



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

**OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION**

July 1, 2022

Cynthia Ann Smith
Agent
The Fountainhead Group, Inc.
23 Garden Street
New York Mills, NY 13417-1318

Subject: Notification per PRN 98-10 – Additional alternate brand names and minor optional label changes
Product Name: FGI-S Ready-To-Use Insecticide
EPA Registration Number: 53853-7
Application Date: 3/10/2022; 5/6/2022
Decision Number: 584803; 584804

Dear Ms. Smith:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10.

The label submitted with the application has been stamped “NOTIFICATION” and placed in our records.

The alternate brand names **BURGESS INSECTICIDE FORMULA 3** and **BURGESS READY-TO-USE INSECTICIDE FORMULA 3** have been added to the product record.

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 (FIFRA) 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) lists 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.

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If you have any questions, please contact Kaitlin Saunders at 202-566-2890 or at Saunders.Kaitlin@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Elizabeth Fertich". The signature is written in a cursive style with a large, looped initial "E".

Elizabeth Fertich
Product Manager 4
Invertebrate-Vertebrate Branch 1
Registration Division
Office of Pesticide Programs

053853-00007.20220606.Label_Notification_Changes_Noted.pdf
 FGI-S Ready-To-Use Insecticide (EPA Reg. No. 53853-7) • Label Changes NOTED • Page 1 of 5
 03/10/2022 Proposed minor label changes are noted in purple with underline
 05/06/2022 Proposed minor label changes are noted in blue with underline and ~~redline with strikeout~~
 Based upon the 01/10/2022 stamped accepted label
Adds alternate brand names, optional marketing claims, optional contact information, and optional mosquito graphic.
Moves Warranty Statement. ~~Deletes redundant graphic.~~ ~~Deletes cockroaches.~~
 [] indicates optional language. {Explanatory text for the reviewer.}

FGI-S READY-TO-USE INSECTICIDE

{Alternate Brand Names:}

[Burgess® Insecticide Formula 3]
 [Burgess® READY-TO-USE INSECTICIDE FORMULA 3™]

FOR RESIDENTIAL OUTDOOR USE ONLY

{Optional statements:}

- | | |
|---|---|
| <ul style="list-style-type: none"> • READY-TO-USE OUTDOORS • Ready-to-Use [Liquid] [Formulation] [Formula] • Kills Home Invading Pests on Contact • Kills [invading] [most common] [household] pests • Multi-purpose [insect] [pest] [home] treatment • Microencapsulation protects the active(s) [ingredients] from the elements • Kills Ants, Cockroaches, Spiders, Fleas, and Ticks [including ticks which may transmit Lyme disease] • 24 hour protection never rests • Keeps bugs out • On constant watch • No oily residue • Long-lasting Protection • Always on duty | <ul style="list-style-type: none"> • Kills the [pests] [insects] you see and those you do not • Kills Adult, Pre-Adult (larvae) Fleas and their hatching eggs for up to [8 weeks] [2 months] • Water-based [Formula] [Formulation], Non-Staining, No Oily Residue • No [bad] [fumes] [odor] • Outdoor Use • Kills on Contact • Time Release [Formula] • Prevents [ants] [bugs] [pests] from entering [your home] • [Pest] [Home] [Surveillance] [Guard][Duty] • Kills now, Kills later • Continuous protection • Superior Value for Your Money • Economical Do-it-Yourself Pest Control • Microencapsulation • <u>Aids in Controlling Mosquitoes</u> |
|---|---|

ACTIVE INGREDIENT:	
(S)-cyano(3-phenoxyphenyl)methyl-(S)-4-chloro-alpha-(1-methylethyl)benzeneacetate . . .	0.025%
OTHER INGREDIENTS*	<u>99.975%</u>
TOTAL	100.000%
* Contains Petroleum Distillates	

KEEP OUT OF REACH OF CHILDREN CAUTION

See [Back Panel] [Side Panel] [Booklet] for First Aid and Additional Precautionary Statements.

Manufactured by:
 The Fountainhead Group, Inc.
 23 Garden Street
 New York Mills, NY 13417-1318
 1-800-311-9903

NET CONTENTS: 1 Pint (16 fl. oz.)
 1 Quart (32 fl. oz.)
 ½ Gallon (64 fl. oz.)
 1 Gallon (128 fl. oz.)

EPA Reg. No. 53853-7
 EPA Est. No. 9688-MO-1

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FIRST AID	
If Swallowed:	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Do not give any liquid to the person. • Do not induce vomiting unless told to do so by a poison control center or a doctor. • Do not give anything by mouth to an unconscious person.
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, and then continue rinsing eyes. • 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.
NOTE TO PHYSICIAN: Contains petroleum distillate - vomiting may cause aspiration pneumonia.	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For information regarding medical emergencies or pesticide incidents, call 1-888-740-8712.	
<u>[For general information on this product, call 1-800-311-9903 (Monday-Friday, 8:00 AM to 5:00 PM Eastern Time), or contact the National Pesticides Information Center (NPIC) at 1-800-858-7378, Monday through Friday, 8 AM to 12 PM PST, or at http://npic.orst.edu.]</u>	

PRECAUTIONARY STATEMENTS**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

Caution. Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes, 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.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and other aquatic invertebrates. To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems.

PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame.

Do not use this product in or on electrical equipment due to the possibility of shock hazard.

DIRECTIONS FOR USE

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

Read Entire Label Before Use.

This product is an effective formulation that kills crawling insects fast. It stays on treated surfaces and provides residual insect killing power for up to three months.

Care should be taken to avoid depositing the product onto exposed surfaces or introducing the material into the air.

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

SHAKE WELL BEFORE USE.

FOR OUTDOOR USE ONLY.

GENERAL:

- Use product to control Ants, ~~Cockroaches~~, Crickets, Sowbugs, Spiders, and Ticks on contact. Apply to outside surfaces of buildings, porches, patios, garages, grasses, and other areas where these pests have been seen or are found.
- Avoid soaking young or flowering plants.
- To treat insects harbored in voids and cracks-and-crevices, applications must be made in such a manner to limit dripping and avoid runoff onto untreated structural surfaces and plants.
- Spot treatments must not exceed two square feet in size (for example, 2 ft. by 1 ft. or 4 ft. by 0.5 ft.).
- For crack-and-crevice treatments, treat surfaces to ensure thorough coverage but avoid runoff.
- All outdoor spray applications must be limited to spot or crack-and-crevice treatments only, except for the following permitted uses:
 1. Application to pervious surfaces such as soil, lawn, turf, and other vegetation;
 2. Perimeter band treatments of 7 feet wide or less from the base of a man-made structure to pervious surfaces (*e.g.*, soil, mulch, or lawn);
 3. Applications to underside of eaves, soffits, doors, or windows permanently protected from rainfall by a covering, overhang, awning, or other structure;
 4. Applications around potential exterior pest entry points into man-made structures such as doorways and windows, when limited to a band not to exceed one inch;
 5. Applications to vertical surfaces (such as the side of a man-made structure) directly above impervious surfaces (*e.g.*, driveways, sidewalks, etc.), up to 2 feet above ground level;
 6. Applications to vertical surfaces directly above pervious surfaces, such as soil, lawn, turf, mulch or other vegetation) only if the pervious surface does not drain into ditches, storm drains, gutters, or surface waters.
- For soil or foliar applications, do not apply by ground within 25 feet of lakes, reservoirs, rivers, permanent streams, marshes or natural ponds, estuaries and commercial fish farm ponds.
- Do not spray the product into fish pools, ponds, streams, or lakes.
- Do not apply directly to impervious horizontal surfaces such as sidewalks, driveways, and patios except as a spot or crack-and-crevice treatment.
- Do not apply or irrigate to the point of runoff.
- Do not make applications during rain. Avoid making applications when rainfall is expected before the product has sufficient time to dry (minimum 4 hours). Rainfall within 24 hours after application may cause unintended runoff of pesticide application.
- Do not apply when the wind speed is greater than 15 mph.
- Do not apply directly to sewers or storm drains, or to any area like a drain or gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur.
- Do not allow the product to enter any drain during or after application.
- Do not allow to enter indoor or outdoor drains.
No permita la entrada a desagües internos.

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{Delete the redundant graphic.
Retain the graphic in the Storage and Disposal section.}



Flies and Mosquitoes:

For outdoor use only as an **aid in controlling** these insects. Spray outside surfaces of screens, doors, window frames, or wherever insects may enter the room. Also spray surfaces around light fixtures, on porches, in garages, and other places where insects alight or congregate.

Ants, Ticks (including ticks which may transmit Lyme disease), Crickets, Fleas, and Earwigs:

For treatment of infestation of these insects in areas where there are weeds or bushy non-crop areas, spray infested areas thoroughly. When treating for Ticks, give special attention to areas frequented by pets. For Ants, thoroughly wet hills and runways.

Building Perimeter Treatment:

To help prevent infestations of buildings by Ants, Crickets, Spiders, and Sowbugs (Pillbugs), treat a 12 -18 inch band of soil or other substrate adjacent to buildings and the building foundation to a height of 2 feet where these pests are active and may find entrance.

Keep pets and children out of the treated area until after the spray has dried. Do not spray animals. Dogs, cats, and their kennel or bedding area should also be treated with a registered flea control product in conjunction with this application.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE:

Store in a cool, dry area. Always store pesticides in the original container. Store away from food and pet food.

PESTICIDE DISPOSAL AND CONTAINER HANDLING:

Nonrefillable container. Do not reuse or refill this container.

- If empty: Place in trash or offer for recycling if available.
- If partially filled: Do not pour or dispose down-the-drain or sewer. Call your local waste agency for local disposal options.



NOTICE: [Buyer assumes all responsibility for safety and use not in accordance with directions.](#)

[Formula 3™ is a pending trademark of The Fountainhead Group, Inc.](#)

[Burgess® is a registered trademark of The Fountainhead Group, Inc.](#)

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{Optional graphic for use on any panel:}



Label Code: ____