

15 JAN 1992

Sumitomo Chemical America, Inc.
c/o Dr. Robin Todd
1330 Dillon Heights Avenue
Baltimore, MD 21228

Dear Dr. Todd:

Subject: Revised Labeling
2% d-Phenothrin Insecticide Aerosol
EPA Reg. No. 39398-1
2% Sumithrin Total Release Insecticide, Aerosol
EPA Reg. No. 39398-2
Insecticide Aerosol d-Phenothrin
EPA Reg. No. 39398-5
Pesguard NS 4/1 WB
EPA Reg. No. 39398-10
Submission dated January 9, 1992

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable subject to the comments listed below. ~~Five copies of the finished labeling must be submitted prior to releasing the product for shipment.~~

1) In the Precautionary Statement paragraph, the "Hazards to Humans" section requires that you indicate the precaution to be taken to avoid injury or damage and to indicate the appropriate first aid statement for the hazard. As new labels are prepared, modify this precaution in accordance with 40 CFR 156.10(h)(2)(i). The following may serve as an example.

STATEMENT OF PRACTICAL TREATMENT

IF SWALLOWED: Call a physician or Poison Control Center immediately.

IF IN EYES: Flush with plenty of water. Get medical attention if irritation persists.

IF ON SKIN

OR CLOTHING: Remove contaminated clothing and wash before reuse. Wash skin with soap and warm water. Get medical attention if irritation persists.

IF INHALED: Remove victim to fresh air. Apply artificial respiration if indicated.

2) Submit a revised Confidential Statement of Formula for EPA Reg. No. 39398-2.

You should be advised that two of the ingredients in your products (Freon 11 and Freon 12) have been identified as Class I substances under Title VI of the Clean Air Act, 1990 amendments. Based upon this Act, Congress has implemented provisions to protect the stratospheric ozone layer from deterioration. Many currently registered products as well as new applications for registration will ultimately be affected by this Act. Any questions concerning this issue are welcomed by the Agency.

Sincerely,



Richard F. Mountfort
Product Manager (10)
Insecticide-Rodenticide Branch
Registration Division (H7505C)

2% D-PHENOTHRIN INSECTICIDE AEROSOL

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS

CAUTION

Harmful if swallowed. Do not use in commercial food serving areas while food is exposed. Do not contaminate food or foodstuffs.

PHYSICAL HAZARDS

Contents under pressure. Do not use or store near heat or open flame. Do not puncture or incinerate container. Exposure to temperatures above 130° may cause bursting.

STORAGE AND DISPOSAL

STORAGE

Store in a cool, dry area.

DISPOSAL

Do not re-use empty container. Securely wrap in several layers of newspaper and discard trash.

For Public Health, Plant Protection and Quarantine Pests. For use by or under the direction of Federal and State personnel in accordance with manuals issued by government agencies.

ACTIVE INGREDIENTS:

3-phenoxybenzyl (1RS, 3RS; 1 RS, 3SR) -2, 2-dimethyl - 3 (2-methyl-prop-1-enyl) cyclopropanecarboxylate 2.00%

INERT INGREDIENTS:..... 98.00%

DIRECTIONS FOR USE

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

FOR USE ON AIRCRAFT

To kill Mosquitoes, Gnats, Houseflies and other insects on aircraft in flight or on ground prior to take off or landing. Stop ventilation system for a period of 10 minutes before spraying. Spray 10 grams (10 seconds) per 1000 cubic feet. Move from side to side in a sweeping motion.

FOR USE IN BUSHES, TREES, SHIPS AND IN TENT

FOR INDOOR USE (Cockroaches)

To kill FLYING INSECTS (Mosquitoes, Gnats, etc.) in areas to be treated. Release 3 feet from any surface and move it about while spraying. Amount of spraying is ample for each 1000 cubic feet. Ventilate area before re-occupancy. To kill COCKROACHES: Contact as many cockroaches as possible in addition to thoroughly spraying all parts of the area. Special attention should be given to cracks and crevices.

NOTICE — READ LABEL

CONDITIONS OF SALE:

Sumitomo (and seller) offer(s) this product with a limited warranty. All users are deemed to have accepted, in whole or in part, the warranty which may only be varied by written agreement with a representative of Sumitomo.

WARRANTY LIMITATION:

Sumitomo warrants that this product conforms to the directions for use on the label subject to the limitations below. Sumitomo makes no other express or implied warranty of MERCHANTABILITY and does not intend beyond the description of the label herein. **INHERENT RISKS:**

The directions for use of this product are intended to be followed carefully. However, it is impossible to eliminate all risks associated with use. Buyer assumes all risks associated with use of this product contrary to label instructions or conditions.

LIMITATION OF LIABILITY:

In no case shall Sumitomo be liable for special, consequential or punitive damages resulting from the use or handling of this product. The amount of damages of any kind shall be greater in amount than the net contents of the product of which such damages are claimed.

KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE SIDE PANEL FOR PRECAUTIONARY STATEMENTS

ACCEPTED with COMMENTS
In EPA Form 850-1
15 JAN 1992
Under the Federal Insecticide, Fungicide, and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 39398-1