

53883-74

1/27/2011

1048



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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

JAN 27 2011

Ms. Anne Turnbough, PhD
Control Solution, Inc.
5903 Genoa Red Bluff
Pasadena, Texas 77507-1041

Subject: Label Notification(s) for Pesticide Registration Notice 98-10

Dear Dr. Turnbough:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice PRN 98-10 dated December 28, 2010 for the following product(s):

Martin's Fly-Ban Synergized Pour On Reg. No. 53883-74

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 Linda A. DeLuise at 703-305-5428.

Sincerely,

A handwritten signature in dark ink, appearing to read "Richard J. Gebken".

Richard J. Gebken
Product Manager
Insecticide Branch
Registration Division (7504P)

2098

Please read instructions on reverse before completing.

Form Approved. O No. 2070-0060, Approval expires 2-28-95



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 53883 - 74	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Martin's Fly-Ban Synergized Pour -On	PM# 13	
5. Name and Address of Applicant (Include ZIP Code) Control Solutions, Inc. 5903 Genoa-Red Bluff Pasadena, TX 77507-1041 <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 to a pesticide in composition and labeling to: EPA Reg. No. <u>JAN 27 2011</u> Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
Notification to add optional marketing statements and new emergency contact number

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 checked="" type="checkbox"/> Metal	
				<input checked="" 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 checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 oz - 250 gallon tote		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input 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 Amy Warren	Title Regulatory Affairs Specialist II	Telephone No. (Include Area Code) 800-242-5562
2. Signature 		6. Date Application Received (Stamped)
3. Title Regulatory Affairs Specialist II		
4. Typed Name Amy Warren		
5. Date 12-28-10		

30f8



C O N T R O L
S O L U T I O N S
i n c o r p o r a t e d

December 28, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

Re: Notification per (PR) Notice 98-10, Optional Marketing Language
EPA Reg. No. 53883-74 Martin's Fly-Ban Synergized Pour-On

Dear Sir or Madam:

Enclosed is a Notification to add optional marketing language and new emergency contact number.
Please see highlighted section of the label.

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 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.

If you have any questions or need additional information, please feel free to contact me.

Sincerely,

Wanzen

Amy Warren
Regulatory Affairs Specialist II

Figure 1 consists of a 4x4 grid of 16 small plots. Each plot shows the spatial distribution of 100 simulated individuals, represented by black dots. The plots are arranged in a grid where the top-left plot is empty, and the bottom-right plot is the most densely populated. The distribution of individuals varies across the plots, with some showing a more uniform distribution and others showing a more clustered distribution.

4068

NOTIFICATION

JAN 27 2011

MARTIN'S®

PERMETHRIN 7.4%
SYNERGIZED POUR-ON

[alt. name Martin's Fly-Ban Synergized Pour-On]

- Controls lice and flies on beef cattle, lactating and non-lactating dairy cattle and calves when applied as a pour-on, mist spray or back rubber
- Controls keds on sheep and lambs when applied as a pour-on.
- Controls flies on horses when applied as a wipe-on, pour-on or ready to use spray.
- Controls *Flies *Keds *Lice *Gnats *Ticks
- For use on beef cattle, lactating and non-lactating dairy cattle, calves, horses, foals, sheep and lambs
- Premise spray in and around animal housing
- Ready-to-Use
- Pour-On, Back Rubber, Wipe-On, & Ready-to-Use Spray applications
- Oil-based
- Treats 252 cattle (10 cwt cattle) [for gallon size packaging]
- Treats 63 cattle (10 cwt cattle) [for quart size packaging]
- Treats 126 cattle (10 cwt cattle) [for ½ gallon size packaging]
- Treats 630 cattle (10 cwt cattle) [for 2.5 gallon size packaging]

ACTIVE INGREDIENT:

*Permethrin	7.4%
**Piperonyl Butoxide, Technical	7.4%

INERT INGREDIENTS***:	<u>85.2%</u>
-----------------------------	--------------

TOTAL:	100.00%
--------------	---------

*Cis/trans isomers ratio: Max. 55% (+/-) cis and Min. 45% (+/-) trans.

**Equivalent to Min. 5.92% (butylcarbityl) 6-(propylpiperonly) ether and 1.48% related compounds

***Contains petroleum distillates.

KEEP OUT OF REACH OF CHILDREN

CAUTION

See Back/Side Label Panel for Additional Precautionary Statements

Net Contents [pt, qt, gal, 2.5 gal, 55 gal]

5098

DIRECTIONS FOR USE

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

IMPORTANT: This is a highly concentrated formulation. Use only with an accurate measuring container or applicator.

READY TO USE - No dilution necessary (except for back rubber devices.)

APPLY TO	TARGET INSECTS	APPLICATION INSTRUCTIONS
Lacting and Non-lacting Dairy Cattle, Beef Cattle and Calves	Lice, Horn Flies, Face Flies. Aids in control of Horse Flies, Stable Flies, House Flies, Mosquitoes and Black Flies	Dosage: Apply 1.5 ml per 100 pounds of body weight of animal up to a maximum of 15 ml for any one animal. To control heavy horn fly infestations apply 2.0 ml per 100 pounds body weight up to a maximum of 20 ml for any one animal. Pour-On: Pour correct dose along back and down face. Ready-To-Use Spray: Use undiluted in a mist sprayer to apply correct dose. Apply directly to neck, face, back, legs and ears. Back Rubber Use: Mix 64 ml (2.1 fl. ozs.) per gallon of mineral oil. Keep rubbing device charged. Results improved by daily forced use.
Sheep and Lambs	Sheep Keds and Lice	Pour On: Pour along back. Apply 1 ml per 50 pounds body weight of animal, up to a maximum of 12 ml for any one animal. For optimum control, all animals in the flock should be treated after shearing.
Horses and Foals	Stable Flies, Horn Flies, Face Flies, House Flies, Eye Gnats and Ticks. Aids in control of Horse Flies, Mosquitoes and Black Flies	Wipe On: Apply 8 ml to 16 ml as a wipe on. Dampen an applicator mitt, cloth or toweling (Turkish) with this product. Rub over hair with special attention to the legs, shoulders, neck and facial areas where flies tend to congregate. Be especially careful not to get in horses eyes. Ready-To-Use Spray: Use this product after riding or exercise. Use undiluted in a mist sprayer, applying 8 ml to 16 ml per animal. Apply directly onto attached ticks.

Horses	Stable Flies, Horn Flies, Face Flies, House Flies, Mosquitoes and Black Flies	Pour On: After riding or exercise, pour 8 ml to 16 ml of this product along the back and down the fact of MATURE horses, being careful to avoid the eyes. Do not use this method of application on foals.
Premises-In and Around Horse, Beef, Dairy, Swine, Sheep and Poultry Premises, Animal Hospital Pens & Kennels and "Outside" Meat Processing Premises	House Flies, Stable Flies, Face Flies, Gnats, Mosquitoes, Black Flies, Fleas, Little House Fleas (Fannia spp.) Aids in control of Cockroaches, Ants, Spiders and Crickets	Ready-To-Use Spot or Premise Spray: Use undiluted in a mist sprayer. Apply directly to surface to leave a residual insecticidal coating, paying particular attention to areas where insects crawl or a light. 500 ml will treat approximately 7,200 square feet. [250 ml will treat approximately 3,600 square feet]

For cattle and sheep, repeat treatment as needed, but not more than once every two weeks. For optimum lice control, two treatments at a 14 day interval are recommended.

Special Notes: This product is not effective in controlling cattle grubs. This is an oil-base, ready-to-use product that may leave an oily appearance on the hair coat of some animals. This product should be used in an integrated pest management system which may involve repeat treatments and the use of other pest control practices.

STORAGE AND DISPOSAL

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

Storage and Spill Procedures: Store in cool, dry area away from children and domestic animals.

Pesticide Disposal: Pesticide wastes are toxic. Improper disposal of excess pesticides, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative of the nearest EPA Regional Office for guidance.

Container Disposal:

For Containers equal to or less than 5 Gallons : Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Offer for recycling if available.

For Containers greater than 5 Gallons: Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Offer for recycling if available.

For Bulk containers: (Refillable Container) Refill this container with pesticides only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the re-filler. To clean the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or re-circulate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this procedure two more times.

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

CAUTION

Harmful if swallowed or absorbed through the skin. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. If clothing becomes contaminated remove and wash before reuse. Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

FIRST AID	
Have the product container or label with you when calling the poison control center or doctor, or going for treatment. You may also contact SafetyCall® International (866) 897-8050 for emergency medical treatment information.	
If inhaled	<ul style="list-style-type: none">• 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 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.

8088

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 swallowed	<ul style="list-style-type: none">• Immediately call a poison control center or doctor.• Do not induce vomiting unless told to do so by a poison control center or doctor.• Do not give any liquid to the person.• Do not give anything by mouth to an unconscious person.
Note to Physician: This product may pose an aspiration pneumonia hazard. Contains petroleum distillate.	

Emergency Phone Numbers:

- ! Transportation or spill, call CHEMTREC 800-424-9300
- ! Human health, call Poison Control Center at 800-222-1222

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to fish and aquatic invertebrates. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters.

PHYSICAL AND CHEMICAL HAZARDS

Do not use or store near heat or open flame.

NOTE: Buyer assumes all risks of use, storage or handling of this product not in strict accordance with label DIRECTIONS and PRECAUTIONS.

CONTROL SOLUTIONS, INC.
5903 GENOA-RED BLUFF
PASADENA, TEXAS 77507-1041
281-892-2500

EPA Reg. No. 53883-74
EPA Est. No. 53883-TX-002