



U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (H7505C)
401 "M" St., S.W.
Washington, D.C. 20460

EPA Reg. Number:

APR 27 1995

67356-1

Term of Issuance: Conditional

Name of Pesticide Product: Deer-Off Concentrate

NOTICE OF PESTICIDE:
 X Registration
 Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

Deer-Off
58 High Valley Way
Stamford, Connecticut 06903

~~5483594~~
484545 $\frac{176}{18}$

Note: Changes in labeling offering in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A) provided that you:

1. Make the changes to the label that are listed below before you release the product for shipment:
 - a. Add the EPA Registration Number ("EPA Reg. No. 67356-1").
 - b. Add the EPA Establishment Number (we do not yet know what this number is).
 - c. Modify the Ingredients Statement so that it has the following form:

ACTIVE INGREDIENTS

Putrescent Whole Eggs.....	25.0000%
Capsaicin.....	0.0045%
Garlic.....	0.0050%
INERT INGREDIENTS.....	74.9905%
Total.....	100.0000%

Signature of Approving Official:

RASF

Date:

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- d. In the last sentence in the first paragraph in the "APPLICATION DIRECTIONS" section remove "and flowers". The plants that will be on the initial label are all conifers and therefore do not have flowers.

The two Acute Toxicology studies, Eye and Skin Irritation, are currently in review. Upon completion of these reviews your Signal Word and Precautionary Statement may need to be changed. If so, you must submit within 30 days of notification of these changes, revised labeling needed as a result of our reviews.

- 2. Submit, within eighteen (18) months after the date of registration of the subject product, a study(ies) of the Efficacy of Browsing Animal Repellents (Guideline Requirement No. 96-19) for this product. Depending upon the outcome of the Efficacy review, certain Use Directions and/or claims may need to be changed.
- 3. Submit, within ninety (90) days after the date of registration of the subject product, the following Product Chemistry studies:

<u>Guideline Requirement No.</u>	<u>Requirement Name</u>
63-2	Color
63-3	Physical State
63-4	Odor
63-7	Density, Bulk Density, or Specific Gravity
63-12	pH

- 4. Submit one copy of your final printed labeling before you release the product for shipment. Refer to the A-79 enclosure for a further description of final printed labeling.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

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A stamped copy of the label is enclosed for your records.
If you have any questions about this letter, please contact John Bazuin at (703)305-6784 or (703)305-6600.

Sincerely yours,



Robert A. Forrest
Product Manager (14)
Insecticide-Rodenticide Branch
Registration Division (7505C)

Enclosures: Copy of the Label Stamped "Accepted with Comments"
A-79 Enclosure

DEER-OFF

DEER REPELLANT CONCENTRATE

Repels white-tailed deer that browse upon yew, aborvitae, and Douglas fir plants. Treats 300-400 ornamental shrubs 4 ft. high or approximately 3,000-4,000 sq. ft. depending on surface conditions and size of plantings.

Active Ingredients:

Putrescent Whole Eggs	25.0000%
Capsaicin	0.0045%
Garlic	0.0050%
Inert Ingredients	74.9905%
Total	100.0000%

**STORE IN COOL PLACE
OR REFRIGERATE**

**SHAKE WELL BEFORE USING
KEEP OUT OF REACH OF CHILDREN**

•••• CAUTION ••••

See back panel for additional precautionary statements

1 Quart (32 oz.)
Yields Two Gallons

UPC Barcode
(to come)

EPA REG. NO.
(to come)
EPA EST. NO.
(to come)

7 11590 32002 6

ACCEPTED
with COMMENTS
by EPA Letter dated

APR 27 1995

Under the Federal Insecticide,
Fungicide, and Rodenticide Act
is extended to the pesticide
registered under EPA Reg. No.
67356-1

DEER-OFF CONCENTRATE DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with the label. **USE RESTRICTIONS:** This product may be used to repel white-tailed deer, American aborvitae, or Douglas fir plants. Do not apply it on plants growing in shade or not apply at temperatures below 40°F, when it is windy, or when vegetation is wet. **MIXING AND DILUTION DIRECTIONS:** Shake container of DEER-OFF concentrate with tap water at a ratio of 1 part concentrate to 7 parts water to make a quart (32 oz.) of spray mixture. Contents of 1 qt. bottle will make 2 quarts of water. **DO NOT OVER-DILUTE THIS PRODUCT.**

APPLICATION DIRECTIONS: Shake container of spray mix thoroughly before use. Spray thoroughly from all angles, until run-off or leaves look wet. Treat vulnerable plants before new growth season. Repeat treatment after heavy rains, as new growth and flowering treatment appear to be waning.

One qt. of concentrate makes enough spray mixture to treat 300-400 ornamental shrubs or 3,000-4,000 sq. ft. of treated plants. Surface conditions and sizes of plants treated with a given quantity of spray mixture.

Before large-scale treatments, test product on a small area of each type of plant. DEER-OFF will not damage plant.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. **STORAGE:** Store in a cool, dry area inaccessible to children and pets. Keep container closed tightly to prevent evaporation. If spillage occurs, dilute with water. **PESTICIDE DISPOSAL:** Wastes resulting from use of this product may be disposed of by incineration at a disposal facility.

CONTAINER DISPOSAL: Sprayers should be triple-rinsed. All other containers should be triple-rinsed, then offered for recycling or reconditioning, or punctured and incinerated, or, if allowed by state and local authorities, burned. If burned, use appropriate disposal.

PRECAUTIONARY STATEMENTS

HAZARD TO HUMAN AND DOMESTIC ANIMALS
CAUTION: Wash hands, arms, and face with soap and water after use. In case of contact, immediately flush eyes or skin with plenty of water. Get medical attention if irritation persists. **ENVIRONMENTAL HAZARDS:** Keep out of lakes, streams or ponds. Do not apply to surface water or to intertidal areas below the mean high tide. Do not use for equipment cleaning or waste disposal.

LIMITED GUARANTEE:

We guarantee to you, the original purchaser, that DEER-OFF will perform for six months after date of purchase under normal conditions of use. This warranty is void if not applied in manner described on label. If product is not effective after six months, we will refund your purchase price. **DEER-OFF shall not be responsible for incidental loss or damage.** Refund is our sole obligation. If any other warranty is provided, it shall be limited to the six-month period of above guarantee. Buyer assumes responsibility for product especially when such use and handling are contrary to label instructions.

DEER-OFF, Inc.

58 High Valley Way Stamford, CT. 06902