

59913-3

02/24/2009

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

FEB 24 2009

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mark Mongiovi
Product Compliance Specialist
Safer Inc. – Subsidiary of Woodstream Corporation
69 North Locust Street
Lititz, PA 17543-0327

SUBJECT: Application for Pesticide Notification – Additional Brand Names, Updated
Warranty, and Other Labeling Changes per PRNs 98-10 and 2007-4
Safer® Brand Fruit & Vegetable Insect Killer
~~Additional Brand Names: Fruit & Vegetable Insect Killer_{II} – Safer® Brand; Fruit~~
~~& Vegetable Insect Killer_{II}; Safer® Brand Fruit & Vegetable Insect Killer_{II}~~
EPA Reg. No. 59913-3
Application Dated September 5, 2008

Dear Mr. Mongiovi:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 and 2007-4 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and 2007-4 and finds that the actions requested fall within the scope of PRN 98-10 and 2007-4. The label submitted with the application has been date-stamped “Notification” and will be placed in our records.

If you have any questions, please me directly at (703) 305-6249 or Terri Stowe of my staff at (703) 305-6117.

Sincerely,

Linda Arrington *for*
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other: NOTIFICATION	OPP Identifier Number
	Application for Pesticide - Section I		

1. Company/Product Number 59913-3	2. EPA Product Manager John Hebert	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Safer® Brand Fruit & Vegetable Insect Killer	PM# 07	
5. Name and Address of Applicant (Include ZIP Code) Safer, Inc. a wholly owned subsidiary of Woodstream Corporation 69 North 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

<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 Action Per PR Notice 98-10: Please reference attached explanation
 Notification of Label Action Per PR-Notice 2007-4: Please reference the attached explanation
 Revision of Warranty Statements (Updated As Per EPA Warranty Statement Guidance Document Dated October 17, 2006): Please reference attached explanation

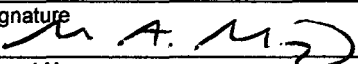
This notification is consistent with the provisions of PR NOTICE 98-10 and EPA Regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 USC Sec. 1001 to willfully make false statements 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.

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 <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 8oz, 12oz, 16oz, 32oz, 64oz, 128oz		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"/> 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 Manager	Telephone No. (Include Area Code) 717-626-2125
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	4. Date 9-5-08	

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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 5, 2008

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: Notification Division
SUBJECT: Safer, Inc., a wholly owned subsidiary of Woodstream Corporation
Safer® Brand Fruit & Vegetable Insect Killer (EPA Reg. No. 59913-3)
Notification of Label Action Per PR-Notice 98-10
Notification of Label Action Per PR-Notice 2007-4
Revision of Warranty Statements as Per EPA Warranty Statement Guide

Enclosed please find a Notification of Label Action Per PR-Notice 98-10, PR-Notice 2007-4 and EPA Warranty Statement Guide for the subject product. Also enclosed please find a copy of our 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 call me at (717) 626 -2125 ext: 219 or email mmongiovi@woodstream.com.

Sincerely,

Mark Mongiovi
Product Compliance Specialist
Woodstream Corporation

Enclosures:
Notification of Label Action
Revised master label copy with changes highlighted
Clean copy of revised master label



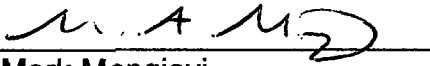
NOTIFICATION OF LABEL ACTION PER EPA WARRANTY STATEMENT GUIDE:

(Updated As Per EPA Warranty Statement Guidance Document Dated October 17, 2006)

MASTER LABEL- BACK PANEL (Page #3 of 4)

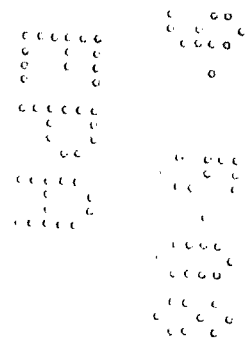
~~Woodstream Corp. and its subsidiaries will not accept liability for damage or injury resulting from misuse. For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents) call the National Pesticide Information Center at 1-800-858-7378~~

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.



9/5/08

Mark Mongiovi
Product Compliance Specialist
Woodstream Corporation



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MASTER LABEL- FRONT PANEL (Page #1 of 1)

Safer® Brand Fruit & Vegetable Insect Killer

[ADDITIONAL BRAND NAMES]

Fruit & Vegetable Insect Killer_{II} – SAFER® BRAND
Fruit & Vegetable Insect Killer_{II}
Safer® Brand Fruit & Vegetable Insect Killer_{II}

[OPTIONAL LOGOS/MARKETING CLAIMS]

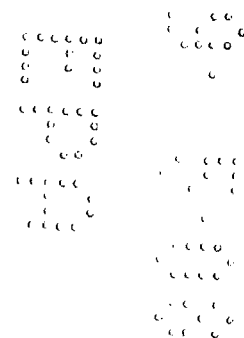
- Safer® Brand -[optional brand logo]
- For Organic Production
- For Organic Gardening
- OMRI® Listed- Organic Materials Review Institute
- Contains Insect Killing [Insecticidal] Soap

ACTIVE INGREDIENT:	BY WT.
Potassium Salts of Fatty Acids.....	2.00%*
INERT INGREDIENTS:.....	98.00%
TOTAL.....	100.00%

*Includes 1.46% as potassium oleate and 0.54% as potassium salts of other fatty acids.

KEEP OUT OF REACH OF CHILDREN
(See back panel for additional precautionary statements)

Net contents: 8 fl. oz, 12 fl. oz, 16 fl. oz., 32 fl. oz., 24 fl. oz., 64 fl. oz., 1 gal (128 fl. oz.)



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MASTER LABEL- BACK PANEL (Page #1 of 4)

NOTIFICATION

FEB 24 2009

General:

Safer® Brand Fruit & Vegetable Insect Killer is a contact insecticide that provides rapid mortality of susceptible insects. Safer® Brand Fruit & Vegetable Insect Killer quickly penetrates the insect's body and disrupts the normal function of both cells and membranes. The net effect of this unique action is that the contents of the cells are lost and rapid death results. Safer® Brand Fruit & Vegetable Insect Killer is active only in the liquid state and only as a contact spray. No insecticidal activity should be expected once the spray solution has dried. As is common with most contact insecticides, Safer® Brand Fruit & Vegetable Insect Killer is effective on adult and immature stage of susceptible insects.

Safer® Brand Fruit & Vegetable Insect Killer is a pure soap consisting of 2.00% potassium salts of fatty acids manufactured by treating selected natural fatty acids with a potassium base. The inert ingredients are a combination of water and alcohol, and a pleasant citrus fragrance.

Safer® Brand Fruit & Vegetable Insect Killer is an effective spray that kills aphids and mites on fruits and vegetables.

Safer® Brand Fruit & Vegetable Insect Killer is a specially formulated combination of fresh scented aromatics and insecticidal soaps. These ingredients kill pests and provide a pleasant, fresh fragrance.

EFFECTIVE AGAINST: All Mites, Aphids, Crickets, Earwigs, Lace Bugs, Leaf Feeding Caterpillars and Beetles, Leafhoppers, Mealybugs, Plant Bugs, Scale Crawlers, Thrips, Whiteflies.

DIRECTIONS FOR USE:

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

Shake well before use. Safer® Brand Fruit & Vegetable Insect Killer provides best control when insects are newly hatched. Apply at first sighting of insects. Thorough coverage of the leaves is important, both top and bottom. Spray leaves to the point of run off. CAN BE USED UP TO THE DAY OF HARVEST. Apply every 5 to 7 days when insects are present. Note: Do not use on Sweetpeas or newly planted cuttings.

WHAT IT IS: Safer® Brand Fruit & Vegetable Insect Killer is a specially formulated combination of insecticidal soap and aromatics. These combined ingredients kill pests and provide a pleasant, fresh fragrance.

MASTER LABEL- BACK PANEL (Page #2 of 4)

WHAT IT KILLS: Aphids, Beetles, (leaf-feeding), Caterpillars (leaf-feeding), Crickets, Earwigs, Lace Bugs, Leafhoppers, Mealybugs, Mites, Plant Bugs, Scale Crawlers, Thrips and Whiteflies.

WHERE TO USE IT: Fruit and Vegetables.

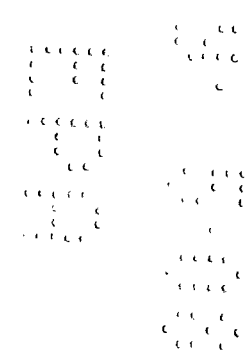
HOW TO USE IT: Shake well. Use at first sighting of insects. Thorough coverage of both top and bottom leaves is important. Spray leaves to the point of run off. CAN BE USED UP TO THE DAY OF HARVEST. Apply every 5 to 7 days when insects are present.

DO NOT USE on sweetpeas or newly planted cuttings.

PRECAUTIONARY STATEMENT
Hazards to Humans and Domestic Animals

Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling.

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. You may also contact 1-800-858-7378 for emergency medical treatment advice.	



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MASTER LABEL- BACK PANEL (Page #3 of 4)

ENVIRONMENTAL HAZARDS

This product may be hazardous to aquatic invertebrates. 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 by cleaning of equipment or disposal of rinsate.

STORAGE AND DISPOSAL

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

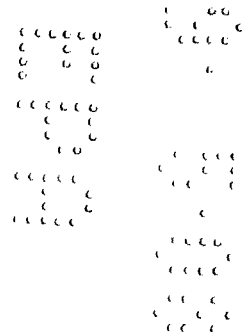
DISPOSAL: If Empty: Non-refillable container. Do not reuse or refill this container. Place in trash or offer for recycling if available. If Partly Filled: Call your local solid waste agency or ~~(800) CLEANUP~~ for disposal instructions. Never place unused product down any indoor or outdoor drain.

COVERAGE:

- 8 oz. will treat approximately 5 plants, 2' high by 2' diameter.
- 12 oz. will treat approximately 8 plants, 2' high by 2' diameter.
- 16 oz. will treat approximately 10 plants, 2' high by 2' diameter.
- 24 oz. will treat approximately 15 plants, 2' high by 2' diameter.
- 32 oz. will treat approximately 20 plants, 2' high by 2' diameter or one tree 10' high by 4' diameter.
- 64 oz. will treat approximately 40 plants, 2' high by 2' diameter or three trees 10' high by 4' diameter.
- 1 gallon will treat approximately 80 plants, 2' high by 2' diameter, or six trees 10' high by 4' diameter.

~~Woodstream Corp. and its subsidiaries will not accept liability for damage or injury resulting from misuse. For information on this pesticide product (including health concerns, medical emergencies, or pesticide incidents) call the National Pesticide Information Center at 1-800-858-7378~~

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.



EPA Reg. No. 59913-3
Notification of Label Action – Storage and Disposal Statements/Warranty Statements/Other Minor
Revisions/Additional Brand Names
September 5, 2008
Page 5 of 6

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MASTER LABEL- BACK PANEL (Page #4 of 4)

Manufactured by:
Safer, Inc. A wholly-owned subsidiary of Woodstream Corporation
69 North Locust Street
Lititz PA 17543

1-800-800-1819 for information

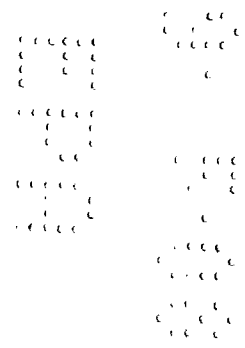
EPA Reg. No. 59913-3
EPA Est. No. 63416-MN-01, 44616-MO-001

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Made in USA
Printed in USA

NOTIFICATION

FEB 24 2009



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[Optional Market Claims]

- OMRI™ Listed Organic Materials Review Institute [Logo]
- For Organic Production [Logo]
- For Organic Gardening [Logo]
- Kills Aphids!
- Kills Whiteflies!
- Stops damage immediately!
- Use up to the day of harvest!
- Leaves no residue!
- FRESH SCENTED with “CITRUSOAP”
- An effective way to kill aphids and mites on fruits & vegetables.
- Kills Insects on Contact. (see back panel)
- Kills Aphids, Mealybugs, Mites, Whiteflies and other listed pests. (See Back Panel)
- Contains Insect Killing [Insecticidal] Soap
- Kills Aphids fast!
- Gentle on Blossoms!
- Ready to Use Spray
- ALWAYS SHAKE WELL BEFORE USING

NOTIFICATION

FEB 24 2009

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