

61483-67

3/11/2009

1044



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Scott Hathorn III
Regulatory & EHS Manager
KMG-Bernuth, Inc.
9555 W Sam Houston Pkwy S.
Suite 600
Houston, TX 77099

MAR 11 2009

SUBJECT: Applications for Pesticide Notification – Labeling Changes per PR Notices 98-10
Rabon® 97.3 Oral Larvicide EPA Reg. No. 61483-47
Add Instructions in the Event of Separation of the
Supplemental Mixing and Use Instructions from
Product Container
Permethrin™ Fly & Louse Dust EPA Reg. No. 61483-67
Add Pest Graphics
Applications Dated October 28, 2008

Dear Mr. Hathorn III:

The Agency is in receipt of your Applications for Pesticide Notification under Pesticide Registration Notices (PRNs) 98-10 for the above products. The Registration Division (RD) has conducted a review of these requests for their applicability under PRNs 98-10 and finds that the actions requested fall within the scope of these PRNs. The labels submitted with the applications have been date-stamped "Notification" and will be placed in our records.

If you have any questions, please call 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

2084

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

Application for Pesticide - Section 1

1. Company/Product Number 61483-67	2. EPA Product Manager George LaRocca	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Permethrin Fly & Louse Dust	PM# 13	
5. Name and Address of Applicant (Include Zip Code) KMG-Bernuth, Inc. 9555 W Sam Houston Pkwy S. Ste 600 Houston, Texas 77099 <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 _____	

NOTIFICATION
MAR 11 2009

Section - II

<input type="checkbox"/> Amendment - Explain Below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated July 27, 2005
<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.

The purpose of this notification is to provide the agency with the latest revision of the final printed label for the subject product. The only change is the addition of pictures of the target pests to the label.

Section - III

1. Material This Product Will Be Packaged In:			
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	2. Type of container <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 Mr. Scott Hathorn III	Title Regulatory & EHS Manager	Telephone No. (Include Area Code) (713) 600-3819
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 Regulatory & EHS Manager	
4. Typed Name for - Scott Hathorn III	5. Date October 28, 2008	



October 28, 2008

Document Processing Desk (NOTIF)
Office of Pesticides Programs (7504P)
U. S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N. W.
Washington, D.C. 20460

Re: Permethrin Fly & Louse Dust
EPA Reg. No. 61483-67

Dear Mr. Larocca:

This notification is a resubmission of the final printed label for the subject product. Please see Section II of the included application form for the specifics added to the instructions.

Specifically enclosed in support of this notification are the following documents:

1. EPA Application Form 8570-1 dated October 28, 2008
2. Three (3) copies of the revised final printed label.

“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.”

Thank you for your assistance and if you have any questions, please contact me.

Dr. Hubert R. O'Neil

for - Scott Hathorn III
Regulatory & EHS Manager
Ph. 713-600-3819

Composite

PermethrinTM Fly & Louse Dust

Ready-To-Use Dust Insecticide

- For control of Horn Flies & Lice on Beef & Dairy Cattle.



- As an aid in reducing Face Fly population on Beef and Dairy Cattle.

- For control of Northern Fowl Mites on Poultry.

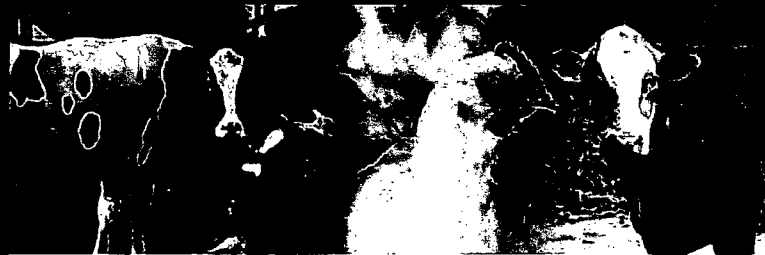


- For control of Lice on Swine.

NET WEIGHT:
2 LBS.

EPA 041266

42-0251219-0
01-0712



ACTIVE INGREDIENT:	
Permethrin (CAS No. 52645-53-1)	0.25%
OTHER INGREDIENTS	89.75%
Total	100.00%

EPA Reg. No. 61483-67

EPA Est. No. 69208-MO-01

Keep out of reach of children

CAUTION

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.
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HOT LINE NUMBER

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 information.



8 9385600117 4

Perm F&L, 2 LBS.



Manufactured for:
KMG-Bernuth, Inc.
Houston, TX 77036-1534
USA
800-322-8177



PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if inhaled. Avoid contact with skin and eyes. Avoid breathing dust. Wash thoroughly with soap and water after handling and before eating or smoking.

ENVIRONMENTAL HAZARDS: This pesticide is toxic to fish. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Use this product only as specified on this label. Do not contaminate water by cleaning of equipment or disposal of wastes.

PHYSICAL OR CHEMICAL HAZARDS: Do not use or store near heat or open flame.

DIRECTIONS FOR USE

It is a violation of federal law to use this product in a manner inconsistent with its labeling. Avoid contamination of feed and foodstuffs.

BEEF & DAIRY CATTLE

Horn Flies, Lice, Face Flies: Place contents of this package in any commercially available dust bag, suspend bags in areas frequented by cattle or in gateways or lanes through which the animals pass daily for water, feed or minerals. Bags may also be suspended in loafing sheds or in front of protected mineral feeders. For lactating dairy cows, bags may be suspended in the exit through which cows leave the milking barn. In all cases, the bags should be adjusted so that the bottom of the bag will hang four to six inches below the topline of the cattle. For reduction of face flies, the bags must be located so the animals will be forced to use them daily and hung at a height to insure that the faces of the cattle will be dusted.

Horn Flies, Lice – Direct Application: Apply 2.0 ounces of dust per animal by shaker can over the head, neck, shoulders, back and tailhead. Repeat as necessary.

POULTRY

Northern Fowl Mites – Direct Application: Apply not more than 1 lb/100 birds, directing dust to thoroughly cover vent area.

SWINE

Lice on Swine – Direct Application: Apply not more than 1 oz.* (3 level tablespoons) per head as a uniform coat to the head, shoulders and back by use of a shaker can or suitable mechanical dust applicator. Repeat as necessary, but not more often than once every ten days.

In severe infestations, both individual animals and the bedding may be treated as directed above.

Do not ship animals for slaughter within 5 days of last treatment.

*NOTE: 1 oz. of this material equals approximately three level tablespoons.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. Open as needed. Keep container sealed when not in use. Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

WARRANTY AND LIMITATION OF DAMAGES

Seller warrants that this material conforms to its chemical description and is reasonably fit for the purposes stated on the label when used in accordance with directions under normal conditions of use and Buyer assumes the risk of any use contrary to such directions. Seller makes no other express or implied warranty, including any other express or implied warranty of Fitness or of Merchantability, and no agent of Seller is authorized to do so except in writing and with specific reference to this warranty. In no event shall Seller's liability for any breach of warranty exceed the purchase price of the material as to which a claim is made.

U.S. Patent No. 4,024,163

6 1/4" X 9 7/8"
4/color process
February 01, 2008

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