel this use under FIFRA 6(e).

You should also note that, regardless of whether you satisfy all applicable conditions, this conditional registration will expire automatically on March 1, 2004. Sale and distribution of the subject product bearing labeling for residential sites, commercial and industrial establishments and institutions after March 1, 2004 will be illegal.

Finally, once the required data have been submitted and evaluated, EPA will entertain an application to amend the registration of the subject product to allow unconditional use in residential sites, commercial and industrial establishment and institutions.

A stamped copy of your product label is attached.

Sincerely,

George LaRocca
Product Manager 13
Registration Division (7505C)
Insecticides Branch

Enclosure

4 8 7

[FRONT CONTAINER LABEL]

1% ETOFENPROX FOGGER

Total Release Fogger

Kills Roaches, Fleas, Ants, Spiders, Crickets,
Flies, Ticks, Sawtoothed Grain Beetles, Red Flour Beetles, and Others Listed

Penetrating Fog Kills Even Hidden Insects!

Use In Homes, Apartments Buildings, Hotels, Stores, Warehouses, Office Buildings, Schools,
Nursing Homes, Hospitals, & Industrial Buildings

Water Based, Will Not Stain!

No Lingering Odor!

Easy to Use, Leaves No Sticky Mess!

ACTIVE INGREDIENTS:

Etofenprox [2-(4-Ethoxyphenyl) -2-methylpropyl
3-phenoxybenzyl ether]..... 1.0%

INERT INGREDIENTS:..... 99.0%

TOTAL 100.0%

KEEP OUT OF REACH OF CHILDREN

CAUTION

See Back Panel For Additional Precautionary Statements

EPA REG. NO. 33657-8

EPA EST. NO.

NET WT. _____

Mitsui Chemicals, Inc.
2500 Westchester Ave., Suite 110
Purchase, NY 10577

ACCEPTED
with COMMENT
in EPA Letter Dair...

SEP 14 2001

Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.

33657-8

[BACK CONTAINER PANEL - PAGE 1]

1% Etofenprox Fogger effectively kills Cockroaches, Fleas, Ants, Spiders, Crickets, Ticks, Flies, Silverfish, Pillbugs (Sowbugs), and Exposed Stages of Sawtoothed Grain Beetles, Red Flour Beetles, Confused Flour Beetles and Cigarette Beetles. The penetrating fog kills even hidden pests. Fleas in carpets, rugs, upholstery, pet bedding and floor cracks will be killed. 1% Etofenprox Fogger leaves no lingering, unpleasant odor or sticky mess, and will not stain furnishings when used as directed.

DIRECTIONS FOR USE

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

READ THE ENTIRE LABEL PRIOR TO USE. USE STRICTLY IN ACCORDANCE WITH ALL LABEL PRECAUTIONS AND DIRECTIONS.

Note: Do not apply to classrooms when in use. Do not use in aircraft cabins. Do not apply to patient rooms in hospitals and nursing homes while occupied. For use in the non-food and non-feed areas of food and feed handling establishments. Do not use in food or feed areas of food or feed handling establishments, restaurants or other areas where food or feed is commercially prepared or processed. Do not use in serving areas while food is exposed or the facility is in operation. Serving areas are areas where prepared foods are served, such as dining rooms but excluding areas where foods may be prepared or held. Remove food from food serving areas of commercial establishments prior to treatment. Wash all exposed food serving/handling surfaces thoroughly with potable water following treatment and before use. In homes, remove all food and cooking utensils. Cover all food handling surfaces and wash thoroughly after treatment and before use. Repeated exposure to etofenprox can cause skin irritation.

Non-food and non-feed areas of food and feed establishments are areas such as garbage rooms, lavatories, floor drains (to sewer entries and vestibules), offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after canning and bottling).

For best results, treat entire dwelling with particular attention to kitchen and bathroom areas. Use only one fogger for each 750 sq. ft. (25' x 30' area or 6,000 cubic feet) of floor space.

Close outside doors and windows and turn off fans and air conditioners. DO NOT use more than one fogger per room. DO NOT use in small enclosed spaces such as closets, cabinets or under counter or tables. Do not use in a room 5 ft. x 5 ft. or smaller; instead, allow fogs to enter from other rooms. Turn off ALL ignition sources such as pilot lights (shut off gas valves), other open flames or running electrical appliances that cycle off and on (i.e., refrigerators, thermostats, etc.). Call your gas utility or management company if you need assistance with your pilot lights.

Open interior doors and closets of area to be treated. Open all cupboards and drawers and remove contents. Remove pets and birds. Tightly cover fish aquariums.

[BACK CONTAINER PANEL - PAGE 2]

SHAKE WELL BEFORE USE.

Place can in the middle of the room, on a stand, table, chair or on the floor. Place several layers of unfolded newspaper, covering a 2 sq. ft. area directly under can to prevent marring of surface. Keeping at arm's length, point top of can away from face and press down actuator tab to lock into position and release fogging action. Set can in an upright position and leave treated area for at least two hours. Also, remove pets and keep out of treated area for at least 2 hours. After 2 hours, open all doors and windows, turn on air conditioners and fans and ventilate the treated area for 30 minutes.

NOTE: Asphalt tile and some plastics may be affected by this product. Place newspaper on asphalt tile before treatment and cover plastic items such as plastic furniture, stereo covers, eye glasses, etc.

Repeat treatments to infested areas as necessary at intervals of 14 days or greater. Do not make more than 6 applications per site per year.

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

CAUTION: Harmful if swallowed. Avoid breathing vapors or spray mist. Avoid contact with skin, eyes or clothing. Wash thoroughly after handling and before eating or smoking. Remove pets, birds and cover fish aquariums before spraying. Avoid contamination of food or feedstuffs.

| FIRST AID | |
|--------------------------------|--|
| If Swallowed: | <ul style="list-style-type: none"> •Call 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 the 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 by 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. •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. |

[BACK CONTAINER PANEL - PAGE 3]

PHYSICAL OR CHEMICAL HAZARDS



Highly Flammable Ingredient Ingrediente Altamente Inflamable

This product contains a highly flammable ingredient. It may cause a fire or explosion if not used properly. Follow the "Directions for Use" on this label very carefully. Contents under pressure. Keep away from heat, sparks or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130° F. may cause bursting.

STORAGE AND DISPOSAL

STORAGE: Store in a cool, dry area away from heat and open flame and preferably in a locked storage area inaccessible to children and pets.

DISPOSAL: This container may be recycled at aerosol recycling centers. At present, there are only a few such centers in the country. Before offering for recycling, empty the can by using the product according to the label (DO NOT PUNCTURE!). If recycling is not available, wrap the container and discard in the trash.

NOTICE: BUYER ASSUMES ALL RESPONSIBILITY FOR SAFETY AND USE NOT IN ACCORDANCE WITH DIRECTIONS AND PRECAUTIONS.

[OR, THE FOLLOWING DISCLAIMER MAY BE USED]

WARRANTY AND CONDITIONS OF SALE: MITSUI CHEMICALS, INC. WARRANTS THAT THE CHEMICAL COMPOSITION OF THIS PRODUCT CONFORMS TO THE CHEMICAL DESCRIPTION ON THE LABEL WHEN USED IN ACCORDANCE WITH DIRECTIONS UNDER NORMAL CONDITIONS OF USE. SPEER PRODUCTS MAKES NO OTHER WARRANTY, EXPRESSED OR IMPLIED, CONCERNING THE USE OF THIS PRODUCT OTHER THAN AS INDICATED ON THE LABEL. BUYER ASSUMES ALL RISKS OF USE, STORAGE AND HANDLING OF THIS MATERIAL NOT IN STRICT ACCORDANCE WITH DIRECTIONS GIVEN ON THE LABEL.