

40849-52

07-01-2009

115



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUL - 1 2009

Ms. Kellie Dixon, Chemist
Enforcer Products
A Division of Acuity Specialty Products Group, Inc.
1310 Seaboard Industrial Blvd.
Atlanta, GA 30318

Subject: Label Notifications for Pesticide Registration Notices 2007-4

Dear Ms. Dixon,

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated January 30, 2009 for the following products:

Enforcer Wasp & Hornet Killer XI	EPA Registration Number 40849-52
Enforcer Flea Spray for Homes	EPA Registration Number 40849-53
Enforcer Flea Spray for Carpets & Furniture XX	EPA Registration Number 40849-55

The Registration Division (RD) has conducted its review of these requests for their applicability under PRN 2007-4 and finds that the label changes requested fall within the scope of PRN 2007-4. The labels submitted with the applications have been 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 call me directly at 703-305-6249 or Steve Schaible of my staff at 703-308-9362.

Sincerely,

Rachel C. Holloman
for

Linda Arrington

Notifications & Minor Formulations Team Leader

Registration Division (7505P)

Office of Pesticide Programs



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 Enforcer Products / 40849-52	2. EPA Product Manager Richard Gebkin	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Enforcer Wasp & Hornet Killer XI	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Enforcer Products A Division of Acuity Specialty Products Group, Inc. 1310 Seaboard Industrial Blvd. Atlanta, GA 30318 <input type="checkbox"/> Check if 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: EPA Reg. No. <u>NOTIFICATION</u> Product Name <u>JUL 01 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 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 regulation at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or 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 the 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:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Metal	
* Certification must be submitted				<input type="checkbox"/> Plastic	
	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	<input type="checkbox"/> Glass	
				<input type="checkbox"/> Paper	
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 16 oz, 20 oz		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued Stenciled			<input checked="" type="checkbox"/> Other <u>silkscreen</u>		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Kellie Dixon	Title Chemist / Compliance Services	Telephone No. (Include Area Code) 2042-352-1680 x6421
2. Signature 		6. Date Application Received (Stamped)
3. Title Chemist / Compliance Services		
4. Typed Name Kellie Dixon		
5. Date 1/30/09		

JUL 01 2009

ENFORCER® WASP & HORNET KILLER XI

Jet Blast 22 Ft.!
Jet Blast
Jet Blast Shoots 22 Feet

For Outdoor Use Only

Kills Wasps, Hornets and Yellow Jackets

Non-Conductive up to 28,000 Volts
Non Arcing Formula

Provides Quick Knockdown

ACTIVE INGREDIENTS:

Tetramethrin	0.200%
Sumethrin.....	0.125%
OTHER INGREDIENTS*	99.675%
Total	100.000%

*Contains petroleum distillate

Keep Out of Reach of Children
CAUTION
See back panel for additional precautionary statements.

Net Weight: ____ Oz. (____ g.)

{Back Panel}

For Outdoor use Only Do not Use Inside the Home

Do Not Shake Before Using. Hold Can Upright. Apply in Short Bursts.

DIRECTIONS FOR USE

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

This product shoots a powerful spray blast. A test firing, before use on wasps and hornets, is recommended to acquaint the user with the spray pattern.

Do not use on plastic, foam, asphalt roofing shingles, vinyl siding or auto paint. Damage may occur. Do not spray on trees, shrubs, ornamental plants or grass. If spray accidentally contacts foliage or siding, immediately wash with water.

To Kill Wasps: Apply at dusk or early morning when insects are least active. Hold can upright. Point valve opening away from face. With wind at back, aim at nests in trees, bushes, under eaves, chimneys, cracks or crevices.

To Kill Yellow Jackets: Yellow Jackets make their nests in the ground, dead tree stumps, railroad ties, walls or similar structures. During daylight hours watch them closely to determine location of nest entrance. Wait until dusk or early morning when insects are at rest. Empty entire can down hole from a close enough distance to direct 100% of spray into hole.

To Kill Hornets: Unless you can clearly see the opening at the bottom of the hornets nest, never use a hornet spray on the nest as hornets may escape and attack you. Hornets usually make their nests in trees, shrubs and under eaves. During daylight hours, determine location of nest entrance. Wait until dusk or early morning when insects are at rest. Direct spray into entrance hole. As hornets fall out continue spraying until no more are visible or the can is empty. Immediately leave area.

PRECAUTIONARY STATEMENTS
Hazards to Humans & Domestic Animals

CAUTION: Harmful if swallowed. . Avoid breathing vapors or spray mist. Causes slight eye irritation. Do not get in eyes. Avoid contact with skin or clothing. Do not contaminate food or feedstuffs. Thoroughly wash with soap and water after use.

First Aid

If Swallowed	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor for treatment advice. • Do not induce vomiting unless told to do so by the poison control center or doctor. • Do not give any liquid to the person.
If Inhaled	<ul style="list-style-type: none"> • Move person to fresh air • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth if possible. • Call a poison control center or doctor for further treatment advice.
If on Skin or Clothing	<ul style="list-style-type: none"> • Take off contaminated clothing. • Immediately rinse skin with plenty of water for 15-20 minutes. • Call a poison control center or doctor for treatment advice.
If in Eyes	<ul style="list-style-type: none"> • 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 eye. • Call a poison control center or doctor for treatment advice.
<p>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-xxx-xxxx for emergency medical treatment information.]</p> <p>Note to Physician: Contains petroleum distillate. Vomiting may cause aspiration pneumonia.</p>	

{Note: The First Aid statements' grid format will be used if market label space permits; otherwise a paragraph format will be used.}

Environmental Hazards

This product is toxic to fish and other aquatic invertebrates. Do not apply directly to water. Do not contaminate water by cleaning of equipment or disposal of wastes.

Physical or Chemical Hazards

Contents under pressure. Keep away from heat, sparks and open flame. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting. Incineration of container may cause explosion.

Storage and Disposal

Storage: Store in a cool, dry (preferably locked) storage area inaccessible to children and pets and away from heat, open flame or other sources of ignition. Do not incinerate or puncture! **Disposal:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available.

Products must bear a batch code. This is a lot number or other code used by the registrant or producer to identify the batch of the pesticide product distributed and sold.

Copy _____ Made in U.S.A. Product Code: _____

EPA Reg. No. 40849-52

EPA Est. _____

[Postscript is first letter of code number on can.]

Manufactured [Distributed] By
ENFORCER PRODUCTS
A division of Acuity Specialty Products Group, Inc.
P.O. Box 1060
Cartersville, GA 30120-1060

Questions? Call (xxx) xxx-xxxx, Monday – Friday, 9am-5pm EST
[www.\[url\].com](http://www.[url].com)

