

39967-53

2/21/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

FEB 21 2009

Mrs. Deborah A. Vercek
Regulatory Affairs Specialist
LANXESS Corporation
111 RIDC Park West Drive
Pittsburgh, PA 15275-1112

RE: Notification to add Additional Optional Marketing Claims
EPA Registration Number: 39967-53
Date of Submission: January 27, 2009

Dear Mrs. Vercek:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated January 27, 2009, for the product KBR 3023 All-Family Insect Repellent Spray. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please me directly at 703-305-6249 or Joyce Edwards of my staff at 703-308-5479.

Sincerely,

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

 <p>United States Environmental Protection Agency Washington, DC 20460</p>	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number _____
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Application for Pesticide - Section I

1. Company / Product Number <u>39967-53</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 All-Family Insect Repellent Spray</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 in composition and labeling to: <div style="text-align: right; font-weight: bold; font-size: 1.2em;">NOTIFICATION</div> EPA Reg. No. _____ Product Name <u>FEB 21 2009</u>	

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 per PR Notice 98-10 to add additional optional marketing claims: "Pocket Size", "Notice: Buyer assumes all responsibility for safety and use not in accordance with directions", "8 hours worry-free protection" and "Does not damage plastic"
 This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the CSF of this product. I understand that it is a violation of 18 USC Sec 1001 to willfully make any false statement to EPA. I further understand that if this not consistent with the terms of PR Notice 98-10 and 40 CFR 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:

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 _____	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) _____
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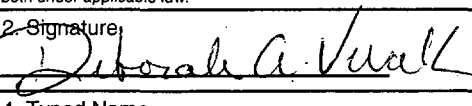
* Certification must be submitted

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"/> Other <input type="checkbox"/> Paper glues <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 <u>Deborah A. Vercek</u>	Title <u>Regulatory Affairs Specialist</u>	Telephone No. (Include Area Code) <u>412-809-3709</u>
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<p style="text-align: center;">Certification</p> <p>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.</p>	6. Date Application Received (Stamped) _____
2. Signature 	3. Title <u>Regulatory Affairs Specialist</u>
4. Typed Name <u>Deborah A. Vercek</u>	5. Date <u>1/27/2009</u>

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Energizing Chemistry

January 28, 2009

VIA COURIER

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

Deborah Vercek
Material Protection Products
Regulatory Affairs
111 RIDC Park West Drive
Pittsburgh, PA 15275-1112

Phone 412-809-3709
Fax 412-809-1068
deborah.vercek@lanxess.com
www.US.LANXESS.com

**RE: Product: KBR 3023 All-Family Insect Repellent Spray
Registration #: 39967-53
Notification to add Additional Optional Marketing Claim to
Existing Label per PRN 98-10**

Dear Mr. Gebken:

Enclosed is a notification regarding the label for KBR 3023 All-Family Insect Repellent Spray. This notification is to add several additional optional claims:

- "Pocket size"
- "Notice: Buyer assumes all responsibility for safety and use not in accordance with directions"
- "8 hours worry-free protection"
- "Does not damage plastic"

These claims are consistent with the known properties of the product or the EPA approved product.

Specifically enclosed are:

1. Application form (EPA Form 8570-1)
2. One (1) label highlighting the proposed additions
3. Five (5) copies of the proposed label
4. One (1) copy of the existing EPA stamped label

Please contact me at 412-809-3709 with any questions. Thank you for your attention to our application.

Sincerely,

Deborah A Vercek



KBR 3023 All-Family Insect Repellent Spray

Long-lasting, effective protection from mosquitoes, ticks, biting flies, gnats, chiggers, sand flies, and fleas.

ACTIVE INGREDIENT: Picaridin, 1-Methylpropyl-2-(2-hydroxyethyl)-1-piperidine carboxylate	20%
INERT INGREDIENTS	80%
TOTAL	100.0%

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

STOP – Read This Entire Label Before Use

PRECAUTIONARY STATEMENT

HAZARDS TO HUMANS

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling, returning indoors, and before eating, drinking, chewing gum, or using tobacco.

The information below describes the first aid procedures for incidents involving KBR 3023 Insect Repellent Spray:

FIRST AID

IF IN EYES:

- Hold eye open and rinse gently with water for 15-20 minutes.
- Remove contact lenses, if present, after the first five minutes, then continue rinsing.
- Call a poison control center or doctor for treatment advice.

IF SWALLOWED:

- Call a physician or poison control center 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 a Poison Control Center or a doctor.
- Do not give anything to an unconscious person.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-410-3063 for emergency medical information.

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

STORAGE AND DISPOSAL

Store in a cool, dry place out of the reach of children. Keep away from heat, sparks and open flame. IF EMPTY: Do not reuse this container. Place in trash or offer for recycling if available. IF PARTLY FILLED: Call your local solid waste agency or 1-800-526-9377 for disposal instructions. Never place unused product down any indoor or outdoor drain.

IN CASE OF EMERGENCY, CALL: CHEMTREC 800-424-9300

EPA Reg. No.: 39967-53
EPA Est. No.:

LANXESS

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

LABEL TEXT DATE: 1/27/09

PHYSICAL HAZARDS

Flammable. Do not use or store near heat sources, sparks or open flame. Do not smoke while applying.

DIRECTIONS FOR USE

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

Follow these guidelines when applying KBR 3023 Insect Repellent:

- Hold 4 to 6 inches from skin while spraying, keeping nozzle pointed away from face. Slightly moisten skin with a slow sweeping motion.
- Excessive amounts or frequent reapplication is unnecessary.
- Apply on face by first spraying small amounts in palms of hands and spreading on face and neck.
- Do not apply to the hands of small children.
- Repels insects and ticks for up to eight hours.
- Reapply every 8 hours. Do not exceed two applications per day.
- Do not spray directly on face.
- Avoid contact with lips, cuts, wounds, or irritated skin.
- Do not apply to excessively sunburned skin.
- Do not apply under clothing.
- Apply sparingly around ears.

Optional Marketing Statements

[Use with confidence on the whole family]; [And your family will want to use it, too]; [Not oily, greasy or sticky]; [It smells great, too]; [Won't Damage Fishing Lines, Plastics or other Synthetic Materials]; [Repels Insects & Ticks for up to 8 Hours]; [Unscented]; [8 hours worry-free protection]; [Pocket Size]; [Notice: Buyer assumes all responsibility for safety and use not in accordance with directions]; [Does not damage plastic]

INTERNATIONAL 703-527-3887

Net Contents:
Lot No.:

NOTIFICATION
FEB 2 1 009

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