

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

67238-2 2/16/07

Christina Griffin
Agent for Hot Pepper Wax, Inc.
Delta Analytical Corporation
12510 Prosperity Drive, Suite 160
Silver Spring, MD 20904

**Subject: Hot Pepper Wax
EPA Reg. No. 67238-1, and
EPA Reg. No. 67238-2
Notification of Label Revisions Dated November 6, 2006 (EPA submission # 801573
& 801585)**

Dear Ms. Griffin:

The Biopesticides and Pollution Prevention Division (BPPD) is in receipt of the above applications for Notification under Pesticide Registration Notice (PRN) 98-10. A preliminary screen of the applications have been conducted for applicability under PRN 98-10 and the Agency has determined that **your proposed action to delete the 1-800-CLEANUP number from the storage and disposal section of the residential portion of each label is acceptable (see PRN 2001-6).**

Likewise, , **your proposal to add the language "protects foliage from moisture loss" to products carrying EPA registration numbers 67238-1, and EPA Reg. No. 67238-2 is acceptable under PR Notice 98-10 (Sec. IV, F).**

However, we suggest that you update the CSFs (dated 1997) for each product--specifically column 15 (purpose in formulation)--to accurately indicate the purpose of each listed inert ingredient. Also, please note that updated CSFs will be required should you submit any future applications for amendments to these products.

Please submit three (3) copies of the corrected CSFs along with three (3) copies of your final printed labeling before you release the product for shipment.

If you have questions concerning this letter or need additional information, you may contact Cheryl Greene at 703 308-0352 or by email at green.cheryl@epa.gov.

Sincerely,

Linda Hollis, Chief
Biochemical Pesticides Branch
Biopesticides and Pollution Prevention Division (7511P)

CONCURRENCES

SYMBOL	cc: Cheryl Greene						
SURNAME	greene						
DATE	2/16/07						

67238-2

2/16/07

Hot Pepper Wax Ready to Use

Insect and Animal Repellent for Fruits, Vegetables,
and Indoor and Outdoor Ornamentals

Repels Rabbits and Tree Squirrels
From the Yard and Garden
[optional:] Protects foliage from moisture loss

For Residential Use Only

ACTIVE INGREDIENT

Capsaicin and other capsaicinoids*

OTHER INGREDIENTS

TOTAL

	0.00001125%
	<u>99.99998875%</u>
	100.00 %

*Includes 0.0000075% capsaicin and 0.00000375% other capsaicinoids

Made From Hot Cayenne Peppers

This product contains 0.0000009 lbs. of Active Ingredient per Gallon

Keep Out of Reach of Children

CAUTION

See back panel for Precautionary Statements

Manufactured by:
Hot Pepper Wax, Inc.
305 Third Street
Greenville, PA 16125

Telephone: 724-646-2300
Internet Address: <http://www.hotpepperwax.com>

NET CONTENTS: (12 oz)(22 oz) (64 oz)(128 oz)

EPA Reg. No.: 67238-2

EPA Est. No.: 67238-PA-003

Produced Under Patents:

United States No.: 5,466,459 Canada No.: 2,116,237 New Zealand No.: 254,436
Euro. No. 0600080 AT/BE/CH/DE/DK/ES/FR/GB/IE/IT/LI/LU/MC/NL/PT/SE
Australia No.: 46487/93
Other Patents Pending

BACK PANEL

Hot Pepper Wax Ready to Use

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

Caution. Causes eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco.

FIRST AID	
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.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. Contact 1-800-222-1222 for emergency medical treatment information.	

ENVIRONMENTAL HAZARDS

This product is toxic to fish, aquatic invertebrates, oyster and shrimp. Drift and runoff may be hazardous to aquatic organisms in waters adjacent to treated areas. 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.

Hot Pepper Wax repels aphids, cabbage loopers, beet army worms, spider mites, thrips, whiteflies, lace bugs, leafhoppers and scale.

USES: Use Hot Pepper Wax to repel insects from fruit and vegetable plants, indoor/outdoor ornamentals, and grasses. Avoid use on Variegated African Violets, Sweet Basil, Parsley, Dicentra eximia, and fruit trees when in the pink bud stage until after the petals fall.

MIXING: Shake well before use.

APPLICATION: Apply Hot Pepper Wax Ready to Use as a foliar spray to the leaves, stems, fruits, and flowers of the plant until wet but not dripping. Good coverage of all portions of the plant will enhance repellency. Do not drench roots in soil or media.

Do not apply when rain is expected within 24 hours. During hot and humid weather, spray plants in the evening. Avoid use when plants are stressed by drought. Discontinue use if burning occurs.

FREQUENCY: For best results, keep new growth coated. In general, the repellency of Hot Pepper Wax is most effective on existing growth when applied every 7 to 14 days. However, more frequent application of up to every 3 days is appropriate when infestation is heavy. Use increased frequency only until pest numbers begin to decrease.

HOME GREENHOUSES: Repeated use of this product on sensitive plants has been reported to cause burning of leaves. Avoid use of this product if greenhouse temperature will exceed 85°F before the product has dried. For best results, ensure that spray contacts all foliage surfaces.

DIRECTIONS FOR USE (cont.):

Hot Pepper Wax Ready to Use repels rabbits and tree squirrels

USES: Use Hot Pepper Wax Ready to Use to repel rabbits and tree squirrels from fruit and vegetable plants, indoor/outdoor ornamentals, and grasses. Avoid use on Variegated African Violets, Sweet Basil, Parsley, Dicentra eximia, and fruit trees when in the pink bud stage until after the petals fall. Hot Pepper Wax Ready to Use also is effective in repelling rabbits and tree squirrels from chewing on wooden structures and fences.

MIXING: Shake well before use.

APPLICATION: Apply Hot Pepper Wax Ready to Use as a foliar spray to the leaves, stems, fruits, and flowers of the plant until wet but not dripping. Good coverage of all portions of the plant is essential for repellency. Do not drench roots in soil or media.

Do not apply when rain is expected within 24 hours. During hot and humid weather, spray plants in the evening. Avoid use when plants are stressed by drought. Discontinue use if burning occurs.

FREQUENCY: Frequency of application depends on the rate of plant growth and occurrence of feeding by the animals. For best results, keep new growth coated with Hot Pepper Wax Ready to Use. If feeding occurs, reapply Hot Pepper Wax Ready to Use as soon as possible. Once feeding is under control maintain repellency by spraying every 7 to 14 days.

WOODEN STRUCTURES AND FENCES: Hot Pepper Wax Ready to Use repels rabbits and squirrels from chewing on wooden structures and fences. Apply until surface is wet. Repeat application as soon as possible after any nibbling is observed. Once control is established, reapply every 3 to 4 weeks to previously sprayed surfaces.

STORAGE AND DISPOSAL

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

STORAGE: Store only in original container, in a dry place inaccessible to children and pets.

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.

WARRANTY

To the extent allowable by state law, buyer's guarantee limited to label claims.