

73049-330

8/20/2009

10/4



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Nasser A. Assaf, Ph.D. .
Regulatory Manager
Valent BioSciences Corporation
870 Technology Way
Libertyville, IL 60048

AUG 20 2009

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4 and 98-10
1. Updated Warranty Statement
2. Other Minor changes

Dear Dr. Assaf:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 98-10 dated May 27, 2009 for:

EPA Registration 73049-278
EPA Registration 73049-145
EPA Registration 73049-273
EPA Registration 73049-330
EPA Registration 73049-277

Permaone 11.55% Concentrate
Tetramethrin Technical 95%
Pyrenone 30-3 S.E. Concentrate
TetraPerm (10-10-50) W-B Concentrate
Pramex 40 MFG Concentrate

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and 98-10 and finds that the label change(s) requested falls within the scope of PRN 2007-4 and 98-10. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington", is written over a horizontal line.

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

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United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 73049-330	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TetraPerm (10-10-50) W-B Concentrate	PM# 10	
5. Name and Address of Applicant (Include ZIP Code) Valent BioSciences Corporation 870 Technology Way Libertyville, IL 60048 <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: NOTIFICATION EPA Reg. No. _____ AUG 20 2009 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 of label change per PR-Notice 2007-4 and PR Notice 98-10. This notification is consistent with the guidance in PR Notice 2007-4, 98-10 and the requirement of EPA regulations at 40 CFR 152.46, 156.10, 156.140, 156.144, 156.146, and 153.156. 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 the amended label is not consistent with the terms of 40 CFR 152.46, 156.10, 156.140, 156.144, 156.146, and 153.156 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.

NOTIFICATION OF: Container Disposal per PR-Notice 2007-4; Addition of "non-refillable container" and "Do not reuse or refill this container"; deletion of rinsing instructions.

✓ Correction of warranty statement per US EPA Guidance on Warranty Statements October 17, 2006.
✓ Deletion of "Not for resale under this label."

No other changes have been made to the label other than those clearly marked.

Section - III

1. Material This Product Will Be Packaged In:					
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input checked="" type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 to 55 gallons		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" 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 Nasser A. Assaf, Ph.D		Title Regulatory Manager, ESD		Telephone No. (Include Area Code) (847) 968-4844	
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 Application Received (Stamped)
2. Signature NAASSAF		3. Title Regulatory Manager, ESD			
4. Typed Name Nasser A. Assaf, Ph.D		5. Date May 27, 2009			

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TETRAPERM[®]

(10-10-50) W-B CONCENTRATE

- *For Formulation of Insecticides Only*
- ~~*Not for Resale under this Label*~~

ACTIVE INGREDIENTS:

Tetramethrin.....	10.0%
Permethrin *	10.0%
Piperonyl Butoxide.....	50.0%
OTHER INGREDIENTS:	<u>30.0%</u>
	100.0%

* Cis/trans ratio: min. 35% (+/-) cis and max. 65% (+/-) trans.

PRECAUCION AL CONSUMIDOR: Si usted no lee ingles, no use este producto hasta que la etiqueta le haya sido explicada ampliamente.

(TO THE USER: If you cannot read English, do not use this product until the label has been fully explained to you.)

EPA REG. NO. 73049-330

EPA EST. NO.

KEEP OUT OF REACH OF CHILDREN

CAUTION

See Side Panel For Use Precautions.

FIRST AID	
If Swallowed:	<ul style="list-style-type: none"> • Immediately call a poison control center or doctor. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give any liquid to the person. <p>Do not give anything by mouth to an unconscious person.</p>
If in Eyes:	<ul style="list-style-type: none"> • 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. <p>Call a poison control center or doctor for treatment advice.</p>
HOT LINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of Medical emergencies or health and safety inquiries or in case of fire, leaking or damaged containers, information may be obtained by calling 1-877-315-9819.</p>	
NOTE TO PHYSICIAN	
<p>Contains petroleum distillate - vomiting may cause aspiration pneumonia.</p>	

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NET CONTENTS:

PRECAUTIONARY STATEMENTS
Hazards To Humans & Domestic Animals

CAUTION

Harmful if swallowed. Avoid contact with eyes. Wash thoroughly after handling and before smoking or eating. Remove contaminated clothing and wash clothing before reuse. Avoid contamination of feed and foodstuffs.

Environmental Hazards

This product is toxic to fish. 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 Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product into 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.

This product is intended for formulation use only. The formulator using this concentrate is fully responsible for obtaining EPA registration for their formulated products.

ONLY FOR THE FORMULATION INTO INSECTICIDES for the following uses: Terrestrial Non-Food, Indoor and Outdoor uses.

STORAGE AND DISPOSAL

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

Pesticide Storage and Procedures: Store upright at room temperature. Avoid exposure to extreme temperature. In case of spill or leakage, soak up with an absorbent material such as sand, sawdust, earth, fuller's earth, etc. Dispose of with chemical waste.

Pesticide Disposal: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Disposal: Nonrefillable container. Do not reuse or refill this container. Triple rinse (or equivalent). Then offer for recycling if available, or reconditioning if appropriate, or puncture and dispose of in a sanitary landfill, or by other procedures approved by State and local procedures.

IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once. By using this product, user or buyer accepts the following conditions, disclaimer of warranties and limitations of liability.

CONDITIONS: The directions for use of this product are believed to be adequate and should must be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Valent BioSciences Corporation. All such risks shall be assumed by the user or buyer.

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TetraPerm is a registered trademark of Valent BioSciences Corporation.

Valent BioSciences Corporation
Environmental Science Division
 870 Technology Way
 Libertyville, IL 60048
 List No. 73049330
 02-0500/R2

NOTIFICATION
AUG 20 2009