



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mark Mongiovi
Woodstream Corporation
69 N. Locust Street
Litiz, PA 17543-0327

OCT 30 2009

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4 and 98-10
1. Updated warranty statement

Dear Mr. Mongiovi:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 98-10 dated September 9, 2009 for:

EPA Registration 42697-35	Safer Brand Sharpshooter Weed & Grass Killer Concentrate
EPA Registration 42697-17	Safer Brand Garden Fungicide Ready-To-Use

The Registration Division (RD) has conducted a review of this request for applicability under PR Notice 2007-4 and 98-10 and finds that the label changes requested falls within the scope of PR Notice 2007-4 and 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 me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,


A handwritten signature in black ink, appearing to read "Linda Arrington".

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

2/10

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98

	United States	<input type="checkbox"/> Registration	OPP Identifier Number
	Environmental Protection Agency	<input type="checkbox"/> Amendment	
	Washington, DC 20460	<input checked="" type="checkbox"/> Other: Notification	

Application for Pesticide - Section I

1. Company/Product Number 42697-35	2. EPA Product Manager Dan Kenny	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE	PM# Branch Chief	
5. Name and Address of Applicant (Include ZIP Code) Safer, Inc. a wholly owned subsidiary of Woodstream Corporation 69 North Locust Street Lititz PA 17543-0327 <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

<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

NOTIFICATION
OCT 30 2009

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

Notification of Label Action Per PR-Notice 2007-4: Please reference the attached explanation

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.

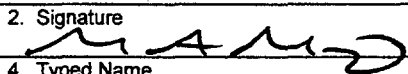
Revision of Warranty Statements (Updated As Per EPA Warranty Statement Guidance Document Dated October 17, 2006): Please reference attached explanation

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 of 18 USC Sec. 1001 to willfully make false statements to 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:				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 type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
*Certification must be submitted				<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 32oz	5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product		
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <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 Chad Mateer	Title Regulatory Affairs Manager	Telephone No. (Include Area Code) 717-626-2125 x426
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 	3. Title Product Compliance Specialist	
4. Typed Name Mark Mongiovi	4. Date 9-9-09 REVISED 10/27/09 mm	

3/10



69 N. Locust Street
P.O. Box 327
Lititz, PA 17543-0327
(717) 626-2125
Fax: (717) 626-5350
www.woodstreamcorp.com
www.saferbrand.com
www.victorpest.com
www.havahart.com
www.perkypet.com
www.fishock.com

September 9, 2009

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

ATTN: Notification Division
SUBJECT: Safer, Inc., a wholly owned subsidiary of Woodstream Corporation
Safer® Brand Sharpshooter® Weed & Grass Killer Concentrate (EPA Reg. No. 42697-35)
Notification of Label Action Per PR-Notice 2007-4
Revision of Warranty Statements as Per EPA Warranty Statement Guide

Enclosed please find a Notification of Label Action Per PR-Notice 2007-4 and Revised Warranty Statements as per EPA Warranty Statement Guide for the subject product. Also enclosed please find a copy of our revised master label with changes highlighted and a clean copy for your records.

If you have any questions and/or need any additional information, please call me at (717) 626 -2125 ext: 219 or email mmongiovi@woodstream.com.

Sincerely,

Mark Mongiovi
Product Compliance Specialist
Woodstream Corporation

Enclosures:

Notification of Label Action
Revised master label copy with changes highlighted
Clean copy of revised master label



4/10

ATTACHMENT TO NOTIFICATION DATED 9-9-09

EPA Reg. No. 42697-35

NOTIFICATION OF LABEL ACTION PER PR-NOTICE 2007-4:

NOTIFICATION

OCT 30 2009

Storage & Disposal Statements

MASTER LABEL- BACK PANEL (Page 3 of 4)

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store only in original container in a cool, dry area inaccessible to children and pets. Do not store full or partial containers in direct sunlight. Keep container tightly sealed when not in use.

PESTICIDE DISPOSAL AND CONTAINER HANDLING: Non-refillable container. Do not reuse or refill this container. **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 (800)-~~CLEANUP~~ for disposal instructions. Never place unused product down any indoor or outdoor drain.

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.

Warranty Statements


(As per EPA Warranty Statement Guidance Document Dated October 17, 2006)

MASTER LABEL- BACK PANEL (Page 3 of 4)

Woodstream Corp. and its subsidiaries will not accept liability for damage or injury resulting from misuse.

Note: Seller warrants that this product complies with the specifications expressed in this label. To the extent consistent with applicable law, Seller makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose. To the extent consistent with applicable law, Seller's liability or default, breach or failure under this label shall be limited to the amount of the purchase price. To the extent consistent with applicable law, Seller shall have no liability for consequential damages.

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 of 18 USC Sec. 1001 to willfully make false statements to 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.



Mark Mongiovi
Product Compliance Specialist
Woodstream Corporation

10/27/09

5/10

MASTER LABEL-FRONT PANEL (Page 1 of 1)

NOTIFICATION

OCT 30 2009

**SAFER® BRAND SHARPSHOOTER® WEED AND GRASS
KILLER CONCENTRATE**

[Optional Claims]

- Kills some weed and grasses quickly (within hours) in and around walks, fences, patios, driveways, flowerbeds, vegetable gardens, trees and shrubs.

ACTIVE INGREDIENT	BY WT.
Potassium Salts of Fatty Acids.....	19.56%
OTHER INGREDIENTS:.....	<u>80.44%</u>
TOTAL:.....	100.00%

KEEP OUT OF REACH OF CHILDREN

WARNING

(See back panel for additional Precautionary Statements)

NET CONTENTS: 32 fl. oz.

6/10

MASTER LABEL-BACK PANEL (Page 1 of 4)

DIRECTIONS FOR USE:

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

[WHAT IT IS:] Read the entire label before using this product. **IMPORTANT:** SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE is a general contact herbicide and will damage or destroy all vegetation which it contacts. Avoid overspray or spray drift onto desirable lawn grass, flowers, vegetables, garden plants, shrubs, or trees. If desired vegetation is contacted, wash immediately with water. Keep people and pest off treated areas until dry to avoid product transfer to desirable vegetation.

[HOW TO USE IT:] Shake well. Dilute 32 ounces (4 cups) SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE with 1.25 (one and one-quarter) gallons of water to prepare a working solution of 1.5 (one and one-half) gallons.

[WHERE TO USE IT:] Use for spot treatment of weeds. Ensure uniform and complete coverage of all types of unwanted vegetation. [Ensure thorough wetting (avoid runoff) and complete coverage of all unwanted vegetation.] **VISIBLE EFFECTS USUALLY OCCUR WITHIN FOUR HOURS.** Do not apply during windy conditions that will carry spray onto desired vegetation.

{Note: only those plants or plant parts directly contacted by the herbicide spray will be damaged. **WEEDS:** SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE will control most young, succulent, and actively growing weeds (less than 5" high). Several treatments may be necessary to control grasses and established weeds. Maturing (flowering), or woody weeds are less susceptible and may not be killed. SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE will not kill all perennial weeds but will result in top kill and suppression. Weeds and grasses emerging after application, and regrowth from perennial weeds after top kill will not be controlled without reapplication. SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE is non-selective and non-residual. Shield lawn grass and desired plants carefully [during use] to avoid damage [to the plants]. The herbicidal effect of SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE will not move through soil [translocate] to injure nearby plants. Treated areas can be [seeded] sown two days after application.}

[WHAT IT IS:] SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE is a contact herbicide. Shield grass and desired plants

7/10

MASTER LABEL-BACK PANEL (Page 2 of 4)

carefully during use to avoid damage to these plants. The herbicidal effect of SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE does

not remain in the soil of treated area and treated areas can be seeded [sown] in two days after treatment. SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE top kills weeds & grasses around trees (tree base), shrubs, patios, walks (walkways), driveways and fences.

[HOW TO USE IT:] For best results, apply to weeds during early periods [stages] of growth [and during warm dry weather]. [Herbicidal action is rapid with effects visible within hours.] The speed at which SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE works is affected by climatic conditions. For most rapid kill, apply in warm, dry weather. Weeds may show signs of regrowth within one to two weeks. Re-treat when weed growth becomes evident.

SAFER® BRAND SHARPSHOOTER® WEED AND GRASS KILLER CONCENTRATE may cause a white residue on some types of brickwork or concrete. This residue will wear off after a few weeks. A dilute solution of vinegar can be used to remove the residue.

PRECAUTIONARY STATEMENTS**Hazards to Humans and Domestic Animals**

WARNING: Harmful if absorbed through skin. Causes substantial but temporary eye injury. Do not get in eyes, on skin or clothing. Wear safety glasses. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

FIRST AID	
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.
If on skin or clothing:	<ul style="list-style-type: none">– Take off contaminated clothing.– Rinse skin immediately with plenty of water for 15-20 minutes.– Call a poison control center or doctor for treatment advice.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-858-7378 for emergency medical treatment.	

MASTER LABEL-BACK PANEL (Page 3 of 4)

ENVIRONMENTAL HAZARDS:

This product may be hazardous to aquatic invertebrates. For terrestrial uses, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water by cleaning of equipment or disposal of rinsate.

STORAGE AND DISPOSAL:

PESTICIDE STORAGE: Store only in original container in a cool, dry area inaccessible to children and pets. Do not store full or partial containers in direct sunlight. Keep container tightly sealed when not in use.

PESTICIDE DISPOSAL AND CONTAINER HANDLING: Non-refillable container. Do not reuse or refill this container. **If Empty:** Place in trash or offer for recycling if available. **If Partly Filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

Note: Seller warrants that this product complies with the specifications expressed in this label. To the extent consistent with applicable law, Seller makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose. To the extent consistent with applicable law, Seller's liability or default, breach or failure under this label shall be limited to the amount of the purchase price. To the extent consistent with applicable law, Seller shall have no liability for consequential damages.

EPA Reg. No. 42697-35

Notification of Label Action – Storage & Disposal Statements/Warranty Statements

September 9, 2009

Page 5 of 6

9/10

MASTER LABEL-BACK PANEL (Page 4 of 4)

Distributed by:

Safer, Inc. a wholly owned subsidiary of Woodstream Corporation

69 North Locust Street

Lititz, PA 17543

For Information: 800-800-1819

EPA Reg. No. 42697-35

H

D

EPA Est. No. 44616-MO-001 63416-MN-001

Circled letter corresponds to lot number found on label, or container side or bottom.

Made in USA

© Copyright 2002 Woodstream Corporation

ALL ® property of Woodstream Corporation

10/
16

MASTER LABEL- OPTIONAL CLAIMS (Page 1 of 1)

[Optional Marketing Claims]

- Kills some weeds in a day.
- For use around flowerbeds, trees and shrubs, on walks and driveways.
- 24 hour kill for some weeds.
- Some weeds dead in a day.
- Proven effective through University testing.
- Kills some weeds within (in) 24 hours.
- See results within (in) hours.
- University tested
- Safer® your first line of defense.
- Use with confidence
- Effects (results) can be seen in less than eight (8) hours.
- Provides top kill in less than 8 hours.
- Why wait weeks- kills some weeds within hours!
- No residual effects
- Patented formula
- Effective
- Non-selective
- Quick top kill
- No residual effects in the soil
- Made with soaps derived from natural fats and plant oils
- Satisfaction guaranteed.
- Si no usted entiende la etiquata, busque a alguien para que se la explique a usted en detalle (If you do not understand the label, find someone to explain it to you in detail.)
- This container is made from xx% recycled materials
- (Visible) results (effects) within seconds (minutes, hours) for some weeds (plants).
- Effects (visible) within (as little as) seconds (minutes, hours) for some weeds (plants)
- Safer®'s scientists have developed a unique and effective weed ki·l which is formulated from fatty acids derived from plant and animal fats.
- Safer®, Inc provides products that you can use with confidence to control insects, plant diseases, and weeds around your home.