

39967-48

4/8/2010

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

April 8, 2010

Ms. Heather F. Collins
Lanxess Corporation
111 RIDC Park West Drive
Pittsburg, PA 15275-1112

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Ms. Collins:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice PRN 2007-4 dated March 18, 2010 for the following product(s):

KBR 3023 Technical (EPA Reg. No. 39967-48)

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN 98-10. 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 nonrefillable 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 Regina Foushee'-Smith at 703-605-0780.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Gebken".

Richard J. Gebken
Product Manager
Insecticide Branch
Registration Division (7505P)

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 <u>39967-48</u>		2. EPA Product Manager <u>Gebken</u>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company / Product (Name) <u>KBR 3023 Technical</u>		PM# <u>10</u>	
5. Name and Address of Applicant (include ZIP Code) <u>LANXESS Corporation</u> <u>111 RIDC Park West Drive</u> <u>Pittsburgh, PA 15275-1112</u> <input type="checkbox"/> Check of this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(I), my product is similar or identical to a pesticide already registered to: NOTIFICATION EPA Reg. No. APR - 8 2010 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 label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's 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. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand 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 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:			
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Unit Packaging wgt. No. per container		Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" Package Wgt No. per container
* Certification must be submitted			2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) retail Container	5. Location of Label Directions
6. Manner in Which Label is affixed to Product		<input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glues <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 <u>Heather F. Collins</u>	Title <u>Senior Regulatory Affairs Specialist</u>		Telephone No. (Include Area Code) <u>412-809-3595</u>
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 <u>Heather F. Collins</u>		3. Title <u>Senior Regulatory Affairs Specialist</u>	
4. Typed Name <u>Heather F. Collins</u>		5. Date <u>3/18/10</u>	



March 18, 2010

VIA COURIER

Mr. Richard Gebken
Product Manager 10
Document Processing Desk (NOTIF)
Registration Division, Office of Pesticide Programs (7504P)
U. S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Heather F. Collins
Product Safety and Regulatory Affairs
LANXESS Corporation
111 RIDC Park West Drive
Pittsburgh, PA 15275-1112

Phone 412-809-3595
Fax 412-809-1056
heather.collins@lanxess.com
www.US.LANXESS.com

**RE: Product: KBR 3023 Technical
Registration #: 39967-48
Notification of Label Change per PR Notice 2007-4**

Dear Mr. Gebken:

Enclosed is a label change notification for the above listed product per PR Notice 2007-4.

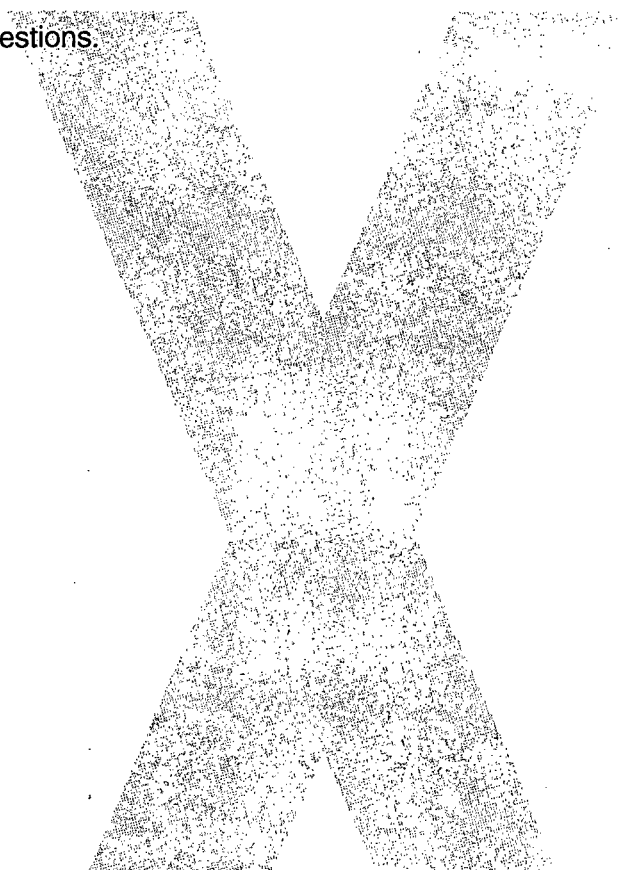
Specifically enclosed are:

- 1. Application form (EPA Form 8570-1)
- 2. Proposed label highlighting the updated statements in yellow – 1 copy
- 3. Proposed label – 1 copy

Please feel free to contact me at 412-809-3595 with any questions

Sincerely,

Heather F. Collins
Senior Regulatory Affairs Specialist



KBR 3023 Technical

FOR USE IN THE MANUFACTURE OF INSECT REPELLENT PRODUCTS

ACTIVE INGREDIENT: Picaridin, 1-Methylpropyl-2-(2-hydroxyethyl)-1-piperidine carboxylate 98.7%
INERT INGREDIENTS 1.3%
TOTAL 100.0%

KEEP OUT OF REACH OF CHILDREN CAUTION!

STOP - Read This Entire Label Before Use

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION! Harmful if swallowed. Causes moderate eye irritation. Wear eye protection. Avoid contamination of feed or food. Keep out of reach of children. Wash thoroughly with soap and water after handling and before eating and smoking.

FIRST AID

IF SWALLOWED: If person is alert and able to swallow, have them sip 1 to 2 glasses of water. Call a physician or poison control center for further treatment advice.

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after first 5 minutes, then continue rinsing eye. Call a physician or poison control center for further treatment advice if irritation persists.

NOTE TO PHYSICIAN: No specific antidote is available. Treat the patient symptomatically.

The LANXESS Pittsburgh Emergency Response Telephone Number is 800-410-3063

ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product into sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

LANXESS Corporation disclaims all liability based on breach of warranty, negligence, strict tort liability, or any other theory of liability for failed efficacy resulting from the use of this LANXESS product as an ingredient in any formulation with a use not specifically listed on the label

IN CASE OF EMERGENCY: CALL: CHEMTREC 800-424-9300
EPA REGISTRATION NUMBER: 39967-48
EPA ESTABLISHMENT NUMBER:

LANXESS

LANXESS Corporation
111 RIDC Park West Drive • Pittsburgh, PA 15275-1112

DIRECTIONS FOR USE

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

Only for formulation for the following uses:

- (1) KBR 3023 Technical is intended for formulation into end-use, dermally applied insect repellent products.
- (2) uses for which US EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and
- (3) uses for experimental purposes that are in compliance with US EPA requirements.

STORAGE AND DISPOSAL

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

STORAGE CONDITIONS: Store in a cool, dry place and in such manner as to prevent cross contamination with other pesticides, fertilizers, food and feed. Store in original container and out of the reach of children, preferably in a locked storage area.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available or reconditioning if appropriate. Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other procedures approved by state and local authorities. Do not use container in connection with food, feed, or drinking water. Completely empty container into the processing equipment.

Handle and open container in a manner as to prevent spillage. If the container is leaking or material is spilled for any reason or cause, cover spill with inert material (e.g., dry sand or earth) and collect for proper disposal. Refer to Precautionary Statements on label for hazards associated with the handling of this material. Do not walk through spilled material. Dispose of pesticide as directed above.

In spill or leak incidents, keep unauthorized people away. You may contact the LANXESS Emergency Response team for decontamination procedures or any other assistance that may be necessary. The Pittsburgh Emergency Response Telephone Number is 800-410-3063 or contact Chemtrec at 800-424-9300.

INTERNATIONAL 703-527-3887

Net Contents:

Lot No.:

NOTIFICATION

APR - 8 2010

LABEL TEXT DATE: DRAFT

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