

42697-37

01114/2010

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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

Mr. Mark Mongiovi  
Product Registration  
Woodstream, Corporation  
69 N. Locust Street  
Lititz, PA 17543-0327

JAN 14 2010

SUBJECT: Application for Pesticide Notification (PRN 98-10)  
Request Alternate Brand " Garden Fungicide For Flowers, Fruit and Vegetables  
Concentrate" w/General Label Changes  
EPA Reg. 42697-37  
Application Dated November 25, 2009

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 11/25/09 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) 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 call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

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

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Please read instructions on reverse before completing form.

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



United States  
Environmental Protection Agency  
Washington, DC 20460

- Registration
- Amendment
- Other: **NOTIFICATION**

OPP Identifier Number

### Application for Pesticide - Section I

1. Company/Product Number <b>42697-37</b>	2. EPA Product Manager <b>Mary Waller</b>	3. Proposed Classification  <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>Safer® Brand Garden Fungicide Concentrate</b>	PM# <b>21</b>	
5. Name and Address of Applicant (Include ZIP Code)  <b>Safer Inc. a wholly owned subsidiary of Woodstream Corporation          69 North Locust Street          Lititz PA 17543-0327</b>		6. <b>Expedited Review.</b> 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 _____

Check if this is a new address

### Section - II

<input type="checkbox"/> Amendment – Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application <input type="checkbox"/> Other - Explain below
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**NOTIFICATION**  
**JAN 14 2010**

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

**Notification of Label Action Per PR-Notice 98-10: Alternate Brand Names - Please reference the 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:			
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "Yes" Unit Packaging wgt.    No. per container	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "Yes" Package wgt.    No. per container	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)
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container <b>16oz</b>	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 type="checkbox"/> Other <input checked="" type="checkbox"/> Paper glued <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 <b>Chad Mateer</b>	Title <b>Regulatory Affairs Manager</b>	Telephone No. (Include Area Code) <b>717-626-2125 x426</b>
<b>Certification</b> 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 <b>Product Compliance Specialist</b>	(Stamp area with grid)
4. Typed Name <b>Mark Mongiovi</b>	4. Date <b>11-25-09</b>	

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

November 25, 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 Garden Fungicide Concentrate (EPA Reg. No. 42697-37)**  
**Notification of Label Action Per PR-Notice 98-10**

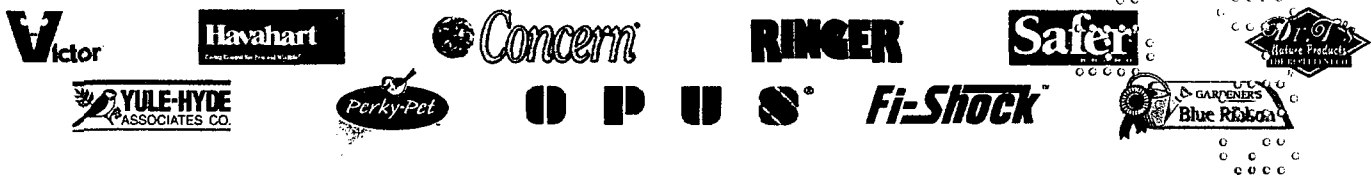
Enclosed please find a Notification of Label Action as per PR-Notice 98-10. Also enclosed is a copy of our revised master label with changes highlighted and an additional clean copy for your records.

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](mailto:mmongiovi@woodstream.com).

Sincerely,

Mark Mongiovi  
Product Compliance Specialist  
Woodstream Corporation

**Enclosures:**  
Notification of Label Action  
Highlighted Master Label  
Clean Copy of Master Label





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EPA Reg. No. 42697-37  
Notification of Label Action – Alternate Brand Names  
November 25, 2009  
Page 1 of 4

**MASTER LABEL-FRONT PANEL (Page #1 of 1)**

**SAFER® BRAND GARDEN FUNGICIDE CONCENTRATE**

**[Additional Brand Names]**

Garden Fungicide For Flowers, Fruit, and Vegetables - Safer® Brand  
Garden Fungicide For Flowers, Fruit and Vegetables Concentrate

**[Optional Logos/Marketing Claims]**

- Controls Powdery Mildew, Black Spot & Rust
- Concentrate
- Makes 4 Gallons
- Always Shake Well Before Using

**NOTIFICATION**

**JAN 14 2010**

ACTIVE INGREDIENT:	BY WT.
Sulfur.....	12.0%
OTHER INGREDIENTS:.....	88.0%
TOTAL:.....	100.0%

KEEP OUT OF REACH OF CHILDREN

**CAUTION**

(See back panel for Precautionary Statements and First Aid)

[www.victorpest.com](http://www.victorpest.com)

**Net Contents:** 16 fl. oz. (473 ml)

16 FL OZ (473 ml)  
 SAFER® BRAND  
 GARDEN FUNGICIDE CONCENTRATE  
 ACTIVE INGREDIENTS: Sulfur 12.0%  
 OTHER INGREDIENTS 88.0%  
 TOTAL 100.0%  
 EPA REG. NO. 42697-37  
 NOV 25 2009  
 www.victorpest.com

**MASTER LABEL-BACK PANEL (Page #2 of 3)**

Some apple and pear varieties are sulfur sensitive; test for varietal sensitivity prior to full-scale treatment.

To control powdery mildew on POTATOES, spray before disease appears & repeat as necessary. Apply 1 gal. of mix to each 350 sq. ft. On CUCUMBERS and SQUASH, spray when powdery mildew appears & repeat as necessary. Do not spray young plants. Apply 1 gal. of mix to each 600 sq. ft.

To control *powdery mildew* on STRAWBERRIES, spray when disease appears and repeat as necessary. Do not spray young plants. Apply 1 gal. of mix to each 300 sq. ft. **NOTE:** Do not apply to strawberries that will be used for canning. May be used up to the day before harvest.

To control *powdery mildew* on GRAPES, thoroughly cover foliage. Begin when new shoots are 6-10 inches. Repeat before blooms open and at 14-day intervals as needed. **CAUTION:** Do not apply to wine grapes within 21 days of harvest. Sulfur may damage concord and other labrusca varieties.

HOME GREENHOUSES: To control *powdery mildew*, *leaf spot* and *rust* on bedding plants, propagates, fruits and vegetables: Mix 1 part concentrate to 30 parts water (8 TBS per gal.) and apply according to above recommendations by crop type. Test for phytotoxicity before full-scale application. **USE CAUTIONS:** Some plants are susceptible to injury from sulfur under certain climatic conditions. Do not apply on Boston fern, spinach, apricots, filberts, walnuts, and viburnum. Do not apply when temperature exceeds 85°F. Do not apply for at least 4 weeks following application of an oil spray or within 4 days of other pesticides. Be sure to wash & rinse spray equipment thoroughly after each use. Do not allow mixed spray to stand in spray equipment.

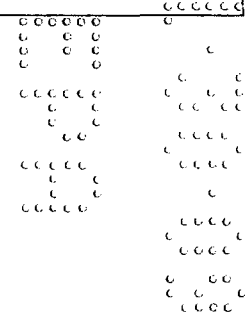
REENTRY: Avoid contact with plants until spray has dried.

**STORAGE AND DISPOSAL:**

**Pesticide Storage:** Store only in original container in a cool, dry area inaccessible to children and pets. Protect from freezing and heat. Keep container tightly closed to prevent evaporation.

**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.



EPA Reg. No. 42697-37  
Notification of Label Action – Alternate Brand Names  
November 25, 2009  
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**MASTER LABEL-BACK PANEL (Page # 3 of 3)**

**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.**

Distributed by  
Safer®, Inc., a wholly owned subsidiary of Woodstream Corporation  
69 North Locust Street  
Lititz PA 17543  
1-800-800-1812 for information

EPA Reg. No. 42697-37

EPA Est. No. 63416-MN-01

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Made in USA  
Printed in USA

