

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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

November 8, 2007

Mr. Steven E. Rogosheske Agent for CHEM-TECH Steve Rogosheske Regulatory & Scientific Consulting 1479 West Pond Road Eagan, MN 55122

Subject: Label Notification

Dear Mr. Rogosheske:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 10/3/07 for **EPA Registration 47000-7**. The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and finds that the label change(s) requested falls within the scope of PRN 98-10. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, please contact me directly at 703-305-6249 or Sherada Hobgood of my staff at 703-308-8893.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P)

Office of Pesticide Programs

Print Form O

Please road instructions on reverse before completing form. Form Approved. OMB No. 2070-0060 Approval expires **OPP Identifier Number** Registration United States **Environmental Protection Agency Amendment** Washington, DC 20460 Other Application for Pesticide - Section I 1. Company/Product Number 2. EPA Product Manager 3. Proposed Classification 47000-7 Richard Gebken X None Restricted 4. Company/Product (Name) PM# Automist Insect Killer 10 5. Name and Address of Applicant (Include ZIP Code) 6. Expedited Reveiw. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling Chem-Tech, Ltd. 1479 West Pond Road NOTIFICATION EPA Reg. No. Eagan, MN 55122 NOV 08 2007 Check if this is a new address **Product Name** Section - II Amendment - Explain below. Final printed labels in repsonse to Agency letter deted Resubmission in response to Agency letter dated \_ "Me Too" Application. Notification - Explain below. Other - Explain below. Explanation: Use additional page(s) if necessary. (For section I and Section II.) Addition of marketing claim consistent with volume of container per PR Notice 98-10. See attached Certification Statement. Section - III 1. Material This Product Will Be Packaged In: Child-Resistant Packaging Unit Packaging Water Soluble Packaging 2. Type of Container Metal Yes Yes Yes Plastic Text No No Glass Paner If "Yes" No. per If "Yes" No. per \* Certification must Unit Packaging wgt. container Package wgt container Other (Specify) be submitted 3. Location of Net Contents Information 4. Size(s) Retail Container 5. Location of Label Directions On Label Container On Labeling accompaning product 6. Manner in Which Label is Affixed to Product Lithograph Other Paper glued Stenciled Section - IV 1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this explication.) Telephone No. (Include Area Code) Name 351-330-1217° Steve Rogosheske Agent for Chem-Tech, Ltd. G. Data Application Certification Received I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowlingly false or misleading statement may be punishable by fine or imprisonment or ະແປStamped) both under applicable law. ccici 2. Signature Agent for Chem-Tech, Ltd. 5. Date October 3, 2007 Steven E. Rogosheske

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulation 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 U.S.C. 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.

Signed

Agent for CHEM-TECH, Ltd.

4086

# Steve Rogosheske • Regulatory & Scientific Consulting 1479 West Pond Road • Eagan, MN 55122

October 3, 2007

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

Subject: NOTIFICATION

Automist Insect Killer EPA Reg. No. 47000-7

Notification Team:

My client, Chem-Tech, Ltd. is submitting the subject product for notification to add a marketing statement to the label as to the length of the time based on the fill this product, when used in an intermittent device, will last. The statement is truthful and based on the amount of product dispensed per activation and the weight of the aerosol, therefore this notification is being filed in accordance with PR-Notice 98-10.

Along with the application form, we are enclosing two copies of the label, one with the "30 Day Supply" statement highlighted. No other changes have been made. If there are any questions regarding this submission please contact this office.

Sincerely,

Steven E. Rogosheske

Phone and Fax: (651) 330-1217 E-mail: srogo@comcast.net

**Enclosures** 

cc: Mr. Patrick Rolfes, President - Chem-Tech, Ltd.





NOTIFICATION NOV 08 2007

Editors Note: Text in Brackets [] indicate optional marketing claims any or all of which may appear on the final label.

[Kills Mosquitoes, Flies, Gnats and Small Flying Moths]

[Lasts 30 Days] [30 Day Supply]

1-800-858-7378

[30 Day Supply]
[Automatic Indoor Insect Killer]
[Indoor Metered Insect Killer]
[Synergized Pyrethrin]
[Pyrethrin]

[For use in: Homes, Restaurants, Garages, Basements, Barns and Sheds]

### **ACTIVE INGREDIENTS:**

Pyrethrins	1:0%
Piperonyl Butoxide, technical*	2.0%
N-Octyl Bicycloheptene Dicarboximide	3.0%
**INERT INGREDIENTS	94.0%
TOTAL	100%

<sup>\*</sup>Equivalent to 1.60% (butylcarbityl) (6-propylpiperonyl) Ether and .4% related compounds.

### KEEP OUT OF REACH OF CHILDREN CAUTION

First Aid	
If inhaled:	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:	Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call poison control center or doctor for treatment advice.
If in eyes:	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:	Call poison control center or doctor immediately for treatment advice. Do not give <b>any</b> liquid to the person. 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.

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS

### CAUTION

Do not use in nurseries or rooms where infants, ill or aged persons are contained. Do not install directly over or within 12 feet of any food handling or dispensing area. Large drafts or forced ventilation may reduce or eliminate the insecticidal efficiency of these installations.

When using this product as a space spray in food processing plants, foods must be removed or covered during treatment. Apply only when the facility is not in operation. All food processing surfaces must be thoroughly cleaned with an appropriate cleaning agent and rinsed with potable water before reuse.

<sup>\*\*</sup>Contains petroleum hydrocarbons

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### PHYSICAL OR CHEMICAL HAZARDS

FLAMMABLE. Contents under pressure. Keep away from heat, sparks and flame. Do not puncture or incinerate container. Exposure to temperatures above 130 degrees Fahrenheit may cause bursting.

#### **DIRECTIONS FOR USE**

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

FOR USE IN: Food handling and food preparation areas of restaurants, and food processing plants, stores, farm buildings, dairies, barns, kennels, factories, homes, schools, hotels, motels, offices, ships, planes (cargo areas only), supermarkets, food warehouses, bottling plants, hospitals, nursing homes, day-care centers, milk and egg handling areas of dairies and chicken houses.

For Use in Automatic Dispensers:

One dispensing unit should be installed for each 6,000 cubic feet of space to be treated. The Dispenser activates once every 15 minutes; after two hours of operation, enough insecticide is suspended in the air to kill a substantial proportion of the flies, mosquitoes, and gnats present. Usually the effectiveness will be noticeable within one hour after the Dispenser is activated. If less than 24-hour control is required, the Dispenser should be set to start one hour before control is desired and run one hour after control is no longer needed. Keep in mind that such factors as air flow rate, size of space treated, humidity, and room temperatures all affect insect activity and control. Therefore, one unit per 6,000 cubic feet should be considered as an average needed with adjustments made depending on specific conditions at place of usage. As with any method of insect control, best results are achieved when sanitation and other positive insect-prevention practices are followed.

Automist Insect Killer contains a highly effective insecticide formulation specifically designed for use in automatic mist dispensing units around food handling establishments, food processing establishments, restrooms, dining rooms, and restaurants where flies, gnats, flying moths, and mosquitoes are an annoyance.

### STORAGE AND DISPOSAL

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

**STORAGE**: Store in a cool, dry place away from children, preferably a secure storage area.

<u>CONTAINER DISPOSAL</u>: 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.

EPA Reg. No. 47000-7

EPA Est. No. 47000-IA-01

NET WEIGHT: 6.5 Oz.

Mfg. By: Chem-Tech, Ltd. Des Moines, IA 50321

**NOTIFICATION** 

NOV 08 2007