

40849-80

02-24-2009

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

FEB 24 2009

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

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

RE: Notification of label revision to add Marketing Point to the front panel "Kill Bedbugs"
EPA Registration Number: 40849-80
Date of Submission: January 15, 2009

Dear Mrs. Dixon:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated January 15, 2009, for the product Enforcer BugMax Home Pest Control. 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,

A handwritten signature in cursive script that reads "Rachel C. Halloman".

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

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United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Enforcer Products / 40849-80	2. EPA Product Manager George LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Enforcer BugMax Home Pest Control	PM# 13	
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. _____ Product Name _____	

Section - II

Amendment - Explain below. Final printed labels in response to Agency letter dated _____

Resubmission in response to Agency letter dated _____ "Me Too" Application.

Notification - Explain below. Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

"Notification of label revision to add marketing point to the front panel "Kills Bedbugs" This is an addition of a marketing statement per PR Notice 98-10."
 "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 confidential statement of formula of this product. I understand that it is a violation 18 U.S.C. Sec. 1001 to will fully make any false statement to the EPA. I further understand that if this notification is 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 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	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt No. per container

3. Location of Net Contents Information
 Label Container

4. Size(s) Retail Container
128 oz, 32 oz

5. Location of Label Directions
 on label

6. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other silkscreen

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) 404-352-1680 x6421
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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.

2. Signature

3. Title
Chemist / Compliance Services

4. Typed Name
Kellie Dixon

5. Date
1/15/09

6. Date Application Received (Stamped)

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Superior Solutions

January 15, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504C)
US EPA
Ariel Rios Bldg.
1200 Pennsylvania Ave. NW
Washington, DC 20460
Attn: George LaRocca / PM13

Re: Enforcer BugMax Home Pest Control
EPA Reg. No. 40849-80

Dear Mr. LaRocca,

Please find revised labeling and EPA Form 8570-1 as a Notification of additional marketing text on the front panel. If you should need any additional information, please do not hesitate to contact me.

Sincerely,

Kellie Dixon
Chemist / Compliance Services
Acuity Specialty Products Group, Inc.
Research & Development
1310 Seaboard Industrial Blvd.
Atlanta, GA 30318
Kellie.dixon@zep.com
404-352-1680 x6421

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Enforcer BugMax Home Pest Control

- [For Indoor And Outdoor Use]
- Ready-To-Use
- Water-Based
- Kills On Contact
- Kills Fast
- Long-Lasting
- Keeps Killing Carpenter Ants For Up To 1 Month [4 Weeks] When Applied To Non-Porous Surfaces
- Keeps Killing Pharaoh Ants, Crazy Ants And Fire Ants For Up To 1 Week
- Keeps Killing **German Cockroaches** [Fleas] For Up To 12 Months [365 Days, 1 Year, 52 Weeks]
- Kills Fleas [Ticks, Centipedes, Scorpions, Asian Lady Beetles, Brown Recluse Spiders, Black Widow Spiders]
- Kills Home Invading Pests
- Keeps Killing Flies For Up To 5 Months [20 Weeks]
- Odorless & Non-Staining
- No Oily [Greasy] Residue
- Kills Roaches, Ants And Fleas On Contact
- *Kills Bedbugs
- Also Controls Termites, Carpenter Ants & Carpenter Bees
- Controls Ticks That May Carry Lyme Disease
- No Drips - No Runs
- Stays Where You Put It
- Does Not Stain Surfaces [fabrics]
- No Shaking Required
- No Shake[Drip] Formula

ACTIVE INGREDIENT:

Deltamethrin 0.03%

OTHER INGREDIENTS: 99.97%
100.00%

KEEP OUT OF REACH OF CHILDREN

CAUTION

See Back Panel for Additional Precautions

NOTIFICATION

FEB 24 2009

NET CONTENTS:

{back label}

DIRECTIONS FOR USE

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

General Information: Hold container upright. Do not spray up into air. Apply to surfaces only as a spot and crack & crevice treatment. Hold approximately 12 inches from surface to be sprayed. Squeeze trigger to spray until surface is slightly moist but not to the point of runoff. Over application may cause damage. Test in an inconspicuous area before applying.

Do not allow children or pets to contact treated surfaces until spray has dried.

The long-lasting action keeps on killing **German Cockroaches** for up to 12 months [1 year] and **Flies** for up to 150 days [20 weeks; 5 months] after you spray. More frequent applications may be necessary on concrete surfaces. Check these areas in 4 weeks and re-treat if insect activity continues. Contact kill gives you immediate results when spraying insects directly, while residual activity kills insects when they return to treated areas.

This product is intended to be used in and around residences and their immediate surroundings such as (but not limited to): apartments, atriums, attics, automobiles, basements, bathrooms, boats, cabins, campers, carports, cat sleeping quarters, clothes storage, condominiums, decks, dens, driveways, garages, gazebos, homes, kitchens, lanais, living rooms, parlors, patios, pet sleeping areas, play rooms, porches,

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recreational vehicles, rooms, solariums, storage areas, sun rooms, utility rooms and verandas. Do not use in commercial food handling establishments, restaurants or other places where food is commercially prepared or processed.

INDOORS:

Cockroaches (Including Adult And Immature Stages Of Both Non-Resistant And Organophosphate And Carbamate Resistant Strains), Ants, Boxelder Bugs, Centipedes, Crickets, Dermestids, Firebrats, Fleas, Palmetto Bugs, Silverfish, Sowbugs, Ticks and Waterbugs: Apply as a spot and crack & crevice treatment to areas where these pests crawl and hide, especially in hidden areas around sinks and storage areas, behind baseboards, around doors and windows, behind and under refrigerators, cabinets, sinks and stoves, the underside of shelves, drawers, bookcases, and similar areas. Cover all food handling surfaces and cover or remove all food and cooking utensils or wash thoroughly after treatment. Exposed food should be covered or removed. Repeat as necessary but not more than once per week.

[**Roaches:** Spray in cracks and crevices, around baseboards and other hiding places.]

Ants: Spray ant trails and around doors and windows and other places where ants enter the house. Repeat as necessary but not more than once per week.

Carpenter Ants: For effective control, locate and treat nests and surrounding areas. Apply around doors and windows and other places where ants enter premises and where they crawl and hide. Spray into infested wood through existing openings.

Ticks [(Including Deer Ticks Which May Carry Lyme Disease)] and Fleas on Surfaces: Remove pet bedding and destroy or clean thoroughly. Spray pet resting quarters. **Adult Fleas** and **Larvae** contacted by spray will be killed. Put fresh bedding down once spray has dried. Do not spray animals directly. For best results, pets should be treated with an appropriate flea and/or tick control product registered for use on pets before allowing them to return to the treated area. Spray rugs and carpets where infestations are bad. Delicate fabrics should be tested for staining in an inconspicuous area prior to use.

Spiders (except Brown Recluse Spiders and Black Widow Spiders): Apply along and behind baseboards, to window and door frames, corners, pipes, storage localities, attics, crawl spaces and other areas over which these pests may crawl.

Brown Recluse Spiders and Black Widow Spiders: Spray spiders directly. Spiders driven out of hiding places should be sprayed directly.

Asian Lady Beetles, Centipedes, Ground Beetles, Pillbugs, Sowbugs, Scorpions and Ticks: Apply around doors and windows and other places where these pests may enter premises. Treat baseboards, storage areas and other locations where these pests are found.

[**Silverfish, Crickets, Spiders:** Apply to areas infested by these pests.]

FLYING INSECTS: Houseflies, Gnats, Mosquitoes and Small Flying Moths: Spray localized resting areas, such as under eaves, porches, inside surfaces of window and door frames, surfaces around light fixtures and cords, railings, etc. and anywhere these insects may rest. Insects coming to rest on treated surfaces will be killed.

[**FLYING INSECTS:** Spray resting areas. Insects coming to rest on treated surfaces will be killed.]

PANTRY PESTS - Grain Beetles (Rusty, Merchant and Saw-Toothed), Flour Beetles (Red and Confused), Chocolate Moths, Cigarette Beetles, Clover Mites, Cluster Flies, Drugstore Beetles, Elmleaf Beetles, Rice Weevils, Lesser Grain Borers, Spider Beetles and Tobacco Moths: Treat exposed stages. Remove all food-stuffs, utensils and shelf paper from area to be treated. Discard used shelf paper and any infested foodstuffs. Apply spray to shelves and in cracks and crevices behind and under cupboards and cabinets. Allow to dry prior to replacement of shelf paper, food and utensils. Wash any exposed food handling surfaces and utensils before use.

Carpet Beetles (Black, Furniture and Varied): Spray on and under edges of floor coverings, under rugs and furniture and in closets or other localities where these insects are found.

Webbing Clothes Moths: Use this product as a crack and crevice treatment in closets and other storage areas where these pests are found. This is an adjunct treatment and will not control moth larvae already on clothes. Do not apply to clothing.

Bedbugs and Lice: Remove linens and wash before reuse. Lightly spray mattresses, especially tufts, folds and edges. Apply to the interior of the frame. Allow to dry before remaking bed.

Also, treat your yard with a product registered for yard application.

OUTDOORS:

Remove all exposed food and cooking utensils. Cover all food handling surfaces or wash thoroughly after treatment and before use. Do not use on edible crops.

For outdoor use only as an aid in controlling these insects. Point sprayer away from face. Hold sprayer on a slight downward angle, approximately 12 inches from surface to be sprayed. Spray with wind if breeze is blowing. Do not contaminate fish ponds or apply directly to water.

PESTS ON OUTSIDE SURFACES OF BUILDINGS: For control of building infestation to **Ants, Clover Mites, Crickets and Sowbugs (Pillbugs).** Spray foundation of building where insects are active and may find entrance up to a height of 2 to 3 feet. Apply to outside surfaces of buildings where insects tend to congregate. Spray areas include (but are not limited to) screens, window frames, eaves, porches,

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patios, garages and refuse dumps. Repeat treatment as necessary but not more than once per week.

CRAWLING INSECTS: *Ants, Cockroaches (including Asian Cockroaches), Centipedes, Crickets, Mole Crickets, Waterbugs and Silverfish.* Hold can 12 to 18 inches from surface to be treated and spray in infested surface of patio or picnic areas, hitting as many insects as possible. Spray to slightly moisten the surface. Spray infested surface of patio or picnic area. Also spray legs of tables and chairs.

Brown Recluse Spiders and Black Widow Spiders: Spray spiders directly. Spiders driven out of hiding places should be sprayed directly.

Ants: Spray ant trails and hills. If nest can be located, spray surface of nest until wet.

[**Ants:** Spray ant trails and hills. If nest can be located, spray surface of nest until wet.]

Lone Star Ticks, Dog Ticks, Crickets and Fleas: Apply thoroughly to infestation in bushes, grass or weeds.

Wasps, Hornets, Yellow Jackets and Bees: Spray nests and other surfaces where bees may rest. Aim spray at nest openings. Applications should be made late in the evening when insects are at rest.

FLYING INSECTS: *Houseflies, Gnats, Mosquitoes and Small Flying Moths:* Spray outside surfaces of window and door frames and other areas where these pests may enter the home. Also spray localized resting areas, such as under eaves, porches, surfaces around light fixtures and cords, railings, etc. where these insects may rest. Insects coming to rest on treated surfaces will be killed.

Termites, Carpenter Ants and Carpenter Bees: (for localized control only) Apply this product to voids or channels in damaged wood of a structure, or to cracks, crevices and spaces in and between wooden portions of a structure or between wood and the foundation, in locations vulnerable to attack such as crawl spaces.

For **Termites**, the purpose of such applications is to kill workers or winged forms which may be present in the treated areas at the time of application. Not recommended as sole protection against termites. For active infestations, get a professional inspection. Such applications are not a substitute for mechanical alteration, soil treatment or foundation treatment but are merely a supplement. For severe termite infestation, contact a professional pest control operator in your area.

HOUSE PLANTS: To control *Aphids, Japanese Beetles, Lace Bugs, Leafminers, Mealy Bugs, Mites and Spider Mites* on house plants. Prior to spraying, remove plants from living and eating areas. Put in an area not likely to come in contact with pets, children or food. Plants can be returned to original location when leaves dry. If plants cannot be moved, cover or remove exposed food and food handling surfaces. Avoid spraying surrounding areas.

Apply spray to upper and lower surfaces of foliage. Avoid wetting blossoms if possible. Repeat applications as necessary but not more than once per week.

FOR CONTROL OF ORNAMENTAL GARDEN INSECTS: For use on roses, dahlias, asters and other ornamentals to kill *Japanese Beetles* hit by spray, as well as *Whiteflies, Aphids, Armyworms, Lace Bugs, Mealy Bugs, Exposed Thrips, Pavement Ants, Spiders, Spider and Red Mites, Clover Mites and Leafminers.*

Not for use on plants grown for sale or other commercial use.

May be used on plants, as well as a multi-purpose spray in small ornamental gardens and for spot treatments to prevent insects from spreading into large garden areas.

May also be used on other plants such as African violets, asters, azaleas, begonias, camellias, carnations, chrysanthemums, delphiniums, dogwood, English ivy, euonymus, fuschia, geraniums, crassula, grape vine, Kentia palm, laurel, marigolds, rhododendrons, rubber plants, snapdragons, stocks, wandering Jews and zinnias.

When spraying plants, do not operate closer than 18 inches. Use sweeping motion. Be cautious about wetting tender foliage, young plants and new growth. Do not spray plants when temperatures exceed 90°F. Over application may cause damage. **DO NOT apply to vegetable plants or other plants used for food.** Spray insects directly whenever possible. Repeat treatment as necessary but not more than once per week.

STORAGE AND DISPOSAL

Storage: Store in a cool, dry area away from children and pets and away from heat, sparks and open flame. Protect from freezing. If freezing occurs, allow product to thaw and shake well before use. Freezing does not adversely affect performance.

Container Disposal: *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-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

PRECAUTIONARY STATEMENTS Hazards To Humans & Domestic Animals

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CAUTION

Contact with product may result in transient tingling and reddening of the skin. Avoid contact with skin or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

Environmental Hazards

This product is extremely toxic to fish and aquatic invertebrates. Do not apply directly to water. Do not contaminate water when disposing of washwater or rinsate. This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.

Physical or Chemical Hazards

Do not apply this product in or on electrical equipment due to possibility of shock hazard.

EPA REG. NO.: 40849-80

EPA EST. NO.: 40849-GA-1 (E) or 1270-GA-1(Z)

Postscript is first letter of code number on container.

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

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]

NOTIFICATION
FEB 24 2009

(Note to reviewer: Language in [] is optional or interchangeable)

