

44446-71

3/22/2004

114



U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (H7503C)
401 "M" St., S.W.
Washington, D.C. 20460

EPA Reg. Number:

44446-71

Date of Issuance:

MAR 22 2004

Term of Issuance: Conditional

Name of Pesticide Product:

Quest Dynamo Wasp & Hornet
Killer

NOTICE OF PESTICIDE:

 Registration Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

Quest Chemical Corporation
12255 FM 529
Northwoods Industrial Park West
Houston, Texas 77041

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

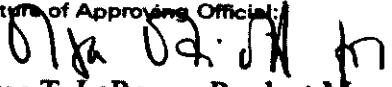
This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A), provided that you:

1. Submit and/or cite all data required for registration/reregistration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of you product under FIFRA section 4.
2. Make the following labeling changes:
 - a) Revise the EPA Registration Number to read "EPA Reg. No. 44446-71".
 - b) Revise the second bullet of the First Aid statements to read: "*Do not give any liquid to the person*".
 - c) Based on the acute toxicity profile of this product, only the "*If in eyes*" and "*If swallowed*" first aid statements are required. If you choose to retain all the statements the "*If inhaled*" and "*If on skin*" statements should be listed last.
 - d) Immediately below the First Aid statement and clearly distinguished from it, add: "*Note to Physician: Contains petroleum distillate-vomiting may cause aspiration pneumonia*".
 - e) Under Precautionary Statements, revise the third sentence to read: "*Wash thoroughly with soap and water after handling, and before eating, drinking, chewing gum, or using tobacco*".

- f) Under Precautionary statements add "*served or stored*" to the end of the sentence beginning with "Do not use in commercial food/feed handling establishments...". Then, move this sentence and the one following it to the Directions for Use section.
- g) Change the word "*skills*" to "*sills*" on the last sentence of the penultimate paragraph under Directions for Use.
- h) Under Disclaimer of Warranties revise the statement beginning with: "*Quest Chemical disclaims any liability whatsoever...*" to read: "*To the extent permitted by law, Quest Chemical disclaims any liability whatsoever...*". As currently written the statement negates and/or detracts from labeling requirements as set forth by the Agency in 40 CFR Part 156, and is, therefore, considered misbranding.
3. Please submit two (2) copies of your final printed label before you release the product for shipment. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product bearing amended labeling constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records.

If you have any questions regarding this action, please contact Olga Odiott of my team at (703) 308-9369.

Signature of Approving Official:


George T. LaRocca, Product Manager (13),
Insecticide Branch, Registration Division (7505C)

Date:

MAR 22 2004

QUEST DYNAMO WASP & HORNET KILLER

- * GARDEN CENTER SIZE
- * HOUSE & YARD LINE
- * CONTAINS SYNERGIST PIPERONYL BUTOXIDE, PERMETHRIN & TETRAMETHRIN
- * QUICK KILL
- * KILLS FAST
- * KILLS WASPS, HORNETS, YELLOW JACKETS & BEES ON CONTACT
- * KILLS WITH RESIDUAL ACTION AS WASPS & HORNETS RETURN TO NEST
- * JET SPRAY - WILL REACH NESTS UP TO 20 FEET ABOVE GROUND
- * SPRAYS UP TO 20 FEET
- * KILLS THE ENTIRE NEST
- * KILLS NEST AND INSECTS WITH RESIDUAL ACTION
- * KILLS WASPS, HORNETS, YELLOW JACKETS & BEES - TRIPLE ACTION
- * DROPS WASPS, HORNETS, YELLOW JACKETS & BEES INSTANTLY
- * GIVES KNOCKDOWN & KILL OF WASPS, HORNETS, YELLOW JACKETS & BEES
- * ELECTRICALLY NON-CONDUCTING
- * DIELECTRIC BREAKDOWN VOLTAGE OF 47,300 VOLTS
- * CAN BE USED BOTH INDOORS (ATTICS AND OTHER PLACES WHERE NESTS ARE BUILT) AND OUTDOORS ON WASP & HORNET NESTS
- * CONTAINS NO CFC'S OR OTHER OZONE DEPLETING SUBSTANCES. FEDERAL REGULATIONS PROHIBIT CFC PROPELLANT IN AEROSOLS.
- * INSTANT KNOCKDOWN
- * PREVENTS NESTING
- * TRIPLE ACTION FORMULA
- * ACTS AS A BARRIER THAT PREVENTS INSECTS FROM ENTERING THE HOME

ACTIVE INGREDIENTS:

Tetramethrin	0.10%
Permethrin	0.25%
*Piperonyl Butoxide, Technical	0.50%
OTHER INGREDIENTS†:	99.15%
	100.00%

* Equivalent to min. 0.4% (butylcarbityl) (6-propylpiperonyl) ether and 0.1% related compounds.
 † Contains Petroleum Distillates.

EPA REG. NO. 44446- EPA EST. NO. 44446-TX-1

**KEEP OUT OF REACH OF CHILDREN
CAUTION**

[Twist and snap off tab before spraying]
 [graphic of container]

See Side Panel for Additional Precautions

NET CONTENTS:

PRECAUTIONARY STATEMENTS

Hazards To Humans & Domestic Animals

CAUTION

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Do not use in commercial food/feed handling establishments, restaurants or other sites where food/feed is commercially prepared or processed. Not for use in Federally inspected meat and poultry plants.

Environmental Hazards

This product is toxic to fish and aquatic invertebrates. Do not apply directly to water.

FIRST AID

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. • Rinse skin immediately 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.
If swallowed:	<ul style="list-style-type: none"> • Call poison control center or doctor 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 the poison control center or doctor. • Do not give anything by mouth to an unconscious person.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	

Physical or Chemical Hazards

Flammable. 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.

**ACCEPTED
with COMMENTS
In EPA Letter Dated
MAR 22 2004**

Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 44446-71

DIRECTIONS FOR USE

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

Read Entire Label.

For best results, spray in early morning or late evening when insect activity is minimal. Stand a safe distance from nest and not directly underneath. May cause staining (darkening) of asphalt surfaces and shingles [Remove protective cap.] Hold can upright and point spray opening toward nest with wind at your back. Spray until nest is thoroughly saturated to kill the entire nest population. Residual action will kill wasps and hornets returning to the nest. Wait at least 24 hours before removing the nest.

To kill wasps, hornets, yellow jackets and bees under eaves, screens, window frames, doors, patios, cracks, holes or crevices wherever insects are noticed, spray for about 1-2 seconds or until surfaces are moist. To prevent entrance of insects into the house, spray around points where insects enter such as outside plumbing, faucets, etc., and cracks or crevices in foundation as well as along skills and ledges.

Do not apply to pets or contaminate feed, foodstuffs, dishes or utensils. Avoid spraying vegetation directly.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

STORAGE: Do not store near heat or open flame. Store in cool dry area away from children.

DISPOSAL: Do Not Puncture or Incinerate! If empty: 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.

IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once. By using this product, user or buyer accepts the following conditions, disclaimer of warranties and limitations of liability.

CONDITIONS: The directions for use of this product are believed to be adequate and should be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Quest Chemical. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: QUEST CHEMICAL MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Quest Chemical is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. Quest Chemical disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product.

LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT QUEST CHEMICAL, THE REPLACEMENT OF PRODUCT.

[STEEL RECYCLING LOGO] [You can recycle this steel container in an increasing number of communities.]

[Denotes Alternate Text]

QUEST CHEMICAL CORPORATION
12255 FM 529
HOUSTON, TEXAS 77041