

### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

April 30, 2018

Ann Tillman, Agent DE-Source, Inc. c/o Pyxis Regulatory Consulting Inc. 4110 136th St. Ct. NW Gig Harbor, WA 98332

Subject: Label Amendment – Agency-initiated label and CSF changes

Product Name: DE-Source Diatomaceous Earth for Manufacturing Use Only

EPA Registration Number: 69261-5 Application Date: October 25, 2015

Decision Number: 507382

Dear Ms. Tillman:

The amended label and CSF referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, are acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Please note that the record for this product currently contains the following CSF:

#### Basic CSF dated 01/03/2018

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) list 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

Page 2 of 2 EPA Reg. No. 69261-5 Decision No. 507382

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.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Richard Gebken via email at gebken.richard@epa.gov.

Sincerely,

Richard Gebken Product Manager 10

Invertebrate & Vertebrate Branch 2

Registration Division (7505P)

Office of Pesticide Programs

Enclosure

[Note to reviewer: text in brackets [] denotes optional text].

# DE-SOURCE DIATOMACEOUS EARTH FOR MANUFACTURING USE ONLY

 ACTIVE INGREDIENT: Silicon Dioxide.
 88.25%

 Other Ingredients.
 11.75%

 Total.
 100.00%

### ACCEPTED

04/30/2018

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 69261-5

#### READ ENTIRE LABEL BEFORE USING

## KEEP OUT OF REACH OF CHILDREN CAUTION

EPA Reg. No. 69261-5 EPA Est. No.

NET WT. lb ( kg)

FIRST AID	
IF IN EYES:	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> </ul>
	Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.
	Call a poison control center or doctor for treatment advice.
HOTLINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor or going for	
treatment. You may also contact 1-800-222-1222 for emergency medical treatment information	

See [Front] [Side][/][Back] Panel for Precautionary Statements, Directions for Use and Storage and

#### PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS & DOMESTIC ANIMALS

**CAUTION:** Causes moderate eye irritation. Avoid contact with eyes or clothing. Use adequate ventilation and avoid breathing dust. For prolonged exposure to dust, use a suitable dust mask approved by NIOSH/MSHA. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse.

#### **Environmental Hazards**

Disposal.

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollution Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water board or Regional Office of the EPA.

#### **DIRECTIONS FOR USE**

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN A MANNER INCONSISTENT WITH ITS LABELING.

#### INSTRUCTIONS TO FORMULATORS:

Formulators using this product are responsible for obtaining EPA registration of their formulated products.

Only for formulation into an insecticide for the following uses: Indoor Food and Non-Food sites, including Domestic (household), Commercial/Industrial/Institutional; Food Handling Establishments (edible product & non-food areas), Companion Animal (pets), Livestock & Poultry Housing Structures, Animal Treatments (livestock, poultry & pets), Stored Grain and Post-Harvest Applications to Raw Commodities in Storage; Domestic Outdoor (household premises and ornamental & vegetable gardens); Terrestrial Food/Feed Crops; Terrestrial Non-Food/Feed Crops (ornamentals, non-agricultural areas, uncultivated agricultural Sites) and Commercial/Industrial/Institutional.

This product may be used to formulate products for specific use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).

#### STORAGE AND DISPOSAL

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

**STORAGE:** Store in original container in a cool dry area and inaccessible to children and pets. **PESTICIDE DISPOSAL:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

**CONTAINER DISPOSAL:** Non-refillable container. Do not reuse or refill this container. Offer for recycling if available or dispose of in a sanitary landfill or by other procedures approved by state and local authorities. **IN CASE OF SPILL:** Vacuum or dampen with water and sweep. Dispose of in trash or at a local sanitary landfill.

#### **WARRANTY STATEMENT**

Seller warrants that this product complies with the specifications expressed in this label. Conditions of use such as moisture, compatibility with other chemicals and conditions of application may vary. To the extent consistent with applicable law, Seller makes no other warranties, and disclaims all other warranties, express or implied, including but not limited to warranties of merchantability and fitness for the intended purpose. To the extent consistent with applicable law, Seller's liability or default, breach or failure under this label shall be limited to the amount of the purchase price. To the extent consistent with applicable law, Seller shall have no liability for consequential damages.

Manufactured by:

DE-Source Inc. 3779 Dahle Road, Westfall, OR, U.S.A.

Mailing Address: DE-Source Inc. 724 Sarcee Street East Kamloops, BC Canada V2H 1E7 1-800-667-0336