

61483-54

10-26-2010

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

October 26, 2010

Mr. Hubert R. O'Neal, Ph.D.,
Regulatory Consultant
KMG-Bernuth, Inc.
9555 W. Sam Houston Pkwy. S., Suite 600
Houston, TX 77099-2168

**Subject: Label Notification(s); Pesticide Registration Notification (PRN) 2007-4
AMERICARE RABON® FLEA & TICK COLLAR FOR CATS, EPA Reg. No. 61483-54
Your Submission Dated September 10, 2010**

Dear Mr. O'Neal:

The Agency is in receipt of your application for Pesticide Notification under Pesticide Registration Notification (PRN) 2007-4, dated September 10, 2010, for the referenced product. The Registration Division has conducted a review of this request for applicability under PRN 2007-4, and finds that the label change(s) requested falls within the scope of PRN-2007-4.

Please be reminded that 40 CFR §156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on non-refillable containers. The code may appear either on the label (and can be added by non-Notification/PRN 98-10) or durably marked on the container itself.

The label submitted with the application has been time-stamped "Notification" and will be placed in our records. If you have any questions, please contact Mr. Carmen Rodia at (703) 306-0327 or via e-mail at Rodia.Carmen@epa.gov.

Sincerely yours,

A handwritten signature in black ink, which appears to read "Richard J. Gebken".

Richard J. Gebken
Product Manager (10)
Insecticide Branch
Registration Division (7504P)

United States EPA Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section 1

1. Company/Product Number 61483-54	2. EPA Product Manager Richard Gebken	3. Proposed Classification
4. Company/Product (Name) Americare Rabon Flea & Tick Collar for Cats	PM# 10	<input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
5. Name and Address of Applicant (Include Zip Code) KMG-Bernuth, Inc. 9555 W Sam Houston Pkwy S. Ste 600 Houston, Texas 7709-2168 <input checked="" 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 March 10, 2006	NOTIFICATION OCT 20 2010
<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.)

Submission of label to comply with PR2007-4 and correct registrant's address and telephone numbers.

"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 U.S.C. 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."

Section - III

1. Material This Product Will Be Packaged In:				2. Type of container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (specify _____)		
* Certification must be submitted		If "Yes" Unit Packaging Wt.	No. per container	If "Yes" Package Wt	No. per container
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions	
6. Manner in Which Label is Affixed to Product		<input 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 Dr. Hubert R. O'Neal	Title Regulatory Consultant	Telephone No. (Include Area Code) (713) 819-3932
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 <i>Dr. Hubert R. O'Neal</i>	3. Title Regulatory Consultant	
4. Typed Name Dr. Hubert R. O'Neal	5. Date September 10, 2010	

September 10, 2010

Document Processing Desk (NOTIF)
Office of Pesticides Programs (7504P)
U. S. Environmental Protection Agency
ATTN: RICHARD GEBKEN PM 10
Ariel Rios Building
1200 Pennsylvania Avenue, N. W.
Washington, D.C. 20460-0001

NOTIFICATION
OCT 26 2010

Re: PR 2007-4 Compliance
Americare Rabon Flea & Tick Collar for Cats
EPA Registration No. 61483-54

Dear Mr Gebken:

Enclosed are the following documents in accordance with notification of change of label language to bring the product label into compliance with PR2007-4 and correct registrant's address and telephone numbers:

- . EPA Form 8570-1 (Rev 3-94),
- . Copy of the label marked to show the changes

"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 U.S.C. 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, please contact me 713-819-3932 or hroneal@suddenlink.net.

Sincerely

Dr. Hubert R. O'Neal

Hubert R. O'Neal, PhD

NOTIFICATION

OCT 26 2010

Page 1 of 4
Americare Cat Collar
9/10/2010

AMERICARE RABON® FLEA & TICK COLLAR FOR CATS

Kills For 5 Months

ACTIVE INGREDIENT:

Tetrachlorvinphos: (Z)-2-Chloro-1-(2,4,5-trichlorophenyl)

vinyl dimethyl phosphate 13.7%

OTHER INGREDIENTS: 86.3%

TOTAL: 100.0%

EPA Reg.No. 61483-54

EPA Est. No. 4691-KS-01

DO NOT LET CHILDREN PLAY WITH THIS COLLAR

CAUTION

FIRST AID

IF SWALLOWED: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not give anything by mouth to an unconscious person. Do not induce vomiting unless told to by a poison control center or doctor.

IF ON SKIN OR CLOTHING: 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.

IF IN EYES: 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.

HOTLINE NUMBER

Contains an organophosphate that inhibits cholinesterase.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-322-8177 for emergency medical treatment.

Do not use this product on animals simultaneously or within 30 days before or after treatment with or exposure to cholinesterase inhibiting drugs, pesticides or chemicals. However, flea and tick collars may be immediately replaced.

NOTE TO PHYSICIANS AND VETERINARIANS

This product is a cholinesterase inhibitor. If symptoms of cholinesterase inhibition are present, atropine sulfate by injection is antidotal. 2-PAM is also antidotal and may be administered, but only in conjunction with atropine.

Mfd. For: KMG-Bernuth, Inc
Houston, Texas 77099-2168 (800)-322-8177

Contents: 1 Collar
Net Weight: 0.53 oz., 15 g.

**CONDITIONS OF SALE AND
LIMITATION OF WARRANTY AND LIABILITY**

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product should be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, presence of other materials or other influencing factors in the use of the product, which are beyond the control of **KMG-BERNUTH, INC** or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold **KMG-BERNUTH, INC** and Seller harmless for any claims relating to such factors.

KMG-BERNUTH, INC warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of this product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or **KMG-BERNUTH, INC**, and Buyer and User assume the risk of any such use **KMG-BERNUTH, INC** MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

In no event shall **KMG-BERNUTH, INC** or Seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. **THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF KMG-BERNUTH, INC AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF KMG-BERNUTH, INC OR SELLER, THE REPLACEMENT OF THE PRODUCT.**

KMG-BERNUTH, INC and Seller offer this product, and Buyer and User accept it, subject to the foregoing conditions of sale and limitations of warranty and of liability, which may not be modified except by written agreement signed by a duly authorized representative of **KMG-BERNUTH, INC**.

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READ ENTIRE LABEL BEFORE EACH USE

USE ONLY ON CATS

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Prolonged or frequently repeated skin contact may cause allergic reaction to some individuals. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

DIRECTIONS FOR USE – Read the entire label prior to use.

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

GENERAL PRECAUTIONS AND RESTRICTIONS

Do not use on cats under 12 weeks. Consult a veterinarian before using this product on debilitated, medicated, aged, pregnant or nursing animals. If signs of sensitivity occur, remove collar and bathe your pet with mild soap and rinse with large amounts of water. Do not use this product on animals simultaneously or within 30 days before or after treatment with or exposure to cholinesterase inhibiting drugs, pesticides or chemicals. Flea and tick collars may be immediately replaced with new collars.

APPLICATION INSTRUCTIONS

Remove collar from package, unroll and stretch to activate insecticide generator. To activate collar, hold at each end and STRETCH. The collar is ready to work.

Do not unroll collar until ready to use. Place the Americare Rabon Flea & Tick Collar around the cat's neck, adjust for proper fit and secure in place. The collar must be worn loosely to allow for growth of the cat and to permit the collar to move about the neck. Generally, a properly fitted collar is one that when fastened will snugly slide over the cat's head. Leave 2 or 3 inches on the collar for extra adjustment and cut off and dispose of the extra length. Some animals may become irritated by any collar if it is applied too tightly. If this occurs, loosen the collar. If the irritation continues, remove the collar from the animal. This collar is intended for use only as an insecticide generator.

For continuous flea protection under normal conditions, replace the collar every **5 months**. Under conditions where cats are exposed to severe flea infestation, it may be necessary to replace the collar every 4 months. Ticks, which may be an occasional problem for cats, are harder to kill. The collar's full protection against ticks will be built up within a few days after being placed on the animal. The Americare Rabon Flea and Tick Collar will kill ticks for **5 months** under normal

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store in original container in a dry place away from children.

PESTICIDE DISPOSAL: **If empty:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. **If partly filled:** Call your local solid waste disposal agency for disposal instructions. Never place unused product down any indoor or outdoor drain.