

67702-15'

06-16-2010

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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

Mr. Walter G. Talarek  
Authorized Agent  
W. Neudorff GmbH KG  
c/o Walter G. Talarek, PC  
1800 Riva Ridge Drive  
Great Falls, VA 22066-1620

JUN 16 2010

RE: Notification to Add Six Optional Statements to the Label  
EPA Registration Number: 67702-15  
Date of Submission: May 6, 2010

Dear Mr. Talarek:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated May 6, 2010, for the above mentioned product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Joyce Edwards of my staff at 703-308-5479.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington  
Notifications & Minor Formulations Team Leader  
Registration Division (7505P)  
Office of Pesticide Programs



United States  
Environmental Protection Agency  
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

### Application for Pesticide - Section I

1. Company/Product Number 67702-15	2. EPA Product Manager Mary Waller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Sulfur/Pyrethrins Fungicide/Insecticide RTU	PM# 21	
5. Name and Address of Applicant (Include ZIP Code) W. Neudorff GmbH KG c/o Walter G. Talarek PC 1008 Riva Ridge Drive Great Falls, VA 22066-1620 <input 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: <input checked="" type="checkbox"/> 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 _____	<b>NOTIFICATION</b>  JUN 16 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.)

Notification of minor revisions to product's label under PR Notice 98-10. See the enclosed letter to Ms. Linda Arrington, Team Leader, Notifications and Minor Formulations Team, for a full explanation of the notification and the certification required by PR Notice 98-10.

### 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	If "Yes" Unit Packaging wgt. No. per 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" Package wgt. 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 <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
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 Walter G. Talarek	Title Authorized Agent	Telephone No. (Include Area Code) 703-759-4837
<b>Certification</b> 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 Authorized Agent	
4. Typed Name Walter G. Talarek	5. Date May 6, 2010	



LAW OFFICES OF  
WALTER G. TALAREK, P.C.

1008 RIVA RIDGE DRIVE  
GREAT FALLS, VA 22066-1620

PHONE: 703-759-4837

FAX: 703-759-5548

E-MAIL: WTALAREK@VERIZON.NET

April 9, 2010

DELIVERED BY COURIER  
CONTAINS CONFIDENTIAL BUSINESS INFORMATION

Linda Arrington  
Team Leader, Notifications and Minor Formulations  
Registration Division  
c/o Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
U.S. Environmental Protection Agency  
Room S-4900, One Potomac Yard  
2777 S. Crystal Drive  
Arlington, VA 22202

Re: Sulfur/Pyrethrins Fungicide/Insecticide RTU  
EPA Reg. No. 67702-15  
Notification

Dear Ms. Arrington:

By this notification, W. Neudorff GmbH KG ("Neudorff") is revising the label for "Sulfur/Pyrethrins Fungicide/Insecticide RTU", EPA Reg. No. 67702-15. In essence, this notification makes the following minor revisions to product's master label: adds six (6) optional statements.

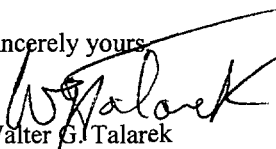
Two (2) copies of the revised label are enclosed. One of these labels has the statements being added to the product's label highlighted in yellow.

This notification is consistent with PR Notice 98-10 and EPA's 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.

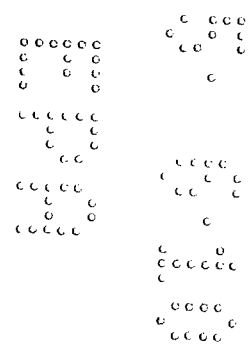
Please note that on this date, Neudorff submitted an EPA Form 8570-1 withdrawing the pending April 9, 2010, notification for this product.

If you have any questions about this notification, please feel free to call me.

Sincerely yours,

  
Walter G. Talarek  
Authorized Agent

Enclosure – Application for Notification



# SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU

ACTIVE INGREDIENTS:  
 Sulfur..... 0.20%  
 Pyrethrins..... 0.01%  
 OTHER INGREDIENTS:..... 99.79%  
 TOTAL:..... 100.00%

**NOTIFICATION**

**JUN 16 2010**

**KEEP OUT OF REACH OF CHILDREN**

## CAUTION

EPA REG. NO. 67702-15

EPA EST. 67702-DEU-1

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.
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. For additional information on this pesticide product, you may call the National Pesticide Information Center at 1-800-858-7378 for emergency medical treatment information.	

NET CONTENTS: 8 fl. oz., 16 fl. oz., 24 fl. oz., 32 fl. oz., 40 fl. oz. 1 gallon

### PRECAUTIONARY STATEMENTS

#### HAZARD TO HUMANS AND DOMESTIC ANIMALS

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

#### ENVIRONMENTAL HAZARDS

To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area.

#### PHYSICAL OR CHEMICAL HAZARDS

Combustible. 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.*

[Subregistrants may choose one of the following formats:]

Before You Use:	<b>Use Precautions:</b> -Do not use if temperatures are expected to be over 90°F. -Do not spray plants with SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU within 21 days of an oil spray.
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houseplants	whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, lacebugs, earwigs	blackspot, leaf spots
LAWNS	aphids, mites, spider mites, leafhoppers, caterpillars, spittlebugs, thrips, chiggers, earwigs	rust, leaf spot, blight, powdery mildew

OR

Shake well before using. Do not dilute.

**FOR CONTROL OF FUNGAL DISEASES:**

Controls a wide range of fungal diseases including: blackspot, powdery mildew, rust, scab, blight, brown rot and leaf spot. Thoroughly spray all areas of the plant, especially new shoots. For best control apply as a protective spray early in the season before the diseases are noticed. Re-spray every 7 to 10 days or after rain. May be used up to day before harvest.

**FOR CONTROL OF INSECTS/MITES:**

Controls a wide range of pests including: aphids, mites, spider mites, leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, lacebugs, fruit flies and earwigs. Thoroughly spray all areas of the plant, especially new shoots and underside of leaves. Pests need to be contacted by the spray to be controlled.

USE SITE – INDOOR, OUTDOOR AND GREENHOUSE	PEST	DISEASE
FRUIT AND NUT TREES such as: almond, apple, cherry, citrus, filbert, nectarine, peach, pear, plum, prune, walnut	aphids, mites, spider mites, leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, fruit flies, earwigs	scab, powdery mildew, rust, blight, brown rot
VEGETABLE AND VINE PLANTS such as: beans, beets, blackberries, blueberries, broccoli, brussel sprouts, cabbage, carrots, cauliflower, corn, curcubits (cucumber, melons, pumpkins and squash), currant, gooseberries, grapes, kale, onions, peas, peppers, potatoes, raspberries, strawberries, tomatoes	aphids, mites, spider mites, leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, fruit flies, earwigs	powdery mildew, rust, blight, leaf spots
ORNAMENTALS such as: flowering plants and shrubs, woody ornamentals, roses, trees and houseplants	aphids, mites, spider mites, leafhoppers, caterpillars, roseslugs, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, lacebugs, earwigs	powdery mildew, rust, blight, blackspot, leaf spots
LAWNS	aphids, mites, spider mites, leafhoppers,	rust, leaf spot, blight

cccccc  
cccc  
cccc

	caterpillars, spittlebugs, thrips, chiggers, earwigs	powdery mildew
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For use only on home lawns and gardens. Not for use on agricultural establishments growing agricultural crops or commodities for resale.

**USE PRECAUTIONS:**

- Do not use if temperatures are expected to be over 90°F.
- Do not spray plants with SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU within 21 days of an oil spray.
- Some varieties of grapes and cucurbits are sensitive to sulfur and some plant damage may occur.
- Use care or do not spray on sulfur sensitive plants. If not sure, test spray a few leaves 2 days before spraying the entire plant.
- Do not apply to strawberry fruit that will be used for canning.

**STORAGE AND DISPOSAL**

Store at room temperature and protect from freezing.

**CONTAINER DISPOSAL:**

**If empty:** Nonrefillable. Do not reuse or refill this container. Place in trash or offer for recycling if available.

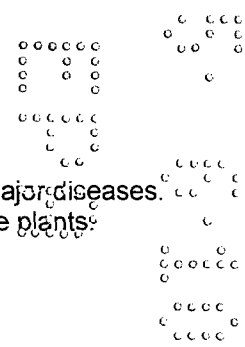
**If partly filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

**BATCH CODE:**

**OPTIONAL STATEMENTS:** [These statements may or may not be used on the product's label.]

-3 IN 1

- (This product) Controls a wide range of fungal diseases and pests.
- Controls insects and diseases on listed fruit, vegetables and ornamentals
- Controls diseases, insects and mites
- Controls insects, diseases and mites, including spider mites
- Insecticide/Fungicide/Miticide
- Rose Fungicide, Insecticide and Miticide
- Protective rose spray
- Controls rose black spot
- Controls black spot, powdery mildew and rust
- Controls black spot, powdery mildew, rust, aphids and mites
- Controls a wide range of rose diseases
- Controls aphids and mites
- Controls rose and ornamental diseases
- Prevents leaf loss caused by black spot and rust
- Fungicide and Insecticide
- Contact killer for both insect and mite pests
- Controls Aphids, Mites, Caterpillars and other insect pests
- Kills Fungus, Insects & Mites
- Insect Killer
- Fungus Killer
- (Spider) Mite Killer
- For use on: roses, flowers, houseplants, ornamental trees and shrubs, fruits, nuts and vegetables
- For roses, vegetables & ornamentals.
- For use on plants- indoors & outdoors.
- For household home garden use.
- ~~For use only on home lawns and gardens.~~
- Use up to day before harvest
- May be used up to day before harvest
- Ideal for controlling rose diseases.
- Sulfur fungicides are widely regarded as providing effective control of several major diseases.
- SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU can be used on inside plants.



- Proper plant nutrition, and removing dead or damaged leaves will also reduce disease and insect problems.
- Wet weather promotes plant diseases.
- SATISFACTION GUARANTEED.
- Can be used in vegetable gardens.
- Can be used on roses, vegetables, fruits and ornamentals.
- Read Entire Container Label Before Using This Product.
- Read the Label First!
- Quick Facts:
- Kills: Aphids, mites, spider mites, leafhoppers, caterpillars, rose slugs, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, lacebugs, fruit flies, chiggers and earwigs.
- Fungal diseases controlled: blackspot, powdery mildew, rust, scab, blight, brown rot and leaf spot.
- Where to Use: On roses, flowers, listed fruit and nut trees, vegetables, vine plants, ornamentals and lawns.
- When to Use: When insects, insect damage, or disease first appears.
- Convenient. Easy-to-use. Requires no mixing.
- For emergency medical information call 1-XXX-XXX-XXXX
- For questions or comments, call toll free 1-XXX-XXX-XXXX
- [phone icon] Questions, comments (or medical information) X-XXX-XXX-XXXX (insert company website) [computer icon]
- © 20XX Licensed (insert company name). World rights reserved.
- Manufactured. Distributed by: (insert company name)
- Made in/Produced in: \_\_\_\_\_ (from US and imported products/parts)
- See back (booklet) label for first aid
- This container is made with a minimum X% recycled material
- Designed for GardenPro (/Independent) Retailers
- (Insert company website)
- Superscript is first letter of lot number

<b>PRODUCT FACTS</b>	
<b>INSECTS AND DISEASES CONTROLLED</b>	Black spot, powdery mildew, rust, spider mites, aphids, caterpillars, and other insect pests
<b>WHERE TO USE</b>	Use on roses, flowers, houseplants, ornamental trees and shrubs, fruits, nuts, and vegetables in and around the home and home garden.
<b>[INSERT BRAND NAME] &amp; YOUR ENVIRONMENT</b>	
Your home and yard are places for family and pets to enjoy. That's why, [brand name] products are designed with care to provide effective solutions to insect problems inside and outside your home. For best results please follow instructions for appropriate usage, storage and disposal.	

[when The Scotts Company uses the brand name Ecosense when selling or distributing this product, it must place a qualifying symbol after the brand name and, in close proximity to the brand name, place the statement 'economically sensible alternative pest control']

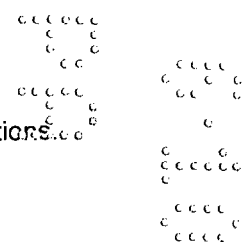
[The registrant may use one or more of these optional statements, either]:

**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 the 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. To the extent consistent with applicable law, seller makes no other warranties, either express or implied.

OR

Buyer assumes all responsibility for safety and use not in accordance with directions.





OR

[The] (Insert Company name) Guarantee- If for any reason you are not satisfied with this product, mail us proof of purchase to obtain a full refund of your purchase price.

OR

Money Back Guarantee: If you are not satisfied with this product, we will gladly refund your original purchase price.

Registrant: W. Neudorff GmbH KG, An der Mühle 3, D-31860 Emmerthal, Germany

**Optional Statements:**

[Supplemental distributors will use one of these two statements, either:]

-Sold under a license of "W. Neudorff GmbH KG, Germany"

OR

-Manufactured under [a] license of "W. Neudorff GmbH KG[, Germany]"

