

67867-5

02/18/2009

1/3



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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

February 18, 2009

Bugg Products LLC
630 Lanewood Lane N
Plymouth, MN 55447-4342

**Subject: Amended Reregistration Label for Buggspray® INSECT REPELLENT for Biting Flies
EPA Registration No. 67867-5**

Dear Sir or Madam:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act, as amended, has completed reviewing all of the information submitted with your application to support the reregistration of Buggspray® INSECT REPELLENT for Biting Flies (EPA Reg. No. 67867-5) in connection with the **MGK® Repellent 326 RED**, and have concluded that your submission is acceptable with the following label revision provision(s):

Optional Marketing Claims section comment(s):

1. On the 1st optional marketing claim, you must: (1) Specify which type(s) of encephalitis is(are) to be listed on the label; and (2) Delete Dengue Fever since this insect-borne disease does not occur within the continental United States and/or its territories.

Directions for Use section comment(s):

2. To facilitate inclusion of language from the MGK® Repellent 326 RED, insert the following text immediately preceding the 9th sentence as follows: "Do not apply more than 3 times per day to children ages twelve (12) and under."
3. Revise the 11th sentence to read "For outer surfaces of clothing!"

Storage and Disposal Statement section comment(s):

4. To facilitate inclusion of language from PR Notice 2007-4; revise the "**STORAGE:**" and "**DISPOSAL:**" statements with: "**Pesticide Storage:** Store this product in a cool, dry place that is inaccessible to children. **Container Disposal:** Do not puncture or incinerate! **If empty:** Nonrefillable container. Do not reuse or refill this container. 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."

Precautionary Statements, Hazards to Humans and Domestic Animals section comment(s):

5. Revise this section heading to read: "**HAZARD TO HUMANS**" since this product is not registered for application to domestic animals.
6. Insert the following text immediately preceding the 9th sentence as follows: "If you suspect a reaction to this product, discontinue use, wash treated skin and call your local poison control center. If you go to a doctor, take this product with you."

First Aid Statement comment(s):

- 7. Replace the statement starting with "For additional information..." with: **"For additional information on this pesticide product (including health concerns, medical emergencies or pesticide incidents), you may call 1-800-858-7378."**¹

The Agency determined in the DEET RED document that all aerosol and pump spray formulations must be packaged in containers utilizing a concave trigger to help aim product or other comparable mechanism that will ensure that the product will not be inadvertently sprayed in the eyes. In addition, current labels on DEET repellent products tend to dissolve from contact with the repellent (usually liquids). All reregistered DEET product labels must use materials that remain permanent and readable for the reasonable life of the product.

The Agency is also in the process of developing and improving the current Efficacy Assessment Guidelines for repellent products. The Agency intends to defer the determination of any related efficacy data requirements supporting the claims that may appear on this label until these Efficacy Assessment Guidelines are complete. When the guidelines are finalized, the Agency expects to issue a Data Call-In to address the revised guidelines to all registrants with registrations for personal repellent products that have not previously submitted efficacy data sufficiently consistent with the revised guidelines.

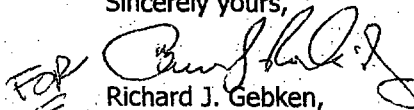
Bugg Products LLC should also note that a notice of availability of EPA's RED for products containing MGK[®] Repellent 326 was published in the *Federal Register* on May 23, 2003 (Volume 68, Number 100, Pages 28216-28218). In addition, EPA's RED for products containing products containing MGK[®] 264 was published in the *Federal Register* on July 26, 2006 (Volume 71, Number 143, Pages 42381-42383). As a result, additional data and/or labeling changes may be required for products containing MGK[®] Repellent 326 and MGK[®] 264.

Should you wish to add/retain a reference to the company's website on your label, please be aware that the website becomes labeling under FIFRA 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 be 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 EPA's Office of Enforcement and Compliance Assurance (OECA). As an alternative, you may refer consumers to the company's phone number or e-mail address.

NOTE: This product is not being reregistered under Section 4(g) of FIFRA at this time.

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 FIFRA section 6(e). 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 J. Rodia, Jr. at (703) 306-0327 or via e-mail at Rodia.Carmen@epa.gov.

Sincerely yours,



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

Enclosure: Copy of label stamped "Accepted with Comments"

067867-00005 D365478

¹ Please note that the "1-800-858-7378" 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.

Label accompanying product - Front panel

Label accompanying product - Back panel



Great against
ANKLE BITERS!

Buggspray®

INSECT REPELLENT

for *Biting Flies*

REPELS MOSQUITOES

that may transmit
**West Nile Virus,
Encephalitis, or
Dengue Fever**

**This Composite Formula
effectively REPELS:
stable flies, no-see-ums,
deer flies, horse flies, &
black flies (biting gnats)**

**Also REPELS:
chiggers,
TICKS & fleas**

**25% DEET
No Fragrance Formula**

ACTIVE INGREDIENTS:	
DEET	25.00%
N-Octyl bicycloheptene dicarboximide (MGK 264) ...	5.00%
Di-n-propyl isocinchomeronate (MGK 326)	2.50%
OTHER INGREDIENTS	67.50%

Bottle label



ACTIVE INGREDIENTS:
DEET 25.00%
N-Octyl bicycloheptene dicarboximide (MGK 264) 5.00%
Di-n-propyl isocinchomeronate (MGK 326) 2.50%
Other ingredients ... 67.50%

KEEP OUT OF REACH OF CHILDREN
WARNING: See additional precautions on back panel.
1 FLUID OZ. (30ml)

www.buggspray.com

**PRECAUTIONARY STATEMENTS
HAZARD TO HUMANS AND DOMESTIC ANIMALS - WARNING:** Causes substantial but temporary eye injury. Do not get in eyes. Harmful if swallowed. Do not apply over cuts, wounds, or irritated skin. Do not apply near eyes and mouth. Apply sparingly around ears. Do not apply to children's hands. Do not allow children to handle this product. May cause skin reaction in rare cases. **FIRST AID: IF IN EYES -** Hold eye open and rinse slowly and gently with water for 15-20 minutes. If SWALLOWED - Call a poison control center immediately. If you suspect a reaction to this product, discontinue use, wash treated skin, and call your local poison control center. **PHYSICAL & CHEMICAL HAZARDS - FLAMMABLE:** Do not use or store near heat or open flame. SEE CARD PANEL FOR COMPLETE DIRECTIONS FOR USE.

Made by: **Bugg™ Products LLC**
Long Lake, MN 55356-0129
Questions? (763) 569-9800
EPA Reg. No. 67867-1
EPA Est. No. 67867-MN 2

FOR SUPERIOR PROTECTION

Buggspray.

INSECT REPELLENT
for *Biting Flies*

DEET is a great mosquito repellent but fails when the biting flies get thick. This formula uses two fly repellents plus DEET to make it effective against a wide variety of insects. Due to human variability, user may experience an occasional bite within the protection time. This product is ideal for fishermen (with those ankle biters in the bottom of the boat), hunters, golfers, gardeners, & hikers.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read and follow all directions and precautions on this product label. Hold container 4 to 6 inches away from dry skin or clothing and spray. Do not use as a space spray. Do not spray in enclosed areas. If used on the face, spray on hands first and then apply sparingly and avoid eyes. Do not spray directly onto face. Do not allow children to handle this product. When using on children, apply to your own hands and then put it on the child. Do not use on children under 3 years old. Use just enough repellent to cover exposed skin and/or clothing. Avoid over-application of this product. For maximum protection, spread evenly with hand to moisten all exposed skin. Works on clothing too! Do not use under clothing. Spray shirts, pants, socks and hats. For ticks and chiggers, also spray cuffs, socks and around openings in outer clothing. Will not damage cotton, wool, or nylon. **DO NOT APPLY ON OR NEAR: ACETATE, RAYON, SPANDEX, OR OTHER SYNTHETICS (OTHER THAN NYLON), FURNITURE, PLASTICS, WATCH CRYSTALS, LEATHER AND PAINTED OR VARNISHED SURFACES INCLUDING AUTOMOBILES.** Wash treated clothing before wearing it again. Do not keep product on longer than necessary. After returning indoors, wash treated skin with soap and water. **STORAGE:** Store in a cool, dry area away from heat or flame in an area inaccessible to children. **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, (or 1-800-CLEANUP) for disposal instructions. Never place unused product down any indoor or outdoor drain.

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS - WARNING: Causes substantial but temporary eye injury. Do not get in eyes. Harmful if swallowed. Do not apply over cuts, wounds, or irritated skin. Do not apply near eyes and mouth. Apply sparingly around ears. Do not apply to children's hands. Do not allow children under 10 to handle this product. Use of this product may cause skin reactions in rare cases. **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 SWALLOWED -** Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person. If you suspect a reaction to this product, discontinue use, wash treated skin, and call your local poison control center. Have the product container or label with you when calling a poison control center or doctor or going for treatment. For additional information in case of emergency call toll free (800) 858-7378. **PHYSICAL & CHEMICAL HAZARDS - FLAMMABLE:** Do not use or store near heat or open flame. Keep treated surfaces away from fire or flame until dry.



7 90493 30001 4

Made by: **Bugg™ Products LLC**
Long Lake, MN 55356-0129
Questions? (763) 569-9800
www.buggspray.com
EPA Reg. No. 67867-1
EPA Est. No. 67867-MN-2
Made in Minnesota, USA

**ACCEPTED
With COMMENTS
in EPA Letter Dated:**

February 18, 2009
**Under the Federal Insecticide, Fungicide
and Rodenticide Act, As amended, for the
pesticide Registered under EPA Reg. No:**

67867-5