



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460-0001

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

December 6, 2007

Ms. Kim Davis, CC, APC, Manager
Consultant/Agent for K-G Packaging, Inc.
c/o RegWest Company, LLC
30856 Rocky Road
Greeley, CO 80631-9375

**Subject: Rebuttal, Product Registration dated May 3, 2007
K-G Packaging, Inc., EPA Registration No. 46813-68
Your Submission Dated August 9, 2007**

Dear Ms. Davis:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable with the following provision(s):

Additional/alternate marketing language section comment(s), middle of back/side panel, page 2 of 3:

1. Delete the marketing claim "No unpleasant odor," since this is conflicting with what is described on the CSFs for this product.
2. The "{Logo}" placed on this page must be a logo to indicate absence of chlorofluorocarbons (CFCs) in this product. The logo must consist of the universal nonverbal symbol for negation – a red circle with diagonal red slash through the circle – with: (a) wording as discussed in PR Notice 92-2 immediately next to the logo; and (2) text set in type size of at least 6 points (the minimum type size permitted by regulation).

Bottom of Back/Side Panel section comment(s), top of page 3 of 3:

3. The listing for "{website}" at the bottom of this page cannot reference any collateral labels other than what is being approved by EPA for this product. Clarify what is meant by "{website}" or delete from the product label.
4. Replace the last statement in this section with: "Made in Canada."

K-G Packaging, Inc. should note that a notice of availability of EPA's reregistration eligibility decision (RED) document for products containing pyrethrins was published in the *Federal Register* on July 26, 2006 (Volume 71, Number 143, Pages 42387-42389). Further, EPA's RED for products containing piperonyl butoxide was published in the *Federal Register* on July 26, 2006 (Volume 71, Number 143, Pages 42385-42386). As a result, additional data and/or labeling changes may be required for products containing pyrethrins and piperonyl butoxide.

Data deficiencies were identified for storage stability and corrosion characteristics in the product chemistry review for this product. Therefore, K-G Packaging, Inc. is obligated to submit a One Year Storage Stability (830.6317) study and a Corrosion Characteristics (830.6320) study on this product in support of this registration within one year from the date of this registration.

Please submit two (2) copies of the final printed labeling, incorporating the above changes, before releasing 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 accepting of these conditions. A stamped copy of the approved label is enclosed for your records. If you have any questions, please contact Mr. Carmen Rodia at (703) 306-0327 or via e-mail at Rodia.Carmen@epa.gov.

Sincerely yours,



Richard J. Gebken,
Product Manager (10)
Insecticide Branch,
Registration Division (7505P)

Enclosure

046813-00068 D-383677

3 7 5

Flying Insect Killer II

For Indoor Use in the Following Areas: Food Processing Plants, Hotels, Motels, Restaurants, Stores and Other Public Buildings
(except hospitals, schools, day-care facilities, nurseries and nursing homes)

Use in Barns, Breweries, Dairies, Canneries, Farm Milk Houses and Food Handling Establishments

Kills Flies, Gnats, Mosquitoes and Small Flying Moths

Active Ingredients:

Pyrethrins	1.8%
Piperonyl Butoxide, technical*	10.0%
Other Ingredients**	88.2%
Total	100.0%

*Equivalent to 1.44% (butylcarbityl)(6-propylpiperonyl) ether and 0.36% related compounds.
** Contains petroleum distillate

Keep Out of Reach of Children

CAUTION

See back [side] panel for First Aid and additional Precautionary Statements

Net Weight _____ ounces

ACCEPTED
with COMMENTS
In EPA Letter Dated
December 6, 2007
Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 46813-68

{Back/Side Panel}

DIRECTIONS FOR USE

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

Use Restrictions:

- DO NOT remain in treated area. Exit areas immediately and remain outside the treated area until aerosols, vapors and/or mists have dispersed.
- Not for use in residential areas.
- DO NOT use in nurseries or rooms where infants, ill or aged persons are confined.
- Remove or cover all food and drinking water before application.
- Remove or cover dishes, utensils, food processing equipment and food preparation surfaces before use or wash them before reuse.
- All food processing surfaces and equipment should be covered or washed with an effective cleaning compound followed by a potable water rinse after use of this product.
- DO NOT use in areas where fish or reptiles may be exposed to the spray.
- DO NOT place metering device directly over or within 8 feet of exposed food; dishes, utensils, food processing equipment and food handling or preparation.
- DO NOT install within 3 feet of air vents.
- Carefully follow directions for the dispenser unit when installing the dispenser and replacing cans or conducting maintenance.

Flying Insect Killer II is designed for use in a wide range of automatic metered dispensers. The dispenser automatically activates the special metered valve every 15 minutes. Within 24 hours following treatment, a decrease in the number of flies, gnats, mosquitoes and small flying moths should be noticed and with continued use, annoyance from these pests should also be reduced. Effectiveness of this product is noticeable within one hour after the dispenser is activated. Recommended use is for 24 hours; if less than 24 hours is required, set the dispenser to start one hour before control is desired and to run

one hour after control is no longer needed. Factors such as airflow rate, size of space treated, humidity and room temperature affect insect activity and control; therefore, consider one unit per 6,000 cubic feet of unobstructed space, making adjustments depending upon specific conditions at the usage site. As with any method of insect control, best results are achieved when positive insect prevention practices are followed. Carefully follow the directions for the specific dispenser unit of choice when installing the dispenser, replacing cans and conducting required maintenance.

Storage and Disposal

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

Storage: Keep this product dry in a tightly closed (preferably locked) storage area when not in use. Store in a cool, dry, well-ventilated area inaccessible to children and pets and away from heat, sparks and open flames. **Pesticide Disposal:** Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance. **Container Disposal:** Do not puncture or incinerate! **If empty:** Place in trash or if available offer for recycling. **If partly filled:** Call your local solid waste agency for disposal instructions.

{Additional/alternate marketing language:}

Meets CARB VOC regulations for flying insecticides [[25% VOC Content]] [[25% VOC formulation]]. No greasy [oily] residue. ~~No unpleasant odor.~~ Contains the botanical insecticide Pyrethrins [an extract of the Chrysanthemum flower].

{Logo}

Federal regulations prohibit CFC propellants in aerosols.
Contains no CFCs or other ozone depleting substances.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Harmful if swallowed, inhaled or absorbed through skin. Avoid breathing vapors or spray mist. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Remove and wash contaminated clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

First Aid

Have the product container or label with you when calling a poison control center or doctor or going for treatment. For additional information on this pesticide product (including health concerns, medical emergencies or pesticide incidents) you may call 1-800-xxx-xxxx or the National Pesticide Information Center at 1-800-858-7378.	
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 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 further treatment advice.
If Swallowed	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give any liquid to the person • Do not give anything by mouth to an unconscious person.
Note to Physician: Contains petroleum distillate. Vomiting may cause aspiration pneumonia.	

(Note: The grid format will be used if market space allows; otherwise a paragraph format will be used.)

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.

Notice: Buyer assumes all responsibility for safety and use not in accordance with directions.

EPA Reg. No. 46813-68 EPA Est. 46813-CAN-3

Manufactured by [for]

K-G Packaging, Inc.

8001 Keele Street; Concord, Ontario L4K 1Y8

[[phone, fax numbers]]

[[website]]

Made in [Product of] Canada

[] Denotes alternate/optional language

{ } Denotes language that does not appear on the market label