

58035-7

2-6-2008

1/7



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

Pyxis Regulatory Consulting, Inc.
c/o Michael Kellogg
4110 136th St., NW.
Gig Harbor, WA 98332

FEB 06 2008

Subject: Product Name: Rejex-It TP-40
EPA Reg. No: 58035-7
Application for label Notification dated January 15, 2008 to revise the
container disposal instructions.

Dear Mr. Kellogg:

The Biopesticides and Pollution Prevention Division is in receipt of your application for Notification under 98-10 dated above. A preliminary screen of this request has been conducted for its applicability under PRN 98-10 and it has been determined that the action(s) requested falls within the scope of PRN 98-10. Our records have been duly noted, and the label submitted with this application has been stamped "Notification, received and reviewed" and will be placed accordingly in our records.

Questions concerning this action should be directed to Mr. Raderrio Wilkins at (703) 308-1259 or email at wilkins.raderrio@epa.gov.

Sincerely,

Linda Hollis

Linda Hollis, Chief
Biochemical Pesticides Branch
Biopesticides and Pollution Prevention Division

2/1

Phone: 253-853-7369
Fax: 253-853-5516
www.PyxisRC.com

cc: Devlin Reynolds; Ceannard, Inc.



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 58035-7	2. EPA Product Manager L. Hollis	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Ceannard, Inc. / Rejex-it TP-40	PM# 91	
5. Name and Address of Applicant (Include ZIP Code) Ceannard, Inc. c/o Pyxis Regulatory Consulting, Inc. 4110 136th St. NW Gig Harbor, WA 98332 <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

<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 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.

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				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container	Other (Specify) _____
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 2.5 gallons		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 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 Michael Kellogg		Title Agent	
		Telephone No. (Include Area Code) (253) 853-7369	
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 Agent	
4. Typed Name Michael Kellogg		5. Date 11/5/08	

4/7.

Bird Repellent

NOTIFICATION
Date Reviewed: 2/1/2011
Reviewed By: [Signature]

Methyl Anthranilate (MA), methyl 2-aminobenzoate	40.0%
OTHER INGREDIENTS.....	60.0%
TOTAL	100.0%

KEEP OUT OF REACH OF CHILDREN
CAUTION

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS & DOMESTIC ANIMALS

ENVIRONMENTAL HAZARDS

EPA EST. No.

NET CONTENTS:

DIRECTIONS FOR USE

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

NON-FOGGING APPLICATIONS

LANDFILLS AND NON-FISHBEARING BODIES OF WATER

USE RESTRICTIONS: This product may be used to repel starlings, brown-headed cowbirds, ring billed gulls, Canada geese, and mallards from landfills; non-fishbearing bodies of water (tailing ponds, commercial or industrial water impoundments); and temporary pools of standing water located at or near airports.

[New York only – This product may only be used on landfills; non-fishbearing bodies of water and temporary pools of standing water on paved areas or construction sites at or near airports.]

APPLICATION DIRECTIONS:

Non-fishbearing bodies of water (tailing ponds, commercial or industrial water impoundments): Apply Rejex-It TP-40 at a rate of 2.5 gallons per acre (8 lbs a.i. per acre) of water surface at 3-4 week intervals. Adjust timing of subsequent applications as required by bird activity and anticipated seasonal migrations. Best applied by spray equipment directly without dilution.

Landfills: Apply Rejex-It TP-40 at a rate of 2.5 gal per acre (8 lbs a.i. per acre) directly to the active face as soon as the birds start to arrive. Repeat applications as long as birds persist.

FOGGING APPLICATIONS

USE RESTRICTIONS: This product may be used indoor and outdoor to repel nuisance birds such as starlings, blackbirds, cowbirds, gulls, Canada geese, mallards, and other birds that have become a nuisance or health hazard in the target area.

Hold the fog generator at least 5 feet from any object, painted surface, and especially plants and shrubbery to avoid discoloration from direct contact with concentrated Rejex-It TP-40 or the heat when using thermal foggers. Do not smoke while applying this product. Minimize direct exposure to humans, pets, domestic animals, or non-target wildlife.

INDOOR FOGGING APPLICATIONS (Warehouses, hangers, garages, assembly plants, etc.)

Apply Rejex-It TP-40 undiluted at a rate not to exceed one (1) ounce per 10,000 cubic feet of space to be treated. Point fog generator in the general direction of the nuisance birds, keeping the fog generator at least 5 feet from any structure or object to allow for complete dissipation of the fog. Expose as many birds as possible to the fog for fast and lasting results. Best product performance is achieved with a dry fog. Consult the fog generator owner's manual for proper settings to assure a dry fog. Both ULV and thermal foggers may be used to apply this product. Several treatments, 1 to 4 days apart may be required for removal of all nuisance birds.

For automated fogging applications, point the fogger in the direction of the birds or their expected approach. Set the fog generator for 10 - 30 second fogging pulses during the time of expected bird activity.

OUTDOOR FOGGING APPLICATIONS:

General Application Directions: Apply Rejex-It TP-40 undiluted at a rate of 6 - 8 ounces per acre (43,500 sq ft) of area to be treated. Point the fog generator in the general direction of the nuisance birds, keeping the fog generator at least 5 feet from any structure or object to allow for complete dissipation of the fog. Best product performance is achieved with a dry fog. Consult the fog generator owner's manual for proper settings to assure a dry fog. Both ULV and thermal foggers may be used to apply this product.

Several treatments, 1 to 4 days apart may be required for removal of all nuisance birds.

For automated fogging applications, point the fogger in the direction of the birds or their expected approach. Set the fog generator for 10 - 30 second fogging pulses during the time of expected bird activity.

Electrical Substations

Apply Rejex-It TP-40 undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size within the aerosol size range (below 30 microns). Expose as many birds as possible to the fog for fast and lasting results. Rejex-It TP-40 fog should be applied when birds have settled down or are roosting in the structure and/or wires of the substation. Withhold treatment until conditions favoring successful use arise (temperature, direction, and speed of wind) to be able to cover all the infested structure. For best results, make applications in the evening, when most of the birds have arrived, but before it gets too dark for the birds to leave once exposed to the fog.

Structures and Buildings

Apply Rejex-It TP-40 undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size within the aerosol size range (below 30 microns) that stay suspended and do not settle to the ground. Expose as many birds as possible to the fog for fast and lasting results. Rejex-It TP-40 fog should be applied when birds have settled down. Withhold treatment until conditions favoring successful use arise (temperature, direction, and speed of wind) to be able to reach all parts of the structure where birds are roosting. For best results, make applications in the evening, when most of the birds have arrived, but before it gets too dark for the birds to leave once exposed to the fog.

Trees and Shrubs

Apply Rejex-It TP-40 undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size below 20 microns that will penetrate the foliage without wetting it. Expose as many birds as possible to the fog for fast and lasting results. Rejex-It TP-40 fog should be applied when birds have settled down. Withhold treatment until conditions favoring successful use arise (temperature, direction, and speed of wind). For best results, make applications in the evening, when most of the birds have arrived, but before it gets too dark for the birds to leave once exposed to the fog. Application in the morning when the birds normally leave does not have much effect.

Airports and other open areas

Apply Rejex-It TP-40 undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size within the aerosol size range (below 30 microns) that stay suspended and do not settle to the ground. Set fogger upwind so that the wind will carry the fog in the general direction of the birds. Stop application once the birds have left the area. The best time for application depends on the bird species and the time of year.

Turf (Golf courses, lawns, sports fields, parks, etc.)

Apply Rejex-It TP-40 undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size within the aerosol size range (below 30 microns) that stay-suspended and do not settle to the ground. Set fogger upwind so that the wind will carry the fog in the general direction of the birds. Applications may be done at any time of the day when birds are present. To control Canada geese, apply at any time when they are feeding or roosting, except when they sit on a nest during breeding season.

Lakes and Ponds

Apply Rejex-It TP-40 undiluted using a thermal fog generator that will deliver a dry fog with a droplet size below 20 microns that will stay suspended and does not settle on the water surface. Set fogger upwind so that the wind will carry the fog in the general direction of the birds. Applications should be done as soon as birds arrive.

74

Harbors and Boat Docks (Not for use in California)

Apply Rejex-It TP-40 undiluted using a thermal fog generator that will deliver a dry fog with a droplet size below 20 microns that will stay suspended and does not settle on the water surface. Set fogger upwind so that the wind will carry the fog in the general direction of the birds. For roosting birds, best applied in the evening when most of the birds have arrived but before it gets too dark for the birds to leave.

Fruit Applications (Cherries, blueberries, and grapes only) (Not for use in California)

Apply Rejex-It TP-40 undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size within the aerosol size range (below 30 microns). Birds must be exposed to the airborne Rejex-It TP-40 if it is to achieve lasting results.

STORAGE & DISPOSAL

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

STORAGE: Store only in original container, in a dry place inaccessible to children, pets and domestic animals. Store apart from pesticides, fertilizers, food or feed that may cause cross-contamination from odor. Keep container closed when not in use.

REPELLENT DISPOSAL: Product or rinse water that cannot be used according to label instructions must be disposed of according to Federal or approved State procedures. Water resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. Triple rinse container (or equivalent) 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.

WARRANTY

NOTICE: The statements on this label are believed to be true and accurate, but because use conditions are beyond our control. Ceannard, Inc. does not make, nor does it authorize any agent or representative to make any oral or written warranty, guarantee, or representation, express or implied, concerning this material or the use thereof beyond the statements of the label. Neither Ceannard, Inc. nor the seller shall be held responsible in any manner for any claim of personal injury or property damage or loss resulting from handling, storage, or use of this material not in accordance with the written directions. The buyer assumes all risk and liability resulting from handling, storage, or use, or purchaser accepts and uses this material on these conditions. No other warranty exists.

EPA 20080115

