

# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

November 23, 2015

Jennifer J. Klika Manager, Regulatory Affairs Chem-Tech, Ltd. 1006 North Highway 5 Pleasantville, IA 50225

Subject: Label Amendment – Correct ingredient statement and addition of marketing claims Product Name: WAR PAINT EPA Registration Number: 47000-185 Application Date: 10/01/2015 Decision Number: 509792

Dear Ms. Klika:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance

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with FIFRA section 6. If you have any questions, you may contact Elizabeth Fertich at 703-347-8560 or via email at fertich.elizabeth@epa.gov.

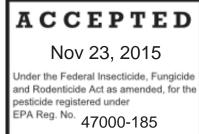
Sincerely,

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Jennifer Saunders, PhD, Product Manager 4 Invertebrate and Vertebrate Branch 1 (IVB1) Registration Division (7505P) Office of Pesticide Programs

# War Paint<sup>®</sup>

For Use Only on Horses



#### **ACTIVE INGREDIENTS:**

*Permethrin	
**Piperonyl butoxide	
***N-Octyl bicycloheptene Dicarboximide	
OTHER INGREDIENTS	
TOTAL	
* Cis/Trans ratio: Min. 35% (=/-) cis and max. 65% (+/-) trans.	
**Consists of butylcarbityl) (6-propylpiperonyl) ether and other related comp	ounds.
***MGK 264	

EPA Reg. No. 47000-185

EPA Est. No. 47000-IA-01

# **KEEP OUT OF REACH OF CHILDREN CAUTION**

Net Contents: 96 grams (3.39 oz) Net Weight: 96 grams (3.39 oz)

> **Manufactured By:** CHEM-TECH, LTD. 1006 Business Hwy 5 Pleasantville, IA 50225

## PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**CAUTION:** Harmful if swallowed or absorbed through the skin. Avoid contact with skin, eyes or clothing. Do not contaminate food or foodstuff. Wash thoroughly with soap and water after handling.

#### **ENVIRONMENTAL HAZARDS**

This product is toxic to fish, birds and aquatic animals. Do not contaminate any body of water with this product by cleaning of equipment or disposal of wastes.

## PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame.

FIRST AID		
Have the product container or label with you when calling a poison control center or doctor or		
going for treatment.		
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 further treatment advice.	
If Swallowed:	• Call a poison control center or doctor immediately for treatment advice.	
	• Do not induce vomiting unless told to do so by the poison control center or	
	doctor.	
	• Do not give any liquid to the person.	
	• Do not administer anything by mouth to an unconscious person.	
If on Skin or on Clothing:	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.	
For 24-hour emergency information on this product, call		
1-800-498-5743 (US & Canada) or 1-651-523-0318		

#### **DIRECTIONS FOR USE**

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

**READ THIS LABEL:** Read this entire label and follow all use directions, use restrictions and precautions.

## **APPLICATION RESTRICTIONS:**

Do not use this product on horses intended for human food. Do not apply to a wet animal since the product will not adhere to moist surfaces. War Paint, once applied to the hair of the horse, cannot be wiped off. Therefore, it should not be used within one to two weeks of an event or show in which the presence of small amounts of war Paint of the horse's coat would have an adverse effect on the horse's appearance. As with any product certain individual horses may be sensitive to one or more of the ingredients in War Paint. If local irritation should occur, discontinue use. If irritation persists, discontinue use, was area and consult a veterinarian. War Paint<sup>®</sup> Page 3 of 6 November 23<sup>rd</sup>, 2015

#### **PRODUCT INFORMATION**

It requires very small amounts of War Paint to kill and repel flies. Small amounts of War Paint are placed on the horse only where flies tend to congregate. War Paint, when applied to the horse, attaches to the hair of the horse and slowly releases the insecticide over a period of weeks. Full body fly control does not usually occur until 1 to 2 days after application. The reason for this is it takes time for the formulation to release the insecticide onto the horse's hair. Because War Paint is not only and insecticide, but also an effective repellent, you will notice that in the case of face fly activity, the repellent activity of the product will be apparent within hours if not immediately after application. After a period of one to two weeks, as the insecticide is released onto the horse's hair, you will find that War Paint becomes powdery and will fall off the horse's hair leaving no adverse effects on the horse's appearance.

#### **Full Body Fly Control:**

Adult horses: For the treatment of pastured horses, it is recommended that a full application be applied as a single treatment. This should provide adequate fly control for approximately one week on pastured horses.

Apply one (1) gram under each eye, two (2) grams on withers and (2) gram on each leg below the hock or knee – 12 grams total as a single treatment. DO NOT REPEAT TREATMENT FOR SEVEN (7) DAYS.

# **APPLICATION TECHNIQUES**

**FACE FLIES:** Turn the applicator wheel until the gel is seen at the top of the applicator then continue turning 1/8 of a turn to place on (1) gram of War Paint on top of the applicator. Then while holding the applicator length wise, apply under the eye along the lower lid, close to the lid margin. Do not apply directly into the eye. Make a 1 inch wide stripe along the entire lower lid from corner to corner. For maximum Face Fly control, it is very important to place the product around the inside corner of the eye where the top and bottom lids meet. This is the area where tearing occurs due to fly irritation and where face flies congregate to feed. Repeat the application to the other eye. A 1 - inch stripe under each eye will apply 2 grams of War Paint to the face.

## HORN FLIES, BLACK FLIES AND HOUSE FLIES:

Turn the applicator wheel <sup>1</sup>/<sub>4</sub> turn to place 2 grams of War Paint on the top of the applicator. Then apply a 1 by 4 inch stripe under the horse's mane on the withers. Place the product far enough up the withers so the product will not be under the saddle or blanket if the horse is to be ridden.

## **STABLE FLIES AND BOT FLIES:**

Apply a 1 by 4 inch stripe to each leg. Turn the applicator wheel <sup>1</sup>/<sub>4</sub> turn to place 2 grams of War Paint on the top of the applicator. Then apply the material to the front of the house's leg for inches below the knee or hock. Touch the applicator to the spot to be treated and move the applicator in the narrow direction up the horse's leg four inches toward the knee or hock. Smooth out the material using the top of the applicator to a 1 inch wide by 4 inch long stripe on each leg.

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To kill and repel bot flies during the egg laying season, War Paint should be applied over the bot eggs already on the horse. A four inch b one inch wide strip should be painted over the area where the bot eggs are attached. This should be done instead of applying War Paint to the front of the legs, since this application will also control stable files and bot flies usually lay their eggs on the sides of the horse's legs.

## FOALS:

The same technique for applying War Paint can be used on foals, except only  $\frac{1}{2}$  of the adult amount should be used – 6 grams total. Since the foal's eyes are smaller than adult horses, a one inch wide stripe under each eye of a foal will apply on  $\frac{1}{2}$  gram of War Paint under each eye. When applying to the foal's withers and legs, make the application stripe only 1 inch wide by 2 inches long instead of the 4 inch long stripe used on adult horses. This will insure that a foal will receive on-half of the adult horse dose. <u>Remember, a 1/8 turn of the applicator wheel will dispense one gram of War Paint on the top of the applicator.</u>

# LOCAL FLY CONTROL:

For horses that are to be ridden and handled frequently, lesser amounts of War Paint be applied more frequently are a better choice. Lesser amounts of War Paint applied discreetly and prudently to the horse can provide more effective local fly control for several days to a week. If this technique is used, remember not to apply more than 12 grams of War Paint to a horse in any 7 day period. See application technique and illustrations.

# STORAGE AND DISPOSAL

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

**<u>PESTICIDE STORAGE</u>**: Store in a cool, dry and secure area. Store in original sealed container away from food or feed.

## **PESTICIDE DISPOSAL:**

Wastes resulting from the use of this product may be disposed of on-site or at an approved waste disposal facility.

# **CONTAINER HANDLING:**

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.

## DISCLAIMER

**DISCLAIMER:** To the extent permitted by applicable law, seller makes no representation or warranty, either expressed or implied, for results due to misuse, improper handling or improper storage of this material. Nor does Seller assume any responsibility for injury to persons, crops, animals, soil or property arising out of misuse, improper handling or improper storage of this material.

# LIMITED WARRANTY

To the extent permitted by applicable law, Neogen Corporation makes no warranty concerning uses which extend beyond the use of the product under normal conditions in accord with the statements made on this label. To the extent by applicable law, Neogen Corporation shall not be liable for (1) any consequential, incidental or special damages related in any way to this product or its uses, or (2) any damages related in any way to resistance to pesticides.

#### OR

# CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

**NOTICE:** Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

To the extent permitted by applicable law Manufacturer and Seller warrant that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. To the extent permitted by applicable law this warranty does not extend to the use of this product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or Manufacturer, and Buyer and User assume the risk of any such use. To the extent permitted by applicable law, MANUFACTURER AND SELLER MAKE NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

To the extent permitted by applicable law, in no event shall Manufacturer or Seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. TO THE EXTENT PERMITED BY APPLICABLE LAW THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF MANUFACTURER AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF THE MANUFACTURER OR SELLER, THE REPLACEMENT OF THE PRODUCT.

Manufacturer and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitations of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of Manufacturer.

For non-emergency (e.g., current product information), Call: **1-800-621-8829** 

Code (RL.NL.) RR.RL.

**Additional Brand Names:** 

War Paint<sup>®</sup> Page 6 of 6 November 23<sup>rd</sup>, 2015

#### **Optional Marketing Statements:**

Kills and Repels Face Flies, Horn Flies, Stable Flies, House Flies, Black Flies, and Bot Flies on Horses and Foals

Permethrin

Easy to Use

DO NOT USE THIS PRODUCT ON HORSES INTENDED FOR HUMAN FOOD

Horse Logos

Made in the U.S.A. <American Flag Graphic>



