

67702-14

3/18/2010

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460-0001

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

March 18, 2010

Mr. Walter G. Talarek, P.C.,
Agent for W. Neudorff GmbH KG
1008 Riva Ridge Drive
Great Falls, VA 22066-1620

**Subject: Revised Labeling & Approval of New Basic and 9 New Alternate Formulations
NEU1161 Pest Spray, EPA Reg. No. 67702-14
Your Submission Dated December 10, 2009**

Dear Mr. Talarek:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable with the following provision(s):

First Aid section comment(s):

1. Revise the last statement in this section to read "Have the product container or label with you when calling a poison control center or doctor, or going for treatment. **For additional information on this pesticide product (including health concerns, medical emergencies or pesticide incidents), you may call 1-800-xxx-xxxx.**"¹

Precautionary Statements, Hazards to Humans & Domestic Animals subsection comment(s):

2. Replace the last sentence within this section with: "Wash hands thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet."

Storage & Disposal section comment(s):

3. Replace the existing "PESTICIDE STORAGE:" subsection with: "PESTICIDE STORAGE: Keep this product in its tightly closed original container, when not in use. Store in a cool, dry, well-ventilated (preferably locked) area that is inaccessible to children and animals."
4. To facilitate inclusion of language required as part of PR Notice 2007-4, replace the existing "PESTICIDE DISPOSAL:" subsection with: "PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. **If empty:** 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."

¹ Please note that the "1-800-xxx-xxxx" number listed must be available twenty-four (24) hours per day, seven (7) days per week for answering and responding to any medical emergencies or health concerns.

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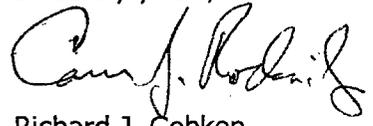
Marketing Claims section comment(s):

- 5. Revise the 6th marketing claim to read "Kills listed insects."
- 6. Revise the 7th marketing claim to read "Kills all stages of listed insects, including eggs (larvae and pupae)."
- 7. Revise the 8th marketing claim to read "Kills listed insects, including larvae and pupae."
- 8. Delete the 10th, 18th and 19th marketing claims since they imply heightened efficacy.
- 9. Delete the 15th marketing claim since it is an implied safety claim.
- 10. Revise the 17th marketing claim to read "Kills listed insects on contact."
- 11. Revise the 20th marketing claim to read "Contains pyrethrins, a botanical insecticide derived from chrysanthemums."
- 12. Delete the 25th, 26th and 27th marketing claims since the approved new basic formulation lacks a fragrance, and you cannot market a product which is based on an alternate formulation, as per 40 CFR §152.43. The approved basic on file, dated August 27, 2009, does not indicate a fragrance with these characteristics.

A copy of your label stamped "Accepted with Comments" is enclosed for your records. Please submit two (2) copies of the final printed labeling, incorporating the above changes, before releasing the product for shipment. If these conditions are not complied with, the registration will be subject to cancellation in accordance with section 6(e) of FIFRA. Your release for shipment of the product bearing amended labeling constitutes accepting of these conditions.

If you have any questions about this label review, please contact Mr. Carmen Rodia at (703) 306-0327 or via e-mail at Rodia.Carmen@epa.gov.

Sincerely yours,

for


Richard J. Gebken
 Product Manager (10)
 Insecticide Branch
 Registration Division (7505P)

Enclosures: *Copy of label stamped "Accepted with Comments"*
Copy of product chemistry review, dated March 11, 2010

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NEU1161 PEST SPRAY

Active Ingredients	By Wt.
Pyrethrins	0.30%
Canola Oil	1.00%
Inert Ingredients	98.70%
Total	100.00%

ACCEPTED
With COMMENTS
In EPA Letter Dated:
March 18, 2010
Under the Federal Insecticide, Fungicide
and Rodenticide Act, As amended, for the
pesticide Registered under EPA Reg. No:
67702-14

KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID
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.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

NET CONTENTS: fluid ounces

EPA REG. NO.: 67702-14

EPA EST. 67702-DEU-1

Patent#: 5,700,473

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals: CAUTION. Avoid contact with skin or clothing. Wash thoroughly with soap and water after handling.

Environmental Hazards: Do not apply directly to water. Do not contaminate water when disposing of equipment washwaters or rinsate.

Physical or Chemical Hazards: Combustible. Do not use or store near heat or open flame.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store this product in its original container and keep in a secure storage area out of reach of children and domestic animals.

PESTICIDE DISPOSAL: If empty: Nonrefillable container. Do not reuse or refill 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.

BATCH CODE:

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

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Please read entire label. Use only as directed. Shake well before each use.

PESTS/SITES AND APPLICATION INSTRUCTIONS

NEU1161 Pest Spray will kill insect pests such as: ants, beetles, carpet beetles, caterpillars, centipedes, American cockroaches, earwigs, houseflies, millipedes, moths, pillbugs, silverfish, sowbugs.

For residential areas only. Spray thoroughly into infested areas and insect hiding places, such as cracks and crevices; around baseboards and window and doorframes; underneath and behind, refrigerators, stoves, cabinets and garbage cans; under sinks; around plumbing; and in dark corners. Product can also be sprayed directly onto pests. Use stream setting for cracks and crevices. Repeat treatment as necessary. For plywood surfaces apply more often.

[The registrant may use this optional statement:

"NOTICE TO BUYER

To the extent consistent with applicable law, seller warrants that this product conforms to the chemical description on this label and is reasonably fit for purposes stated on this label only when used in accordance with directions under normal use conditions. This warranty does not extend to use of this product contrary to label directions, or under abnormal use conditions, or under conditions not reasonably foreseeable to seller. Buyer assumes all risk of any such use. To the extent consistent with applicable law, seller makes no other warranties, either expressed or implied."

Marketing claims and product information that may be presented on the container or supplemental labeling:

- Patented technology
- Unique, patented formula.
- Patented
- U.S. Patent # 5,700,473
- Insect (~~bug~~) spray
- Kills insects (~~bugs~~)
- Kills all stages of insects (~~bugs~~), including eggs (larvae and pupae)
- Kills ~~bugs~~ (~~insects~~), including larvae and pupae
- ~~- Kills insects (~~bugs~~) in minutes~~
- ~~- Kills insects (~~bugs~~) fast~~
- Kills (ants), (carpet beetles), (American Cockroaches), (earwigs), (houseflies), (silverfish), (sowbugs)
- Drives pests from hiding places and kills
- Water based.
- Non-staining.
- ~~- Does not persist for long periods in the environment.~~
- ~~- Kills bugs on contact~~

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- Kills insects on contact.
- ~~- Provides quick control of pests~~
- ~~- Quick control~~
- Made with pyrethrins from chrysanthemum flowers.
- Easy to use.
- Can be used in/around household food preparation areas.
- Fast knockdown.
- Quick knockdown
- ~~- Fresh citrus scent~~
- ~~- Mild citrus scent~~
- ~~- Pleasant citrus scent~~
- Spray surfaces where pests (bugs) crawl.
- For household use only.
- Avoid spraying plants directly
- Avoid spraying directly on plants
- Avoid spraying vegetation directly
- Avoid spraying on vegetation directly
- Caution: some floors may be slippery after spraying
- Some floors may be slippery after spraying
- Manufactured under a license of Neudorff.
- Sold under a license of W. Neudorff GmbH KG, Germany.
- Manufactured under a license of W. Neudorff GmbH KG, Germany.

Registrant: W. Neudorff GmbH KG, Postfach 1209, An der Mühle 3,
31860 Emmerthal, Germany