

67702-15

8/13/2012

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

W Neudorff GmbH KG
% Walter G Talarek
1008 Riva Ridge Drive
Great Falls VA 22066 1620

AUG 13 2012

Subject Sulfur/Pyrethrins Fungicide/Insecticide RTU
EPA Reg No 67702-15
Your notification dated July 18, 2012
EPA Decision Number 467714

Dear Mr Talarek

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) 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.

Note On page 6 one of the optional statements is 'Insert company website'. Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) lists examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance. As an alternative, you may refer consumers to the company's phone number or e-mail address.

If you have any questions, please contact Robert Westin by phone at (703) 305-5721 or via email at westin.robert@epa.gov

Sincerely,

Mary L Waller
Product Manager (21)
Fungicide Branch
Registration Division (7504P)

Please read instructions on reverse before completing form

Form Approved OMB No 2070-0080



United States Environmental Protection Agency Washington DC 20460

 Registration
 Amendment
 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 <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 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 _____
<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 under PR Notice 98-10 which makes minor revisions to the product's label See the enclosed letter to Ms Mary Waller PM 21 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		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted	If "Yes" Unit Packaging wgt	No per container	If "Yes" Package wgt	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
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	
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 of Application Received (Stamped)
2 Signature 			3 Title Authorized Agent		
4 Typed Name Walter G Talarek			5 Date July 18 2012		

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LAW OFFICES OF
WALTER G TALAREK, PC
1008 Riva Ridge Drive
Great Falls VA 22066 1620

PHONE 703 759 4837
FAX 703 759 5548
E MAIL wtalarek@verizon.net

July 18, 2012

DELIVERED BY COURIER

Mary L Waller
PM 21, Registration Division
c/o Document Process 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 Waller

On behalf of W Neudorff GmbH KG ("Neudorff"), I am submitting this notification under PR Notice 98-10 concerning the label for Sulfur/Pyrethrins Fungicide/Insecticide RTU, EPA Reg No 67702-15 In essence, this notification revises the product's label as follows

- 1 Inserts a bracketed statement in the First Aid section allowing supplemental distributors to insert their toll free telephone numbers and hours of operation,
- 2 Adds one (1) new optional marketing claim, and
- 3 Revises five (5) existing optional marketing claims. In three (3) of these claims, the existing sites and pests have been enclosed in parentheses to indicate that the registrant may choose to list or not list any particular site or pest

Two copies of the revised label are enclosed. One (1) of these copies has the revisions being made by this notification highlighted in yellow to assist you with your review

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.

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

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Sincerely yours,



Walter G. Talarek
Authorized Agent

Enclosure – Application for Notification

Handwritten marks resembling a signature or initials, possibly "W. Talarek", located in the bottom right corner of the page.

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SULFUR/PYRETHRINS FUNGICIDE/INSECTICIDE RTU

ACTIVE INGREDIENTS

Sulfur 0.20%
Pyrethrins 0.01%

OTHER INGREDIENTS

99.79%

TOTAL

100.00%

NOTIFICATION

AUG 13 2012

KEEP OUT OF REACH OF CHILDREN

CAUTION

EPA REG NO 67702-15

EPA EST NO 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 [alternately insert supplemental distributor's toll free number and hours of operation]	

NET CONTENTS 8 fl oz 16 fl oz 24 fl oz 32 fl oz 40 fl oz 64 fl oz 1 gallon

PRECAUTIONARY STATEMENTS

HAZARDS 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	Use Precautions -Do not use if temperatures are expected to be over 90°F -Do not spray plants with SULFUR/PYRETHRINS
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	<p>FUNGICIDE/INSECTICIDE RTU within 21 days of an oil spray</p> <ul style="list-style-type: none"> -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 -Shake well before using -Do not dilute
How to Use	<p>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</p> <p>FOR CONTROL OF INSECTS/MITES Controls a wide range of pests including aphids mites spider mites leafhoppers caterpillars roseslugs whiteflies spittlebugs mealybugs scale thrips psyllids plant bugs lacebugs fruit flies chiggers 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</p>
<p>For use only on home lawns and gardens Not for use on agricultural establishments growing agricultural crops or commodities for resale</p>	

USE SITE – INDOOR, OUTDOOR AND GREENHOUSE	PEST	DISEASE
<p>FRUIT AND NUT TREES almond, apple, cherry, citrus, filbert nectarine, peach, pear, plum, prune, walnut</p>	<p>aphids, mites, spider mites leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs, fruit flies, earwigs</p>	<p>scab, powdery mildew, rust, blight, brown rot</p>
<p>VEGETABLE AND VINE PLANTS beans, beets, blackberries, blueberries, broccoli, brussel sprouts, cabbage, carrots, cauliflower, corn, cucurbits (cucumber melons pumpkins and squash), currant, gooseberries, grapes, kale onions, peas, peppers, potatoes, raspberries, strawberries, tomatoes</p>	<p>aphids, mites, spider mites, leafhoppers, caterpillars, whiteflies, spittlebugs, mealybugs, scale, thrips, psyllids, plant bugs fruit flies, earwigs</p>	<p>powdery mildew, rust, blight, leaf spots</p>

ORNAMENTALS 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, 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 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 beans, beets blackberries, blueberries, broccoli, brussel sprouts, cabbage, carrots, cauliflower, corn cucurbits (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 flowering plants and shrubs, woody ornamentals, roses trees and houseplants	aphids, mites, spider mites, leafhoppers, caterpillars, roseslugs, whiteflies spittlebugs, mealybugs, scale, thrips,	powdery mildew, rust, blight, blackspot, leaf spots

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	psyllids, plant bugs, lacebugs, earwigs	
LAWNS	aphids, mites, spider mites, leafhoppers, caterpillars, spittlebugs, thrips, chiggers, earwigs	rust, leaf spot, blight, powdery mildew

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

STORAGE AND DISPOSAL [For use with Quick Connect Sprayer]

STORAGE Completely discharge product in sprayer prior to storage Flip down [colour] spout to close NO NEED TO DISCONNECT TRIGGER SPRAYER

Close nozzle on trigger sprayer Snap sprayer back into place Store this product in its original container and keep in a secure storage area out of reach of children and domestic animals Store unused material, tightly closed, in original container only, away from open flame

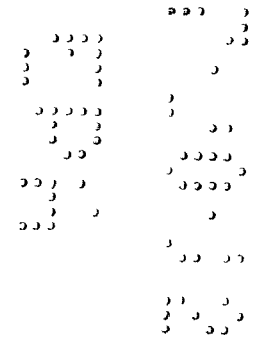
DISPOSAL

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 sprayer instructions



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Attach Sprayer

- Remove sprayer from bottle and extend hose
- Open flip-cap on bottle
- Insert hose and plug into flip-cap opening until it snaps into place




Spray

- Adjust nozzle to stream or spray position
- Point sprayer downward and squeeze trigger repeatedly until liquid is released



After Use

- Turn sprayer nozzle to X (off) position
- Do not unplug hose
- Return sprayer to bottle
- Sprayer will snap into place

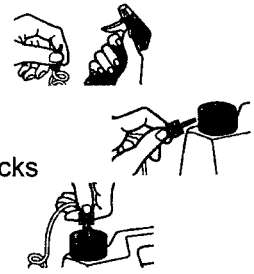


]

[Optional For Use with Quick Connect Sprayer

Quick Connect® Sprayer

- Remove sprayer Pull cord ALL THE WAY OUT
- Insert (colour) plug into spout (on cap) until it clicks
- Flip up spout Open nozzle at end of sprayer

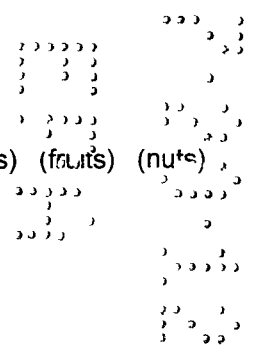


]

[Marketing claims and product information that may be presented on the container or supplemental wording

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
- Insect disease and mite control
- 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) (Whiteflies) 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) (lawns) and (vegetables)
- For roses vegetables & ornamentals
- For use on plants- indoors & outdoors
- For household home garden use



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- 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
- See back panel (booklet) for first aid and additional precautionary statements
- 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

PRODUCT FACTS	
INSECTS AND DISEASES CONTROLLED	Black spot powdery mildew rust spider mites aphids caterpillars and other insect pests
WHERE TO USE	Use on roses flowers houseplants ornamental trees and shrubs fruits nuts and vegetables in and around the home and home garden
[INSERT BRAND NAME] & YOUR ENVIRONMENT	
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 warranty statements either]

