1913-12

10123/2008

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

> OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

OCT 2 3 2008

Chad Mateer Regulatory Affairs Specialist Safer Inc. – Subsidiary of Woodstream Corporation 69 N. Locust Street Lititz, PA 17543-0327

 SUBJECT: Application for Pesticide Notification –Add Alternate Brand Name, Optional Claims; Delete 1-800-CLEANUP #; and Revise Warranty Statement
 Safer® Brand Garden Fungicide RTU^{II} (Alternate Brand Name: "SureFire Organics 3-IN-1 Garden Spray")
 EPA Reg. No. 59913-12
 Application Dated October 10, 2007

Dear Mr. Mateer:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above 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 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 Notifications & Minor Formulations Team Leader Registration Division (7505P) Office of Pesticide Programs

ease read instructions on reverse	hefore completing form		Form Approviat	OMB No. 2070-0	060, Approval expires 05-31-
	United States Invironmental Protect Washington, DC 20	ion Agency	Registr	ation	OPP Identifier Number 30670A
	Applicat	tion for Pesti	cide - Section		· · · · · ·
1. Company/Product Number 59913-12		2. EPA Proc Daniel C.	duct Manager Kenny		3. Proposed Classification
		PM#	<i>j</i>		
4. Company/Product (Name) Safer® Brand 3-IN-1 RTU II		Insecticide Branch #01			None Restr
5. Name and Address of Applicat Safer Inc., a wholly owned s Woodstream Corporation 69 N. Locust Street Lititz, PA 17543-0327	ubsidiary of	(b)(l), my to: EPA Reg.		r or identical in	th FIFRA Section 3(c)(3 composition and labelin CATION
Check if this is a ne	w address	Section			
Amendment – Explain belo Resubmission in response Notification – Explain below	to Agency letter dated	["Me Too" Applica Other – Explain 	ition	Agency letter dated
Explanation: Use addition			I and Section II.))	nation
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EPA Form 8570-1 (Rev. 8-94) Previous editions are obsolete

White- EPA File Copy (original: Yellow- Applicant Copy

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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

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October 10, 2007

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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 3-IN-1 RTU II (EPA Reg. No. 59913-12) Notification of Label Action Per PR-Notice 98-10

Please find enclosed a Notification of Label Action Per PR-Notice 98-10. 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: 426 or email cmateer@woodstream.com.

Sincerely.

Chad Mateer Regulatory Affairs Woodstream Corporation

Enclosures: Notification of Label Action Copy of revised master label with changes highlighted Clean copy of revised master label Clean copy of revised master label Clean copy of revised master label Concerni RINGER Conc

ATTACHMENT TO NOTIFICATION DATED 10-10-07

OPP Identifier Number: 306704

EPA Reg. No.: 59913-12

NOTIFICATION OF LABEL ACTION PER PR-NOTICE 98-10:

Alternate Brand Names

Addition of Alternate Brand Name-

"SureFire Organics 3-IN-1 Garden Spray"

Other Minor Revisions

Addition of Label Language-

MASTER LABEL – OPTIONAL CLAIMS (Page 1 of 1)

"Use on flowers, trees, fruits and vegetables" "Always shake well before using!"

Storage and Disposal Statements

Revision of Storage & Disposal Statement-

MASTER LABEL – BACK PANEL (Page 3 of 3)

Updated As Per PR Notice 2007-1

If partly filled: Call your local solid waste agency or 800-CLEANUP for disposal instructions.

Warranty Statements

Revision of Warranty Statement-

MASTER LABEL - BACK PANEL (Page 3 of 3)

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

Woodstream Corporation and its subsidiaries will not accept liability for injury or damage resulting from product use not in accordance to label instruction. 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.

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 consistent with the terms of PR NOTICE 98-10 and 40 CFR 152.46, this product may be inviolation of £1FRA and b may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

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Chad Mateer Regulatory Affairs Specialist Woodstream Corporation

<u>10/10/07</u>

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ουυ υ EPA Reg. No. 59913-12 Notification of Label Action – Alternate Brand Name / Other Minor Revisions / Storage & Disposal Statements /Warranty Statements October 10, 2007 Page 1 of 5

MASTER LABEL - FRONT PANEL (Page 1 of 1)

SAFER[®] BRAND 3-In-1 RTU II

[Additional Brand Names]

3-In-1 Garden Spray^{II}- Safer® Brand SureFire 3-IN-1 Garden Spray NOTIFICATION

OCT 2 3 2008

[Optional Logos/Marketing Claims]

[For Organic Gardening] [OMRITM Listed] -[optional logo] -[optional logo]

Controls POWDERY MILDEW, BLACK SPOT, LEAF SPOT and RUST On Fruits, Vegetables, Flowers and Foliage

Kills APHIDS, MEALYBUGS, MITES, WHITEFLIES AND OTHER LISTED PESTS On Roses, Flowers, Shade Trees and Ornamental Plants

 [Insect Killer or Kills Insects]
 [Fungus Killer or Kills Fungus or Controls Fungus]
 [Mite Killer or Kills Mites]

 [INSECT ILLUSTRATION]
 [FUNGUS ILLUSTRATION]
 [MITE ILLUSTRATION]

 ACTIVE INGREDIENTS
 BY WT.

 Potassium Salts of Fatty Acids.
 0.75%[†]

 Sulfur.
 0.40%

 INERT INGREDIENTS.
 98.85%

 TOTAL.
 100.00%

[†] Includes 0.55% as potassium oleate and 0.20% as potassium salts of other fatty acids

KEEP OUT OF REACH OF CHILDREN

(See back panel for additional precautionary statements)

Net Contents: 16 FL. OZ., 1 Pt; 24 FL. OZ.; 32 FL. OZ., 1 Qt; 128 FL. OZ., 1 GALLON www.saferbrand.com EPA Reg. No. 59913-12 Notification of Label Action – Alternate Brand Name / Other Minor Revisions / Storage & Disposal Statements /Warranty Statements October 10, 2007 Page 2 of 5

MASTER LABEL – BACK PANEL (Page 1 of 3)

This product can be used to kill insect and mite pests and to prevent and control fungal disease. This product contains sulfur and insect killing soap derived from natural fats and plant oils. Its formulation is gentle on most plants. This product is designed to kill pests and create an environment where damaging fungi cannot live. The ready to use formulation can be applied directly to fruits and vegetables right up to the day before harvest.

PRECAUTIONARY STATEMENTS

Environmental Hazards: This product may be hazardous to aquatic invertebrates. Do not apply directly to water, 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 washwaters or disposal of rinsate.

DIRECTIONS FOR USE

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

<u>WHAT IT IS</u>: This product provides three garden solutions in one: fungicide, insecticide and miticide. It kills garden insects and mites and controls fungal diseases. It contains a patented formulation to help reduce injury to most plants.

WHAT IT CONTROLS: Powdery mildew, black spot, leaf spot, and rust.

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

<u>WHERE TO USE IT</u>: Roses, Flowers, Shade Trees, Foliage Plants, Ornamentals, Beans, Peas, Broccoli, Cabbage, Cauliflower, Collards, Kale, Peppers, Strawberries, Apples, Pears, Citrus, Potatoes, Cucumbers, Squash, Grapes, Blackberries, Blueberries, Raspberries, Loganberries, Currants, Melons, and Tomatoes.

<u>HOW TO USE IT</u>: Apply in the morning or late evening. Shake Well. Use at first sighting of insects or infection. Thorough coverage of both top and bottom leaves is important. Spray leaves to the point of run off. Apply every 5 to 7 days when insects are present.

<u>USE CAUTIONS</u>: Some plants are susceptible to injury from sulfur under certain climatic conditions. DO NOT USE on delicate fern, apricots, filberts, stock, walnuts nasturtium, sweet pea, violet, mountain ash, Japanese maple, horse chestnut, spinach, viburnum, newly planted cuttings, or plants stressed by drought. Do not apply when plants are in full sun or when temperature exceeds 90° F. Do not apply for at least 4 weeks following application of oil spray. EPA Reg. No. 59913-12 Notification of Label Action – Alternate Brand Name / Other Minor Revisions / Storage & Disposal Statements /Warranty Statements October 10, 2007 Page 3 of 5

MASTER LABEL – BACK PANEL (Page 2 of 3)

FUNGICIDE USE

FLOWERS AND ORNAMENTALS: Apply at first sign of disease infestation. Spray at 7 to 10 day intervals, following rain or as needed to control powdery mildew, leaf spot, black spot, and rust. Be sure to treat new growth and buds.

BEANS, PEAS, BROCCOLI, CABBAGE, CAULIFLOWER, COLLARDS, KALE AND PEPPERS: Apply at first sign of disease infestation. Spray at 7-day intervals following rain, or as needed to control powdery mildew. Can be used up to day of harvest.

STRAWBERRIES: Apply at first sign of disease infestation. Repeat at 3-week intervals to control powdery mildew. Do not use on strawberry fruit that will be used for canning. Can be used up to the day before harvest.

APPLES & PEARS: Apply at pre-bloom stage or after petal fall as needed to control powdery mildew. NOTE: Some apple and pear varieties are sulfur sensitive; test for varietal sensitivity prior to full-scale treatment.

CITRUS: Do not apply within 4 weeks following use of an oil spray.

POTATOES: Apply before disease infestation appears and repeat as necessary to control powdery mildew.

CUCUMBERS AND SQUASH: Apply at first sign of disease infestation and repeat as necessary to control powdery mildew. Do not spray young plants.

GRAPES: For control of powdery mildew, apply when new shoots are 6-10 inches. Repeat before blooms open and at 14-day intervals as needed. Note: Do not apply to wine grapes within 21 days of harvest. Sulfur may damage concord and other labrusca varieties.

BLACKBERRIES, BLUEBERRIES, RASPBERRIES, LOGANBERRIES AND CURRANTS: Apply each week starting at first bloom color to control powdery mildew. Continue to spray at 10 to 14 day intervals until fruit is set, then repeat as needed or following rain.

MELONS: Apply at first sign of disease infestation. Spray at 7 to 10 day intervals, following rain, or as needed to control powdery mildew. Note: Melon foliage is extremely sensitive to sulfur burn. See paragraph on Use Cautions.

TOMATOES: Apply at first sign of disease infestation and repeat as necessary to control powdery mildew. Do not spray young plants.

INSECTICIDE & MITICIDE USE

Apply at first sighting of insects/mites. Thoroughly moisten top and bottom leaf surfaces where insects/mites are feeding or resting. Apply every 5 to 7 days when insects are present or as needed to prevent damage.

EPA Reg. No. 59913-12 Notification of Label Action – Alternate Brand Name / Other Minor Revisions / Storage & Disposal Statements /Warranty Statements October 10, 2007 Page 4 of 5

MASTER LABEL – BACK PANEL (Page 3 of 3)

STORAGE & DISPOSAL

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

STORAGE: Store in a cool dry area away from heat or open flame and inaccessible to children. Keep from freezing.

DISPOSAL: If empty: Do not reuse this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

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 North Locust Street Lititz, PA 17543 www.saferbrand.com (800) 800-1819 (717) 626-2125

EPA Reg. No. 59913-12 EPA Est. No. 63416-MN-01

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US PATENT # 5,093,124 Made in U.S.A. EPA Reg. No. 59913-12 Notification of Label Action – Alternate Brand Name / Other Minor Revisions / Storage & Disposal Statements /Warranty Statements October 10, 2007 Page 5 of 5

MASTER LABEL – OPTIONAL CLAIMS (Page 1 of 1)

[Optional Marketing/Advertising Claims]

- Use on flowers, trees, fruits and vegetables
- Always shake well before using!
- Patented formula is now even gentler on most plants
- Multipurpose spray contains 3 garden solutions in one!
- Home Lawn & Garden Solutions for Pest Control since 1976
- Effective
- Water-based
- Contains Insecticidal Soap
- Contains Insect Killing Soap
- Made with soaps derived from natural fats and plant oils and elemental sulfur
- Gentle on most plants
- Organic Gardening the Safer® Brand Way!
- Highly effective
- Multi-Purpose formula encompasses 3 solutions in 1!
- Patented formula reduces injury to most plants.
- All in one formula contains fungicide, miticide and insecticide.
- Fungicide, miticide and insecticide- all in one!
- All in one garden treatment
- Be Responsible!
- 3 garden solutions in one spray!
- Fungicide
- Controls Powdery Mildew, Black Spot and Rust
- Insecticide
- Controls Aphids, Mealybugs, Caterpillars & other insect pests.
- Miticide
- Controls Spider Mites, Red Mites & other mite pests.
- Controls all stages of mites.
- Controls all stages of mites including eggs.