

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,

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



PESGUARD® NS 4/1 WB

INSECTICIDAL CONCENTRATE FOR FORMULATING USE ONLY

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed. Avoid inhalation of vapors. Avoid contact with skin, eyes or clothing. Wash contaminated skin promptly with soap and water. For eyes, flush with plenty of water. Get medical attention if irritation persists.

ENVIRONMENTAL HAZARDS

Do not contaminate untreated water by cleaning of equipment. Cleaning of equipment or disposal of wastes must be done in a manner that avoids contamination of bodies of water or wetlands.

PHYSICAL HAZARDS

Do not use or store near heat or open flame.

STORAGE AND DISPOSAL

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

STORAGE

Store in a cool, dry area.

PESTICIDE DISPOSAL

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

CONTAINER DISPOSAL

Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedure, by state and local authorities.

ACTIVE INGREDIENTS:

Tetramethrin	20.05%
3-phenoxybenzyl (1RS, 3RS; 1RS, 3SR)-2, 2-dimethyl-3-(2-methylprop-1-enyl) cyclopropanecarboxylate	4.99%

INERT INGREDIENTS:..... 74.96%

DIRECTIONS FOR USE

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

Pesguard® NS 4/1 WB is to be diluted with water, carriers, deionized water and proper adjuvants. Do not use in pressurized insecticide sprayers.

Formulators who use this product must provide test data to support their own registration with regulatory agencies.

Warm to room temperature. Mix well.

KEEP OUT OF REACH OF CHILDREN

NOTICE — READ LABEL

RECEIVED
In EPA Water Dated
15 JAN 1992
Under the Federal Insecticide, Fungicide, and Rodenticide Act as amended, for the Estombe registered under EPA Reg. No. 39398-10

CAUTION

SEE SIDE PANEL FOR PRECAUTIONARY STATEMENTS

CONDITIONS OF SALE

Sumitomo (and seller) offer(s) this product to the buyer and all users are deemed to accept the conditions of sale and warranty without further agreement of a duly authorized agent.

WARRANTY LIMITATION:

Sumitomo warrants that this product conforms to the description in the directions for use and does not contain any inherent risks referred to below. Sumitomo makes no warranty, MERCHANTABILITY and there are no implied warranties, the description of the label hereof.

INHERENT RISKS:

The directions for use of this product should be followed carefully. Notwithstanding, inherent risks associated with use or application of this product or resulting from extra-label use.

LIMITATION OF LIABILITY:

In no case shall Sumitomo be liable for consequential damages resulting from the use of this product and no claim of any kind shall be made against Sumitomo in excess of the purchase price of the product in respect of which the claim is claimed.

IF SWALLOWED:

Do not induce vomiting. Drink glass of water. Call a physician or Poison Control Center immediately.

IF IN EYES:

Flush eyes with plenty of water. Get medical attention if irritation persists.

IF ON SKIN:

Remove contaminated clothing and wash affected areas with soap and water.

BEST AVAILABLE COPY

EPA Registration No 39398-10
EPA Est No.

SUMITOMO CHEMICAL AMERICA, INC.
345 Park Avenue
New York, NY 10154

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