

72138-4

11/12/2009

10f8



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

NOV 12 2009

OFFICE OF
PREVENTION, PESTICIDE
AND TOXIC SUBSTANCES

Christina Griffin
Delta Analytical Corporation
12510 Prosperity Drive
Suite 160
Silver Spring, Maryland 20904

Subject: Xtra Pine Cleans Disinfects Deodorizes
EPA Registration No. 72138-4
Application Date: October 15, 2009
Receipt Date: October 16, 2009

Dear Ms. Griffin:

This acknowledges receipt of the notification identified above submitted under the provision section 3 9c) 9 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended and PR Notice 98-10 is accepted with comment.

Proposed Amendment:

- Update Container Language as per PR Notice 2007-4

General Comment:

1. The additional claims included as per PR Notice 98-10 are not acceptable. Certain claims provided, such as "eliminates", implies heightened efficacy and should not be added via notification.

Other Comment(s):

Future labeling amendments may be accomplished by submitting a copy of the electronic label. Refer to the following website for guidance on electronic submissions, including label: <http://www.epa.gov/pesticides/regulating/registering/submissions/index.htm>. If you have any questions concerning electronic label submissions, please refer to the above website for a list of contact personnel for more information.

CONCURRENCES							
SYMBOL							
SURNAME							
DATE							

2008

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6427 or by e-mail at carlisle.sharon@epa.gov or Stacey Grigsby by telephone at (703) 305-6440 or by e-mail at grigsby.stacey@epa.gov during the hours of 8:00am to 4:00pm EST. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

for *Sharon B. McKelvin*
Sharon Carlisle
(Acting) Product Manager (34)
Regulatory Management Branch II
Antimicrobials Division (7510P)

CONCURRENCES							
SYMBOL							
SURNAME							
DATE				2			

3068



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

NOTIF

Application for Pesticide - Section I

1. Company/Product Number 72138-4	2. EPA Product Manager Antimicrobial Division PM34	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) White Cap, Inc./ Xtra Pine Cleans Disinfects Deodorizes	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) White Cap, Inc. c/o Delta Analytical Corp. 12510 Prosperity Drive, Suite 160 Silver Spring, MD 20904 <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

☐ Amendment - Explain below
☐ Resubmission in response to Agency letter dated _____
☒ Notification - Explain below.

☐ Final printed labels in response to Agency letter
☐ "Me Too" Application.
☐ Other - explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification per PR Notice 2007-4 to update the Storage and Disposal language, and PR Notice 98-10 to add indoor non food use sites and nonpesticidal claims.

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, 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.

This notification is consistent with the provisions of PR Notice 98-10 and EPA 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.

Section - III

1. Material this Product will be Packaged in:

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	2. Type of 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," Unit Package wgt. No. per container	If "Yes," Unit Package wgt. No. per container

3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) of Retail Container	5. Location of Label Direction <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product
--	--------------------------------	--

6. Manner In Which Label Is Affixed to Product
☐ Lithograph ☐ Stenciled
☐ Paper glued ☐ Other

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Cristina Griffin	Title Agent for White Cap, Inc.	Telephone No. (Include Area Code) 301-680-7971
------------------------------	--	--

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 kind of knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

2. Signature	3. Title Agent for White Cap, Inc.	6. Data Application Received (Stamped)
4. Typed Name Cristina Griffin	5. Date October 15, 2009	



408

October 15, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
One Potomac Yard
2777 S. Crystal Drive, Suite S-4900
Arlington VA 22202

Attn: Product Manager 34, Antimicrobial Division

RE: Notification per PR Notice 2007-4 to update the Storage and Disposal language, and PR Notice 98-10 to add indoor non food sites and nonpesticidal claims
Product: Xtra Pine Cleans Disinfects Deodorizes, EPA Reg. No. 72138-4
Company: White Cap, Inc.

Dear Product Manager 34:

On behalf of White Cap, Inc., I am submitting a notification for the product XtraPine Cleans Disinfects Deodorizes, EPA Reg. No. 72138-4.

PR Notice 2007-4: Storage and Disposal

Xtra Pine is a residential use product. We have used storage and disposal language from the Label Review Manual, Chapter 13 - Storage and Disposal - Table 2 "Recommended Pesticide Disposal and Container Handling Statements for Household and Residential Use Products" (page 12 of 33), for a non-pressurized Antimicrobial, which incorporates required language from PR Notice 2007-4.

PR Notice 98-10

- Page 2 of the label: As per PR Notice 98-10, Section II, C (Indoor, Nonfood sites for an Antimicrobial Product) added indoor use sites and claims. See highlighted wording on page 2 of the label for additions.
- Page 4 -6: As per PR Notice 98-10, Section IV "Nonnotifications," F. 1. (Nonpesticidal Effectiveness Claims) added claims and related brief directions. Such claims are allowed under "Non-pesticidal effectiveness" as follows:

"A non-pesticidal claim, provided it is not false or misleading, does not conflict with the pesticide labeling and is consistent with other applicable statutes or regulations that may apply to such claims. Examples of such claims include "Cleans," "Whitens and brightens laundry," "Removes soap scum," and "eliminates odors." In addition, brief directions which pertain only to these non-pesticidal uses may be added by non-notification. For example, "Use full strength (2 cups per gallon) to remove tough stains."

The claims on pages 4-6 comply with these requirements as they make claims such as cleaning and degreasing, removing toothpaste, and removing mud, with the related product directions. Although the claims on pages 4 -6 technically would be a non-notification, we are including them in this submission so that the master label will be complete, and to facilitate State registrations.

Note that all changes on the label are highlighted. As of the date of this letter, EPA's label website did not include the most recent EPA notification approval dated 3/5/09. We have sent an e-mail to the EPA label website contact asking that this be corrected, **but note that EPA previously approved all wording not highlighted on the enclosed labeling.**

Enclosures

- EPA form 8570-1
- 1 copy of the label with changes highlighted

If you have any questions regarding this submission, please contact me at 301-680-7971 or cgriffin@delta-ac.com.

Sincerely,

Sincerely,
Christina Siff
Christina Griffin, Agent

Cristina Griffin, Agent
White Cap Inc.

cc: Sam Lakhia, White Cap

Enclosures

This block contains 15 small, black-and-white line drawings of birds, likely gulls and terns, arranged in a grid-like fashion. The birds are shown in various poses, some in flight, some standing, and some in profile. The drawings are simple and stylized, focusing on the basic shapes and features of the birds.

60078

ANTIBACTERIAL*

XTRA-PINE

-Cleans -Disinfects* -Deodorizes

*** LIMITED DISINFECTANT AGAINST GRAM NEGATIVE BACTERIA**

ACTIVE INGREDIENT:

PINE OIL.....5.0%
OTHER INGREDIENTS.....95.0%
TOTAL.....100.0%

KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE BACK PANEL FOR ADDITIONAL PRECAUTIONS AND FIRST AID.

NET CONTENTS _____ FL OZ (_____ mL)

EPA Reg. No. 72138-4
EPA Est. No. 72138-NJ-1
49547-MX-1
49547-MX-2

Manufactured [by] [for]:
WHITE CAP, INC.
5400 Delaware Ave. Suite 16
Hainesport, NJ 08036

[MADE IN MEXICO or
MADE IN USA]

QUESTIONS OR COMMENTS?
1-800-615-3191

7048

[Statements in brackets are optional or instructional and not part of labeling]

[Additional optional claims:]

All Purpose Cleaner

By Pinol

Cleans

Cleans, Disinfects*, Deodorizes

Disinfects*

Deodorizes

Multicleaner

Up to 83 gallons of floor cleaning solution

[when diluted as directed] [when used as directed]

Pine All Purpose Cleaner

Pine Cleaner

Pine Multicleaner

Pine Oil All Purpose Cleaner

Pine Oil Cleaner

Pine Oil Multicleaner

Bottle is made with 100% recycled plastic

DIRECTIONS FOR USE

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

CLEANING / DEODORIZING:

General Cleaning: Use this product for general household cleaning and removing grease.

Toilet Bowls: Dilute 1/4 cup (2 FL OZ) per 1/2 gallon of water and add to toilet bowl, brush thoroughly.

Laundry: Use 1 cup (8 FL OZ) per medium load with your regular detergent to improve washing.

For the jobs below, add this product to 1/2 gallon of water:

Add 1/4 cup for:

- | | |
|-----------------------|--------------|
| • Floors | • Woodwork |
| • Glazed Ceramic Tile | • Walls |
| • Garbage Cans | • Sinks |
| • Kitchen Cabinets | • Stove Tops |
| • Whitewall Tires | |

Carpet Spot Cleaning: Dilute 1/4 cup (2 FL OZ) of this product in 1 gallon of water. Use clean rag or sponge to clean small area of the carpet. Always test a small, hidden area of the carpet to check color fastness first.

DISINFECTING: To kill gram negative bacteria in sickroom, [on exterior surfaces of toilet] and other hard, non-porous, non-food household surfaces such as floors, walls & tubs (includes pet sleeping areas & garbage pails): All surfaces must be precleaned prior to disinfecting. Use 1 1/3 cups of product (10.5 FL OZ) per 1/2 gallon of water [or Use 2/3 cup (5.25 FL OZ) per 1/4 gallon of water]. Apply solution with sponge, mop or cloth and thoroughly wet all surfaces. Let stand 10 minutes. Prepare a fresh solution for each use.

8088

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 the poison control center or doctor.
- Do not give anything by mouth to an unconscious person.

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

*For emergency information on [product, use, etc.], call the **National Pesticides Information Center** at 1-800-858-7378, 6:30 AM to 4:30 PM Pacific time (PT), seven days a week. During other times, call the poison control center 1-800-222-1222.*

PRECAUTIONARY STATEMENTS:
Hazards to Humans and Domestic Animals

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

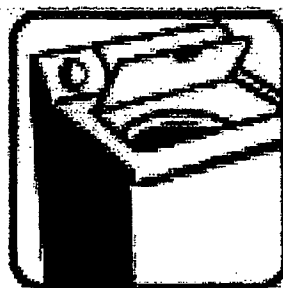
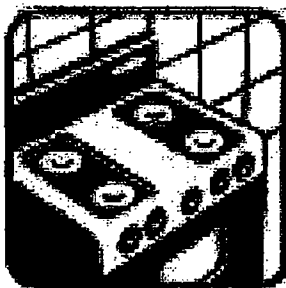
PHYSICAL AND CHEMICAL HAZARDS

Keep away from heat, sparks and open flame.

STORAGE AND DISPOSAL

Store in a cool, dry place (preferably locked) inaccessible to children and pets and away from heat or open flame. Nonrefillable container. Do not reuse or refill this container. Wrap container and put in trash or offer for recycling, if available.

[Product label or container must bear a batch code]



bottle is made with
**100%
 RECYCLED
 PLASTIC**