

46260-40

7-30-2003

115

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 2-28-95



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number  
246651

Application for Pesticide - Section I

1. Company/Product Number 46260-40	2. EPA Product Manager Dan Peacock	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Easy Gardener Dog & Cat Repellent RTU w/ XP-20	PM# IRB	
5. Name and Address of Applicant (Include ZIP Code) Easy Gardener, Inc. C/O Adams Technology Systems 5145 Forest Run Trace - Suite B Alpharetta GA 30022-4504 <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 checked="" 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

JUL 30 2003

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

Addition of marketing statement to front panel "Do Not Apply Directly to Food Crops"

\*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 any false statement 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
* Certification must be submitted	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container	<input checked="" type="checkbox"/> Glass
					<input checked="" type="checkbox"/> Paper
					Other (Specify) _____
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 oz - 64 oz		5. Location of Label Directions <input checked="" type="checkbox"/>	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input checked="" 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 Stacy S. Hartis	Title Agent	Telephone No. (Include Area Code) 770-751-1073
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, both under applicable law.		6. Date Application Received (Stamped)
2. Signature	3. Title Agent	
4. Typed Name Stacy S. Hartis	5. Date 07/17/03	

215

**ADAMS TECHNOLOGY SYSTEMS**

5145 FOREST RUN TRACE - SUITE B • ALPHARETTA GA 30022-4504  
(770) 751-1073 • FAX (770) 751-1173  
E-MAIL: AdamsTech@att.net

July 17, 2003

Mr. Dan Peacock, IRB  
Document Processing Desk (NOTIF)  
U.S. EPA – Office of Pesticide Programs – 7505C  
Ariel Rios Bldg.  
1200 Pennsylvania Avenue, NW  
Washington DC 20460

**RE: Easy Gardener Dog & Cat Repellent Ready-To-Use w/ XP-20  
EPA Reg. No. 46260-40**

**Subject: Addition of Marketing Statement to Label**

Dear Mr. Peacock:

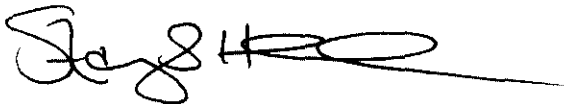
On behalf of our client, **Easy Gardener, Inc.**, we are submitting an application for notification to add a new marketing statement to the front label panel. Enclosed you will find:

- 1. EPA Application for Pesticide (EPA Form 8570-1)
- 2. One (1) copy of the revised label.

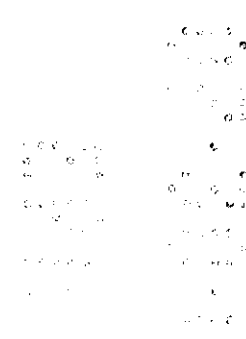
We are specifically requesting that we receive an EPA Stamped Accepted Label so that our files may be updated to reflect this current amended label.

Should you have any questions, please do not hesitate to contact me. I may be reached in our North Carolina office at E-mail: [ATS-NC@nc.rr.com](mailto:ATS-NC@nc.rr.com) or (919) 848-8872.

Sincerely,  
**ADAMS TECHNOLOGY SYSTEMS**



Stacy S. Hartis  
Regulatory Affairs Specialist



3/5

EPA DRAFT LABEL 07/17/03

NOTIFICATION

JUL 30 2003

**Easy Gardener**  
**Dog & Cat Repellent**  
**Ready-To Use Spray with XP-20\***

Indoor and Outdoor  
Do Not Apply Directly To Food Crops

**A Non-Pressurized Pump Spray to Repel and Train Dogs and Cats**

- Repels dogs and cats from treated areas
- Discourages urinating, soiling and digging

A Training Aid for your Own Pet. Will Repel Dogs and Cats for up to 24 Hours When Applied Daily. Keeps Pets Away from Furniture, Carpets, Trees, Garbage Cans/Bags, and other "Forbidden Areas".

**ACTIVE INGREDIENT:**

Methyl Nonyl Ketone .....	1.90%
Related Compounds.....	0.10%

<b>OTHER INGREDIENTS:</b> .....	<b>98.00%</b>
<b>TOTAL:</b> .....	<b>100.00%</b>

\*XP-20 is a registered trademark of Easy Gardener, Inc.

**KEEP OUT OF REACH OF CHILDREN**  
**CAUTION**  
See Back Panel for Precautionary Statements

Distributed by:  
**EASY GARDENER, INC.**  
PO Box 21025  
Waco TX 76702-1025

**EST #46260-KY-1**

**EPA REG #46260-40**

Net Contents: \_\_\_\_\_ fl. oz. ( \_\_\_\_\_ ml)

**EPA DRAFT LABEL 07/17/03**

**DIRECTIONS FOR USE**

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

**SHAKE WELL BEFORE USING**

**USE RESTRICTIONS**

Do not use in commercial food processing or preparation areas. In the home, cover all exposed food, food processing surfaces and utensils during treatment. Do not spray food or feed crops.

For both indoor and outdoor situations, use training whenever possible, including positive (praise) and negative (sharply spoken word backed up with disciplinary action) reinforcement.

This product repels dogs and cats for up to 24 hours when applied daily. Keeps pets away from furniture, carpet, trees, shrubs, garbage cans/bags, and other "forbidden areas".

**INDOOR USE**

Use indoors to break your pet of undesirable habits such as sleeping on furniture and rugs or to keep out of forbidden areas. Always use with consistent training. Praise your pet for good behavior and scold for bad behavior.

**PRE-TREATMENT DIRECTIONS:** Before spraying large areas of rugs, fabrics or plastics, test the effect of this product by treating a small, inconspicuous area. This product may stain or soften some fabrics or plastics. To avoid possible damage, spray a piece of cloth lightly and place it on the object or area to be protected.

**APPLICATION DIRECTIONS:** Spray the object lightly with this product until slightly moistened.

**RE-TREATMENT DIRECTIONS:** Repeat daily, or as necessary, until undesirable habit is broken.

**OUTDOOR USE**

Use outdoors to prevent dogs and cats from disturbing flower beds, areas of lawn, trees, shrubbery, fences, patio furniture and garbage cans/bags.

**NOTE:** This product is not likely to break the established urination patterns of dogs unless it is used as a training aid.

**PRE-TREATMENT DIRECTIONS:** Stray animals are frequently attracted to areas where pets have soiled with feces or urine. To discourage repeat visits, remove any droppings and clean with water.

**APPLICATION DIRECTIONS:** Do not apply directly to foliage of shrubs or to ornamental, soft-bodied plants. Do not apply to food or feed crops. Lightly spray surrounding soil or apply to a piece of cloth and affix near area to be protected every day.

**RE-TREATMENT DIRECTIONS:** Repeat daily, or as necessary, until undesirable habit is broken.

**EPA DRAFT LABEL 07/17/03**

**STORAGE AND DISPOSAL**

**STORAGE:** Store only in cool, dry place inaccessible to children and pets.

**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 and Domestic Animals**

**CAUTION**

Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals. Wash thoroughly with soap and water after handling.

<b>FIRST AID</b>	
<b>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 the National Pesticide Information Center is 1-800-858-7378 for emergency medical treatment information.</b>	
<b>If on skin or clothing</b>	<ul style="list-style-type: none"> <li>•Take off contaminated clothing.</li> <li>•Rinse skin immediately with plenty of water for 15-20 minutes.</li> </ul>
<b>If in eyes</b>	<ul style="list-style-type: none"> <li>•Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>•Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> </ul>
<b>If swallowed</b>	<ul style="list-style-type: none"> <li>•Have person sip a glass of water if able to swallow.</li> <li>•Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>•Do not give anything by mouth to an unconscious person.</li> </ul>
<b>If inhaled</b>	<ul style="list-style-type: none"> <li>•Move person to fresh air.</li> <li>•If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible.</li> </ul>

ESL050499 REV071703

