

73049-352

06/19/2009

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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

JUN 19 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 73049-352**

**Permanone 25 Dust 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".

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

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

**Application for Pesticide - Section I**

1. Company/Product Number 73049-352	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Permanone 25 Dust Concentrate	PM# 13	
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: <b>NOTIFICATION</b> EPA Reg. No. _____ Product Name <u>JUN 19 2009</u>	

**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 of the Confidential Statement of Formula of this product. I understand that it is a violation of C.F.R. 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", "Do not reuse or refill this container", burning 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 marketed.

**Section - III**

1. Material This Product Will Be Packaged In:				2. Type of Container	
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		<input type="checkbox"/> Metal	
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container	<input type="checkbox"/> Plastic	
				<input type="checkbox"/> Glass	
				<input type="checkbox"/> Paper	
				<input checked="" type="checkbox"/> Other (Specify) <u>Fiber lined and unlined</u>	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1 to 100 pounds		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 checked="" 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 <b>(Stamped)</b>
2. Signature <i>MASSAF</i>	3. Title Regulatory Manager, ESD	
4. Typed Name Nasser A. Assaf, Ph.D	5. Date May 27, 2009	

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# PERMANONE<sup>®</sup> 25 DUST CONCENTRATE

**NOTIFICATION**

**JUN 19 2009**

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

**ACTIVE INGREDIENT:**

Permethrin\* .....25.0 %

**OTHER INGREDIENTS:**..... 75.0 %

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. 73049-352  
ITEM NO. 16378**

**EPA EST. NO.**

**KEEP OUT OF REACH OF CHILDREN**

**WARNING**

**See Side Panel for Additional Precautionary Statements**

<b>FIRST AID</b>	
<b>If in Eyes:</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If Swallowed:</b>	<ul style="list-style-type: none"> <li>• Call poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>HOT LINE NUMBER</b>	
<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>	

**NET WEIGHT:**

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## PRECAUTIONARY STATEMENTS

### Hazards to Humans and Domestic Animals

#### WARNING

Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear protective eyewear (goggles, face shield, or safety glasses). Avoid breathing dust. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

#### Environmental Hazards

This pesticide is extremely toxic to fish and aquatic invertebrates. 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 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.

ONLY FOR MANUFACTURE OR FORMULATION INTO AN INSECTICIDE for the following uses: Domestic indoor/outdoor, greenhouse ornamentals, commercial industrial uses, home garden terrestrial food and non-food, indoor non-food and treatment of animals (livestock and pets).

Manufacturers/formulators using this product are responsible for obtaining an EPA registration for their product(s).

#### STORAGE AND DISPOSAL

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

**Pesticide Storage and Spill Procedures:** Store in original containers only. Store in a cool, dry place and avoid excess heat. Do not contaminate other pesticides, fertilizers, water, food or feed by storage or disposal. In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills.

**To confine spill:** If liquid, dike surrounding area or absorb with sand, cat litter or commercial clay. If dry material, cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

**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:** *Non-refillable container. Do not reuse or refill this container.*

**FIBER DRUMS WITH LINERS:** Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then *offer for recycling if available, or* dispose of liner in a sanitary landfill or by incineration *or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. If drum is contaminated and can not be reused, dispose of it in the manner required for its liner. Dispose of drum in the same manner.*

**FIBER DRUMS WITHOUT LINERS:** Completely empty drum by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then *offer for recycling if available, or* dispose of drum in a sanitary landfill or by incineration *or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.*

#### 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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Permanone is a registered trademark of Bayer AG.

Valent BioSciences Corporation  
Environmental Science Division  
870 Technology Way  
Libertyville, IL 60048  
List No. 73049352  
02-0407/R2

### NOTIFICATION

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