

33955-458

NOTIFICATION  
4-11-2002

1/4

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval Expires 02-28-95



United States  
**Environmental Protection Agency**  
Washington, DC 20460

- Registration
- Amendment
- Other

OPP Identifier Number

### Application for Pesticide - Section I

1. Company/Product Number <p style="text-align: center;">33955-458</p>	2. EPA Product Manager Akiva Abramovitch, PhD, Chemist	3. Proposed Classification  <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Acme® Dormant Oil Spray	PM# Insecticide Rodenticide Branch	
5. Name and Address of Applicant (Include ZIP Code) PBI/Gordon Corporation, Acme Division PO Box 014090 Kansas City, Missouri 64101  <input type="checkbox"/> Check if this is a new address	6. <b>Expedited Review.</b> 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 _____	<b>NOTIFICATION</b>  <b>APR 11 2002</b>
<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 RESPONSE TO PR NOTICE 2001-6:** The revisions to the disposal instructions are consistent with the guidance of PR Notice 2001-6. One copy of the proposed label is enclosed.

This notification is consistent with the guidance in PR Notice 2001-6 and the requirements of EPA regulations at 40CFR 156.10 and 40CFR 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 2001-6 and the requirements of 40CFR 156.10 and 40CFR 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 wgt.    No. per container	If "Yes" Package wgt.    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"/> Other _____ <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					

### Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Craig Martens	Title Manager of Regulatory Services	Telephone No. (Include Area Code) 816/460-6287
2. Signature 3. Title Manager of Regulatory Services		6. Date Application Received (Stamped)  .. ..
4. Typed Name Craig Martens	5. Date March 21, 2002	

**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.

**ACME<sup>®</sup>**

2/4  
NOTIFICATION

APR 11 2002

# DORMANT OIL SPRAY

Aids Control of Scale and Mite Eggs on Fruit, Shade Trees, Roses and Shrubs.

ACTIVE INGREDIENT:		
Paraffinic Petroleum Oil .....		97.0%
INERT INGREDIENTS: .....		<u>3.0%</u>
	TOTAL	100.0%

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

See side panels for Precautionary Statement and First Aid.

**NET WEIGHT: ONE QUART (32 FL. OZS.) or ONE U.S. GALLON**

824/ AP032102  
EPA REG. NO. 33955-458  
EPA EST. NO. 2217-KS-1

MANUFACTURED BY:



3/4



**READ THE ENTIRE LABEL FIRST. OBSERVE ALL PRECAUTIONS AND FOLLOW DIRECTIONS CAREFULLY.**

**PRECAUTIONARY STATEMENTS**

**Hazards to Humans & Domestic Animals**

**CAUTION:** Harmful if swallowed.

**First Aid**

<b>If swallowed:</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Do not induce vomiting unless told to by a poison control center or doctor.</li> <li>• Do not give any liquid to the person.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>If in eyes:</b>	<ul style="list-style-type: none"> <li>• 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.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If on skin:</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15 - 20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If inhaled:</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
Have the product container or label with you when calling a poison control center or doctor or going for treatment.	
<b>NOTE TO PHYSICIAN:</b> Contains petroleum distillate - vomiting may cause aspiration pneumonia.	

**ENVIRONMENTAL HAZARDS:**

For terrestrial uses, do not apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwater.

**DIRECTIONS FOR USE**

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

**STORAGE & DISPOSAL**

**STORAGE:** Keep from freezing. Store in original container in a locked storage area inaccessible to children or pets. Do not store near food or feedstuffs. To prevent cross-contamination, do not store near fertilizers, insecticides, fungicides, or near seeds.

**CONTAINER DISPOSAL:** If empty: Do not reuse this container. Place in trash or offer for recycling if available. If partially filled: Call your local solid waste agency or toll free number (1-800-CLEANUP) for disposal instructions. Never place unused product down any indoor or outdoor drain.

A highly refined miscible oil for winter control of certain insects. Apply in dormant period before buds open - late winter or early spring. Do not apply when spray will freeze to limbs as injury may result from the excess deposit. Remove all loose bark prior to spraying. Scales may be protected by these "shingles". Spray to wet all twigs, limbs, and the trunk. Measure dosage to be used carefully. Add to water, and mix thoroughly. Do not use mixture after standing without stirring.

4/4

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX  
 XXXXXX

SHADE TREES & SHRUBS: (Including conifers, deciduous broadleaf evergreens & woody ornamentals.)	APPLICATION RATE	TIME OF APPLICATION (Stage of Development)	USE PRECAUTIONS	Aids Control of: SCALE, INSECTS, & MITES
Apple, Pear, Peach, Cherry, Plum, Grapes	½ cup (4 fl.oz.) of product per 1 gal. of water	Dormant		European red mite eggs, clover mite eggs, pear leaf blister mite, pear psylla, San Jose
Oak, Elm, Willow, Basswood (Linden)	½ cup (4 fl.oz.) of product per 1 gal. of water	Dormant	Do not use on maple, mountain ash, and beech.	scale, lecanium scale, certain aphids, mealybugs, scruffy scale, pine
Lilac, Rose, Flowering Quince, Cotoneaster, Hawthorn	1 cup (8 fl.oz.) of product per 3 gals. of water	Dormant		needle scale, juniper scale, oyster shell scale, Forbes' scale, golden oak scale,
Evergreen (needle-type): Fir, spruce, pine, yew, and arborvitae are quite sensitive to oils. Colorado blue spruce may be discolored. Be extremely careful not to overspray.	1 cup (8 fl.oz.) of product per 3 gals. of water	Dormant	Do not exceed this dosage. Apply as a fine mist just before new spring growth starts. Do not use on broadleaf evergreens.	terrapi scale, cottony maple scale & rose scale.

**HOSE END SPRAYERS:**

Measure the required amount of oil into the jar according to the number of gallons of spray to be used. Fill jar to proper mark with water. Stir until white cream emulsion forms. Attach to sprayer head and apply. Do not use after standing over a few minutes without re-mixing.

**LIMITED WARRANTY AND DISCLAIMER.**

The manufacturer warrants only that the chemical composition of this product conforms to the ingredient statement given on the label, and that the product is reasonably suited for the labeled use when applied according to the Directions for Use.

THE MANUFACTURER NEITHER MAKES NOR INTENDS ANY OTHER EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE EXPRESSLY DISCLAIMED. This limited warranty does not extend to the use of the product inconsistent with label instructions, warnings or cautions, or to use of the product under abnormal conditions such as drought, excessive rainfall, tornadoes, hurricanes, etc. These factors are beyond the control of the manufacturer or the seller. Any damages arising from a breach of the manufacturer's warranty shall be limited to direct damages, and shall not include indirect or consequential damages such as loss of profits or values, except as otherwise provided by law.

The terms of this Limited Warranty and Disclaimer cannot be varied by any written or verbal statements or agreements. No employee or agent of the seller is authorized to vary or exceed the terms of this Limited Warranty and Disclaimer in any manner.