

59913-4

10/31/2008



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

October 31, 2008

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

Subject: Notification in Accordance with PR Notice 98-10  
**Safer® Brand Moss & Algae Killer & Surface Cleaner Concentrate**  
EPA Registration Number 59913-4  
Application: October 13, 2008  
Receipt Date: October 17, 2008

Dear Mr. Mongiovi:

This will acknowledge receipt of your notification, submitted under the provisions of PR Notice 98-10, FIFRA section 3 (c) 9.

**Proposed Notification:**

- Label revision per Agency Letter dated September 10, 2008
- Revised Warranty Statement

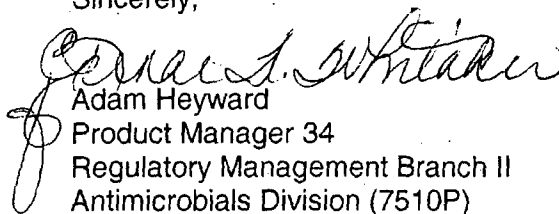
**General Comment:**

Based on a review of the material submitted, the following comments apply.

The notification application is acceptable.

Should you have any questions concerning this letter, please contact me by telephone at (703) 308-6422 or email address at: [heyward.adam@epa.gov](mailto:heyward.adam@epa.gov), or Renae Whitaker telephone at (703) 308-7003 or email address at: [whitaker.renae@epa.gov](mailto:whitaker.renae@epa.gov) during the hours of 8:00 am to 3:30 pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

  
Adam Heyward  
Product Manager 34  
Regulatory Management Branch II  
Antimicrobials Division (7510P)



**EPA**

United States  
**Environmental Protection Agency**  
 Washington, DC 20460

- Registration  
 Amendment  
 Other: **Notification**

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number <b>59913 - 4</b>	2. EPA Product Manager <b>Adam Heyward</b>	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) <b>Safer® Brand Moss &amp; Algae Killer &amp; Surface Cleaner Concentrate</b>	PM# <b>34</b>	
5. Name and Address of Applicant (Include ZIP Code) <b>Safer, Inc. a wholly owned subsidiary of Woodstream Corporation 69 North Locust Street Lititz PA 17543-0327</b> <input type="checkbox"/> Check if this is a new address	6. <b>Expedited Review.</b> 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**

Amendment - Explain below.  Final printed labels in response to Agency letter dated \_\_\_\_\_  
 Resubmission in response to Agency letter dated \_\_\_\_\_  "Me Too" Application  
 Notification - Explain below.  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
*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 <b>24oz., 32 oz.</b>		5. Location of Label Directions <input 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 <b>Chad Mateer</b>	Title <b>Regulatory Affairs Manager</b>	Telephone No. (Include Area Code) <b>717-626-2125 x426</b>
----------------------------	--------------------------------------------	---------------------------------------------------------------

**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.

2. Signature 	3. Title <b>Product Compliance Specialist</b>	6. Date Application Received (Stamped)
4. Typed Name <b>Mark Mongiovi</b>	5. Date <b>10/13/08</b>	

ATTACHMENT TO NOTIFICATION DATED 10-13-08 (Page 1 of 2)

3/11

EPA Reg No.: 59913-4

NOTIFICATION OF LABEL ACTION PER PR NOTICE 98-10:

Additional Brand Names

*MASTER LABEL – FRONT PANEL (Page 1 of 1)*

[Additional Brand Names]

Moss & Algae Killer & Surface Cleaner Ready-To-Spray<sup>II</sup>  
Safer® Brand Moss & Algae Killer & Surface Cleaner Ready-To-Spray<sup>II</sup>

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 ACTION PER PR NOTICE 2007-4:

Storage and Disposal Statements

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

**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.

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.

NOTIFICATION OF LABEL ACTION PER EPA WARRANTY STATEMENT GUIDE:

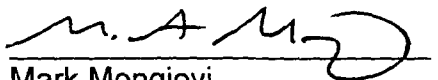
*(Updated As Per EPA Warranty Statement Guidance Document Dated October 17, 2006)*

Warranty Statements

*(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.



Mark Mongiovi  
Product Compliance Specialist  
Woodstream Corporation

10/13/08



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

5/11

**October 13, 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: Mr. Adam Heyward**  
**SUBJECT: Safer, Inc., a wholly owned subsidiary of Woodstream Corporation**  
**Safer® Brand Moss & Algae Killer & Surface Cleaner Concentrate (EPA Reg. No. 59913-4)**  
*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 which has been revised as per an Agency letter dated September 10, 2008. A copy of the letter is included for your reference. Also enclosed please find a copy of our revised master label with changes highlighted and a clean copy for your records.

Woodstream has removed the optional logo "Safer® Brand" as per Agency comments. With regard to the removal of the term "Organic," PR-Notice 2003-1 states that the term "Organic" is acceptable on pesticide product labels under certain circumstances. The claims "For Organic Production" and "OMRI® Listed - Organic Materials Review Institute" are approved claims under PR-Notice 2003-1 and have been on the master label for this product since December 10, 2003 when registration for this formula was granted by the Agency.

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](mailto:mmongiovi@woodstream.com).

Sincerely,

Mark Mongiovi  
 Product Compliance Specialist  
 Woodstream Corporation



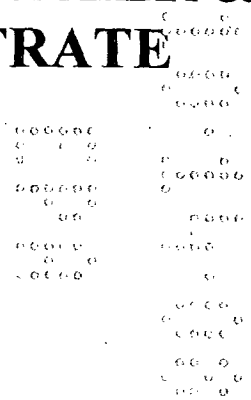
6/11

**MASTER LABEL – FRONT PANEL (Page 1 of 1)**

# SAFER® BRAND MOSS & ALGAE KILLER & SURFACE CLEANER CONCENTRATE

**[Additional Brand Names]**

Safer® Brand Moss & Algae Killer & Surface Cleaner Ready To Spray!  
Moss & Algae Killer & Surface Cleaner Ready-To-Spray<sup>II</sup> –Safer® Brand  
Moss & Algae Killer & Surface Cleaner Ready-To-Spray<sup>II</sup>  
Safer® Brand Moss & Algae Killer & Surface Cleaner Ready-To-Spray<sup>II</sup>



**[Optional Logos/Marketing Claims]**

- For Organic Production -[optional logo]
- OMRI® Listed - Organic Materials Review Institute -[optional logo]
- Treats up to 500 square feet
- Use on Decks, Fences, Roofs & Lawns
- Won't Harm Border Plants (When used according to directions)
- Beautifies Wood Decks
- Non-Staining (On most surfaces)
- Ready-To-Spray!

<b>ACTIVE INGREDIENTS:</b>	<b>BY WT.</b>
Potassium salts of fatty acids.....	40.00%
<b>OTHER INGREDIENTS:</b> .....	<b>60.00%</b>
<b>TOTAL:</b> .....	<b>100.00%</b>

**KEEP OUT OF REACH OF CHILDREN**

**WARNING:** (See back panel for additional precautionary statements)

**Net Contents:** 32 fl oz.

**MASTER LABEL – BACK PANEL (Page 1 of 4)**

**PRECAUTIONARY STATEMENTS:**

**Hazards to Humans and Domestic Animals**

**CAUTION:** Causes substantial but temporary eye injury. Causes skin irritation. Harmful if absorbed through skin. Do not get in eyes, on skin or on clothing. Wear goggles or safety glasses. Wash thoroughly with soap and water after handling. Remove and wash contaminated clothing before reuse.

<b>FIRST AID</b>	
<b>If in eyes:</b>	<ul style="list-style-type: none"> <li>- Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>- Remove contact lenses, if present, after first five minutes, then continue rinsing eye.</li> <li>- Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If on skin or clothing:</b>	<ul style="list-style-type: none"> <li>- Take off contaminated clothing.</li> <li>- Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>- Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If swallowed:</b>	<ul style="list-style-type: none"> <li>- Call a poison control center or doctor for further treatment advice</li> <li>- Have person sip a glass of water if able to swallow.</li> <li>- Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>- Do not give anything by mouth to an unconscious person.</li> </ul>
<p>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.</p>	

**ENVIRONMENTAL HAZARDS:**

This product may be hazardous to aquatic invertebrates. Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate.

**DIRECTIONS FOR USE:**

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

**WHAT IT IS:** Safer® Brand Moss and Algae Killer Concentrate is made from naturally occurring, biodegradable fatty acids. This water-based product is non-corrosive to metals, contains no zinc or iron, and is non-staining on most surfaces.

---

**MASTER LABEL – BACK PANEL (Page 2 of 4)**

**WHAT IT ELIMINATES:** Safer® Brand Moss and Algae Killer Concentrate effectively eliminates mosses, algae, lichens, liverworts and grime. Safer® Brand Moss and Algae Killer Concentrate effectively eliminates mosses in lawns.

**WHERE TO USE IT:** Safer® Brand Moss and Algae Killer Concentrate is ideal to use on: roofs, decks, siding, walkways, home greenhouses, growing containers and benches, structural surfaces, hardened bark of trees, lawns and turf. This container will treat up to 500 square feet depending on type of surface treated and degree of infestation.

**HOW TO USE IT:** SHAKE WELL.

**HOSE END SPRAYER: Easy to Use**

1. Make sure knob is twisted fully clockwise to OFF position. Shake well before attaching to hose.
2. Turn Product Control Button clockwise until the flat portion is flush with the lock tab, then push button all the way in. Avoid squeezing bottle.
3. Turn water on at faucet, aim nozzle toward surface and turn knob counterclockwise to begin spraying.
4. When finished, push Product Control Button to OFF position from opposite side. Return knob and faucet to OFF position. Discharge water pressure by turning knob ON and OFF again. Turn Product Control Button counterclockwise away from lock tab to prevent accidental discharge. Store out of reach of children.

**For Structural Applications:** [Add one part concentrate to 20 parts water or, approximately 6oz. (12 tablespoons) per gallon.] Apply mixture spray at the rate of approximately 1 gallon per 100 square feet. For best results, moisten area to be treated with fresh water before applying product. Spray [affected] area [to thoroughly wet] until thoroughly wet. Treated mosses, algae, lichens and liverworts discolor quickly [and slough off naturally making physical removal unnecessary]. [Discoloration of treated mosses, algae, lichens and liverworts takes longer under cool conditions.] For best results, leave spray on area for 10 minutes following application, then scrub using a push broom or similar type of broom, then hose off with fresh water.

**For Growing Containers and Hardened Bark of Trees:** Spray affected area to wet thoroughly. Use on ornamental trees only. **DO NOT APPLY** to fruit trees, foliage or green bark of conifers or broad-leaf plants.

[For Mosses in Lawns and Turf]  
[Mixing Ratios]



**MASTER LABEL – BACK PANEL (Page 3 of 4)**

[SHAKE WELL. For application with a standard garden sprayer, mix 4 oz. (8 tablespoons) per gallon of water. For application with a hose end sprayer, select a dial setting that will provide a dilution of one part concentrate and 30 parts water. In areas of hard water, remove the wire screen from the nozzle of your hose-end sprayer.]

**For Mosses in Lawns and Turf:** For best results, moisten area to be treated with fresh water before applying product. Avoid spraying when precipitation is expected. Spray affected area thoroughly at the rate of approximately 1 gallon per 50 square feet. After 30 minutes, rinse sprayed areas lightly with clean water, then withhold water for two days. Do not treat turf when temperature exceeds 85°F. **PERSISTENT MOSS GROWTH ON LAWNS** is suggestive of too much shade, acid soil and poor drainage. If several sprayings do not reduce moss problem, it may be necessary to reduce shade, aerate and lime the soil.

**NOTE:** Treated areas may be temporarily slippery. Product may leave white residue on cement, brick or dark-colored shingles. This residue may be removed with vinegar.

**STORAGE & DISPOSAL:**

**STORAGE:** Store at room temperature, in original container only, out of reach of children and animals. Keep from freezing.

**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.

~~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.

Distributed by:

Safer®, Inc., a wholly owned subsidiary of Woodstream Corporation

69 N. Locust St

Lititz, PA 17543

(800) 800-1819 For Information

10/11

EPA Reg. No. 59913-4

Notification of Label Action – Additional Brand Names/Storage & Disposal Statements/Warranty  
Statements

October 13, 2008

Page 5 of 6

---

**MASTER LABEL – BACK PANEL (Page 4 of 4)**

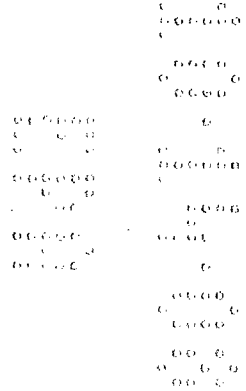
All ® and ™ property of Woodstream Corporation

©Copyright 2009 Woodstream Corp.

Made in USA

EPA Reg. No. 59913-4

EPA Est. No. 44616-MO-001, 63416-MN-001



---

**MASTER LABEL – OPTIONAL CLAIMS (PAGE 1 of 1)**

**[Optional Claims]**

- Eliminates (kills) mosses, algae, lichens, liverworts, and grime
- For use on decks, fences, patios, roofs, walkways, lawns, and more
- Helps prevent regrowth of moss and algae
- Makes over 5 gallons
- Eliminates (kills) moss on lawns
- Non-corrosive to metals (metal sprayers)
- Non-staining on most surfaces
- Makes up to 8 gallons of solution (for mosses in lawns and turf)
- Effective
- No unpleasant odor
- Proven effective through University testing
- Use as a preventative treatment
- Water-based
- Patented formula
- Satisfaction Guaranteed. See back panel
- Excellent for spot control
- Home • Lawn • Garden Solutions™ for Pest Control since 1976
- University Tested
- Made with soap derived from natural fats and plant oils
- Always shake well before using
- For use on decks, fences, roofs & lawns
- Won't harm border plants when used according to directions
- Treats up to 500 square feet
- Beautifies Wood Decks
- Si no usted entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)
- The Right Solution™. Safer® Brand Moss and Algae Killer Concentrate uses an ingredient derived from natural fatty acids to selectively disrupt the cell walls and cause the wilting and death of unwanted moss and algae. Leaves grass, plants, trees and shrubs unharmed.
- Non-staining and non-corrosive, this product is commonly used to eliminate moss growth in lawn areas surrounding plants, trees and shrubs. This product is commonly used as a remedy or preventive treatment on roofs, decks, patios, house exteriors and driveways.
- 32 oz. Value Size