

50932-15

08/29/2005

1/9

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98



EPA

United States
Environmental Protection Agency
Washington, DC 20460

Registration
 Amendment
 Other: NOTIFICATION

OPP Identifier
Number
306656

Application for Pesticide - Section I

1. Company/Product Number 50932-15	2. EPA Product Manager Sheryl Reilly	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Deer Away® Concentrate Formula II	PM# BPPD / #90	
5. Name and Address of Applicant (Include ZIP Code) Woodstream Corporation 69 N. Locust Street Lititz, PA 17543-0327 <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

Amendment - Explain below. Final printed labels in response to Agency letter dated _____
 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.) NOTIFICATION

Please reference the attached explanation

Date Reviewed: 8/29/05

Section - III

Reviewed By: cpelland

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
*Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product			<input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____ <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name Chad Mateer	Title Regulatory Affairs Specialist	Telephone No. (Include Area Code) 717-626-2125 x426
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 or both under applicable law.		6. Date Application Received (Stamped)
2. Signature <i>Chad Mateer</i>	3. Title Regulatory Affairs Specialist	
4. Typed Name Chad Mateer	5. Date 07-12-05	

18/7/0

woodstream

219

Regulatory Affairs
69 N. Locust Street
P.O. Box 327
Lititz, PA 17543-0327
(717) 626-2125
Fax: (717) 626-1912

July 12, 2005

U.S. Environmental Protection Agency
Office of Pesticide Programs
Document Processing Desk [NOTIF]
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202

ATTENTION: Dr. Sheryl Reilly
Biopesticide Branch (#90)

SUBJECT: *Woodstream Corporation*
Deer Away® Concentrate Formula II : EPA Reg. No. 50932-15
Notification of Labeling Action

Dear Dr. Reilly:

Please find enclosed Notification of labeling phrase changes per PR-Notice 98-10. Enclosed is 5 copies of our revised master label with additions highlighted.

Please relay all questions or comments to my attention at 717-626-2125 x426.

Sincerely,



Chad Mateer
Regulatory Affairs

Enclosures:

Notification of labeling phrase changes
5 copies of revised master label

OPP Identifier Number
306656

NOTIFICATION OF LABEL ACTION PER PR-NOTICE 98-10:

Revised Label Statements-

Deletion of Product Name (~~Deer Away® Concentrate Formula II~~) in Body of Label Text / DIRECTIONS FOR USE section and Replacement with-

"this product"

Rewording of Reapplication Instruction ("~~Reapply every 14 days or~~ as needed if the previous treatment appears to be fading.") / DIRECTIONS FOR USE section to read-

"Reapply as needed if the previous treatment appears to be fading"

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 false statements 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.

David Mateer
Regulatory Affairs Specialist

DEER AWAY® CONCENTRATE FORMULA II

Alternate Brand Names:

“Havahart® Deer Away® Deer and Rabbit Repellent Concentrate”
“Havahart® deer & rabbit Deer Away® Concentrate”

For Residential Use Only

Do Not Spray Directly On Plants Intended for Human Consumption

FOR ORGANIC GARDENING (logo)

OMRI™ LISTED
Organic Materials Review Institute (logo)

NOTIFICATION
Date Reviewed: 8/29/05
Reviewed By: cpellard

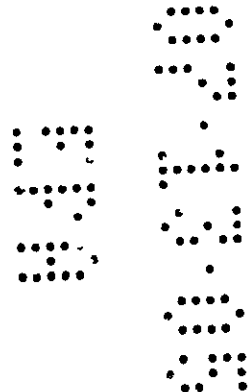
ACTIVE INGREDIENT:	BY WT.
Putrescent Whole Egg Solids.....	23.15%
OTHER INGREDIENTS:	76.85%
TOTAL: 100.00%	

KEEP OUT OF REACH OF CHILDREN

CAUTION

(See back panel for additional precautionary statements and first aid)

Net Contents: 1 Gallon (3.79 l) [1 QT. (0.946 l); 1 PT. (0.473 l)]



PRECAUTIONARY STATEMENTS
Hazards to Humans and Domestic Animals

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

FIRST AID	
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 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.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. Contact 1-800-858-7378 for emergency medical treatment advice.	

ENVIRONMENTAL HAZARDS

For terrestrial uses: Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwater or rinsate.

GENERAL INFORMATION

Before applying, read and understand all label instructions. **SHAKE WELL BEFORE MIXING!** Do not spray directly onto plants intended for human consumption. This product can be applied using all types of hand or power sprayers. Read and carefully follow the instructions for the type of sprayer you use. Promptly clean all equipment after each use. Do not mix or apply this product with equipment that has been used for herbicidal applications. Properly dilute and spray ~~Deer-Away® Concentrate Formula II~~ this product on treatment area. Do not apply excessively to seedlings.

DIRECTIONS FOR USE

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

USE RESTRICTIONS:

For home & garden use only. **IMPORTANT:** This product contains egg solids, which may cause allergic reactions in some individuals. Not for direct use on plants intended for

Care of Equipment: Promptly discard leftover spray according to label directions. Rinse spraying equipment thoroughly with cold water immediately after use.

New Conifer Seedlings: New seedlings to be protected from winter browsing must be dormant and frost hardy before treatment. Once planted, retreat seedlings every 6 weeks during root establishment or as needed if previous treatment appears to be fading. Note: Browning and drop of old needles may occur on some evergreen species after using this product.

Established Conifer Seedlings: Treat each established seedling to be protected. Use a pressurized hand-held or backpack garden sprayer. Hold nozzle of spray wand about 10" vertically above tip of terminal shoot. Spray the terminal and first whorl to run-off. Treat each seedling to be protected.

Yew, Scotch Pine, Arborvitae, Douglas Fir, Ornamental Crabapple, Hemlock, Honeysuckle, Azalea and Rhododendron:

To protect against winter browsing: apply repellent upon onset of browsing. If browsing extends beyond two months, seedlings may be re-treated. Apply only to vegetation that is within animals reach. Apply to the point of run-off. Reapply every 14 days or as needed if the previous treatment appears to be fading.

To protect against spring browsing of new growth: apply repellent upon onset of browsing, but preferably after bud break and before new shoots exceed 1" in length. Do not re-treat new growth. If spring browsing reaches unacceptable proportions before bud break, repellent may be applied to unopened buds, but must then be re-applied after new growth averages 4" in length if browsing still persists. Apply to terminal to point of run-off. For large trees, apply ~~Deer and Rabbit Repellent RTU Formula~~ this product only to lateral branches that are within animals reach. Reapply every 14 days or as needed if the previous treatment appears to be fading.

Note: Browning and drop of old needles may occur on some evergreen species after using this product.

Ornamental Shrubs: Do not apply during bud break or flower bloom, as foliage injury and petal drop may occur. Apply only to areas of vegetation that are within animals reach. Apply to the point of run-off. Reapply every 14 days or as needed if the previous treatment appears to be fading.

Non-Bearing Fruit and Citrus Trees: For use on non-bearing fruit & citrus trees only. Use when trees are dormant, not when actively growing. Do not apply during bud break or flower bloom, as foliage injury and petal drop may occur. Apply only to vegetation

EPA Reg. No. 50932-15
EPA Est. No. 63416-MN-001

© 2004 Woodstream Corporation

that is within animals reach. Apply to the point of run-off. Reapply ~~every 14 days or~~ as needed if the previous treatment appears to be fading.

Landscape Gardens: Do not apply to landscape plantings during bud break or flower bloom, as foliage injury and petal drop may occur. Apply to areas of vegetation that are within animals reach. Apply to the point of run-off. Reapply ~~every 14 days or~~ as needed if the previous treatment appears to be fading.

Vegetable Gardens: This product is not for direct application to plants intended for human consumption (i.e. food plants). For use as a perimeter spray around the area where food plants are grown. To create a repellent barrier, apply this product to soil, ground cover, bark mulch, perimeter vegetation and non-food vegetation adjacent to food plants. Do not allow spray to drift from application site onto any part of the plant that is intended for human consumption. Reapply ~~every 14 days or~~ as needed if the previous treatment appears to be fading.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store only in a cool, dry area inaccessible to children and pets. Protect from freezing and heat. Keep container tightly closed to prevent evaporation.

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

CONTAINER DISPOSAL:

If Empty: Do not reuse this container. Place in trash or offer for recycling if available.

If Partly Filled: Contact your local solid waste agency or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

Manufactured By:



Woodstream Corporation
69 North Locust Street
Lititz, PA 17543
For Information call 800-800-1819
Made in USA
Printed in USA

EPA Reg. No. 50932-15
EPA Est. No. 63416-MN-001

© 2004 Woodstream Corporation

OPTIONAL MARKETING CLAIMS

FOR ORGANIC GARDENING (logo)

OMRI™ LISTED
Organic Materials Review Institute (logo)

For repelling black-tailed deer (mule deer), white-tailed deer and Roosevelt elk that browse or uproot conifer seedlings.

Repels by odor

Repels rabbits from ornamentals & garden vegetables

Repels deer for up to 3 months

Long-lasting repellent

Creates an odor barrier to protect garden vegetables

Creates a protective barrier to repel deer and rabbits

Protects garden and landscape plantings

Protects ornamental trees and shrubs

(For 1 Gallon) Treats 300-360 ornamental shrubs 4 feet high.

(For 1 Quart) Treats 75-90 ornamental shrubs 4 feet high.

(For 1 Pint) Treats 36-45 ornamental shrubs 4 feet high.

(For 1 Gallon) Concentrate! Makes 5 Gallons

Guaranteed!

Effective!

It Works!

Non-Toxic Mode of Action