

50932-17

11/5/2009

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

November 5, 2009

Mark Mongiovi
Product Compliance Specialist
Woodstream Corporation
69 N. Locust Street
Lititz, PA 17543-0327

Subject: Notification for Labeling Revision Per PR Notice 07-04
Product Name:
EPA Reg. No: 50932-17
Your Submission Dated September 4, 2009

Dear Mr. Mongiovi:

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under Pesticide Registration Notice (PRN) 07-4 dated above. A preliminary screen of the labeling revision request has been conducted for its applicability under PRN 07-04, and it has been determined that the action request falls within the scope of this notice. Our records have been duly noted, and the printed label submitted with this application has been stamped "Notification, received and reviewed" and will be placed in our records as current and updated. Should you have any questions regarding this action, you may contact Gina Casciano at (703) 605-0513 or via email at casciano.gina@epa.gov.

Sincerely,

Linda Hollis

Linda A. Hollis, Chief
Biochemical Pesticides Branch
Biopesticides and Pollution
Prevention Division (7511P)

Please read instructions on reverse before completing form.

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



United States
Environmental Protection Agency
Washington, DC 20460

- Registration
- Amendment
- Other:

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 50932-17	2. EPA Product Manager Linda Hollis - Branch Chief	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
2. Company/Product (Name) Animal Repellent Concentrate	PM# 91	
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. _____ Reviewed By: G. Casciaro Product Name _____	

Section - II

- Amendment - Explain below.
- Resubmission in response to Agency letter dated _____
- Notification - Explain below.
- Final printed labels in response to Agency letter dated _____
- "Me Too" Application
- Other - Explain below

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

Notification of Label Action Per PR-Notice 2007-4: Storage and Disposal Statements - Please reference attached explanation

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, 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.

Revision of Warranty Statements as Per EPA Warranty Statement Guidance Document dated October 17, 2006 - Please reference the attached explanation

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 type="checkbox"/> Glass	<input type="checkbox"/> Paper
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container Various		5. Location of Label Directions <input checked="" 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 checked="" type="checkbox"/> Paper glued <input 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 Chad Mateer	Title Regulatory Affairs Manager	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 	3. Title Product Compliance Specialist	
4. Typed Name Mark Mongiovi	5. Date 9-4-09	



4/10

69 N. Locust Street
P.O. Box 327
Lititz, PA 17543-0327
(717) 626-2125
Fax: (717) 626-5350
www.woodstreamcorp.com
www.saferbrand.com
www.victorpest.com
www.havahart.com
www.perkypet.com
www.fishock.com

September 4, 2009

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

ATTN:
SUBJECT:

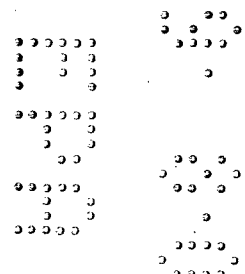
Notification Division
Woodstream Corporation
Animal Repellent Concentrate (EPA Reg. No. 50932-17)
Notification of Label Action as per PR-Notice 2007-4: Storage & Disposal Statements
Warranty Statements as per EPA Warranty Statement Guidance Document 10-17-06

Enclosed please find a Notification of Label Action as per PR-Notice 2007-4 to update Storage & Disposal Statements, as well as updated Warranty Statements as per EPA Warranty Statement Guidance Document dated October 17, 2006. Also enclosed is a copy of the revised master label with changes highlighted and a clean copy for your records.

If you have any questions and/or need any additional information, please feel free to call me at (717) 626 – 2125 ext: 219 or email mmongiovi@woodstream.com.

Respectfully,

Mark Mongiovi
Product Compliance Specialist
Woodstream Corporation



5/10

EPA Reg. No. 50932-17

Notification of Label Action—Storage and Disposal Statements/Warranty Statements

September 4, 2009

Page 1 of 6

MASTER LABEL- FRONT PANEL (Page 1 of 1)

ANIMAL REPELLENT CONCENTRATE

(Additional Brand Names)

Havahart® Critter Ridder® Concentrate

ACTIVE INGREDIENTS:	BY WT.
Oil of Black Pepper.....	3.840%
Piperine [†]	1.480%
Capsaicin and Related Capsaicinoids ^{††}	0.256%
OTHER INGREDIENTS:	94.424%
TOTAL:	100.000%

[†] From Oleoresin of Black Pepper

^{††} From Oleoresin of Capsicum

KEEP OUT OF REACH OF CHILDREN

CAUTION

See back panel for additional precautionary statements

Shake Well Before Using

Net Contents: .5 Pint (8 FL. OZ.) (237 ml); 1 Pint (16 FL.OZ.) (1 PT.) (473 ml); 1 Quart (32 FL.OZ.) (1QT.) (946 ml); 1 Gallon (128 FL.OZ.) (1 GAL.) (3784 ml)

NOTIFICATION

Date Reviewed: 11/5/09

Reviewed By: G. Casciano

MASTER LABEL-BACK PANEL (Page 1 of 4)

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Wear safety glasses, shoes, socks, gloves, long-sleeved short and long pants. 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 reaction in some individuals.

FIRST AID	
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.
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.
<p>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.</p>	

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 cleaning equipment or disposing of equipment wash waters.

DIRECTIONS FOR USE

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

General Information:

Animal Repellent Concentrate contains active ingredients that irritate animals when they touch or taste the product. This product can be used to effectively repel dogs, cats, ground hogs, squirrels, skunks and raccoons from treated areas. One application lasts up to 30 days. This product repels by odor and taste. **SHAKE WELL BEFORE MIXING!** 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 herbicide applications. Properly dilute and spray Animal Repellent Concentrate on all areas to be protected. This product will stain structural surfaces and painted surfaces. Do not apply to siding, roofing, decks, fences, driveways, painted surfaces (including automobiles), sidewalks or other

MASTER LABEL-BACK PANEL (Page 2 of 4)

structural material and architectural surfaces. Do not allow spray to drift onto structural surfaces in the areas of application.

READ ENTIRE LABEL AND UNDERSTAND ALL DIRECTIONS BEFORE USING THIS PRODUCT!

Use Restrictions:

For outdoor use only. Do not apply to food or feed crops. Apply only to dry surfaces, and only under conditions favoring prompt drying of spray (lightly breezy), mild dry weather with low relative humidity.

Mixing and Dilution Directions:

Do not use kitchen utensils for measuring!

Keep measuring utensils with pest control products out of reach of children.

Mix before using: Animal Repellent Concentrate must be mixed with water to produce ready-to-use spray. Before mixing, read and understand mixing instructions.

Use promptly after mixing: Do not store mixed solution longer than one day. Carefully determine the quantity required for immediate application.

1. Before diluting, thoroughly shake or stir contents of concentrate container to completely re-suspend all solids.
2. In a suitable mixing container, mix 1 part concentrate with 7 parts warm water (16 fl. oz. of concentrate makes 1 gallon of spray when mixed with water).
3. Pour dilute spray into sprayer and use promptly. Stir or shake the spray immediately before use and frequently during use to prevent settling in bottom of sprayer. Run agitator on large tank sprayers. If sprayer is to be re-used, clean with cold water immediately after use.

Seal tightly: If saving part of unmixed concentrate for use later, close container tightly to prevent evaporation.

Application Directions:

Landscaped Areas: To discourage digging by cats, dogs, raccoons, skunks and squirrels in landscaped areas, apply product to soil, or existing mulch for border protection. Use spray setting. **1 gallon of spray will treat approximately 500 square feet (0.25 Fl. Oz. per square ft).** Reapply every 30 days or as needed when repellency begins to fade. More frequent re-application may be necessary during periods of heavy, prolonged rainfall.

Lawns and Gardens: To discourage unwanted dogs, cats, raccoons, squirrels, groundhogs and skunks from entering lawns or home gardens, spray a five-foot wide perimeter around lawn or garden for border protection. Use spray setting. **Apply 0.10 oz. (approximately 3 full trigger sprays) per square foot.**

MASTER LABEL-BACK PANEL (Page 3 of 4)

Reapply every 30 days or as needed when repellency begins to fade. More frequent re-application may be necessary during periods of heavy, prolonged rainfall.

Ornamental Plant Treatment: To discourage damage to ornamental and landscape plantings by dogs, cats, groundhogs and squirrels, treat plants directly using spray setting. Spray plants to the point of runoff. Apply product to soil around plants for additional protection. Apply product to the bark at the base of small trees & shrubs to prevent girdling by rabbits & voles. **Apply 0.10 oz. (approximately 3 full trigger sprays) per square foot.** Reapply every 30 days or as needed when repellency begins to fade. More frequent re-application may be necessary during periods of heavy, prolonged rainfall.

NOTE: Do not apply product directly to new transplants, newly rooted cuttings or plants stressed by drought. Avoid application to plants when temperature exceeds 90° F. Before full-scale application to plants, test spray an inconspicuous area and wait 24 hours to observe for damage.

Garbage Bags/Garbage Containers: To reduce frequent tearing of garbage bags by dogs, cats, squirrels and raccoons; spray entire bag thoroughly, including the bottom. Use spray setting. **Apply 0.10 oz. (approximately 3 full trigger sprays) per square foot.** For optimum protection, treat garbage bags within 72 hours of pickup. Treat garbage containers and containment areas (dumpsters) using spray setting.

Bird Feeders: To discourage the raiding of bird feeders by squirrels, wet area around bird feeder, including pole, branches and tree trunks in close proximity to feeder. The bird feeder can be sprayed directly to enhance repellency. To test for staining of wooden or plastic birdfeeders, test spray an inconspicuous area prior to treating entire feeder. Use spray setting for feeder and stream setting for all other areas. **Apply 0.10 oz. (approximately 3 full trigger sprays) per square foot.** Reapply every 30 days or as needed when repellency begins to fade. More frequent application may be necessary during periods of heavy, prolonged rainfall.

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 HANDLING: Non-refillable container. Do not reuse or refill this container. **If Empty:** Place in trash or offer for recycling if available.

If Partly Filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

9/10

EPA Reg. No. 50932-17

Notification of Label Action—Storage and Disposal Statements/Warranty Statements

September 4, 2009

Page 5 of 6

MASTER LABEL-BACK PANEL (Page 4 of 4)

Note: Seller warrants that this product complies with the specifications expressed in this label. To the extent consistent with applicable law, Seller makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose. To the extent consistent with applicable law, Seller's liability or default, breach or failure under this label shall be limited to the amount of the purchase price. To the extent consistent with applicable law, Seller shall have no liability for consequential damages.

Manufactured By:

Woodstream Corporation

69 North Locust Street

Lititz, PA 17543

For Information call 800-800-1819

EPA Reg. No. 50932-17

EPA Est. No. 63416-MN-001

Made in USA

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10/10

EPA Reg. No. 50932-17

Notification of Label Action--Storage and Disposal Statements/Warranty Statements

September 4, 2009

Page 6 of 6

MASTER LABEL – OPTIONAL CLAIMS (Page 1 of 1)

[Optional Marketing/Advertising Claims]

- Effective and Long-Lasting Animal Repellent
- 1 application lasts up to 30 days!
- Repels Dogs, Cats, Raccoons, Squirrels, Skunks, and Ground Hogs from gardens, lawns, landscaped areas and garbage.
- Repels squirrels from bird feeders.
- Repels by odor and taste.
- For outdoor use.
- Protects Gardens, Garbage, Lawns, Landscaped Areas and Bird Feeders
- Keeps Dogs, Cats, Raccoons, Squirrels, Skunks, and Ground Hogs away from gardens, lawns, landscaped areas and garbage.
- Repels squirrels from bird feeders
- 1 gallon of concentrate makes 8 gallons of spray [1 quart of concentrate makes 2 gallons of spray, 1 pint of concentrate makes 1 gallon of spray]