

73766-2

5/14/2009

lop9



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

MAY 14 2009

Ms. Jeanette A. Covert
Product & Regulatory Associates, LLC
Agent for Innovative Pest Control Products
P.O. Box 1683
Voorhees, NJ 08043

SUBJECT: Application for Pesticide Notification (PRN 98-10)
Request General Label Change
EPA Reg. No. 73766-2
Application Dated April 17, 2009

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 04/17/09 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

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

2099



United States
Environmental Protection Agency
 Washington, DC 20460

Registration
 Amendment
 Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Innovative Pest Control Products/ 73766-2		2. EPA Product Manager Kimberly Nesci		3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted	
4. Company/Product (Name) Gourmet Liquid Ant Bait		PM# 11			
5. Name and Address of Applicant (Include ZIP Code) Innovative Pest Control Products c/o Product & Regulatory Associates P.O. Box 1683 Voorhees, NJ 08043-9998 <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. _____ NOTIFICATION _____ Product Name _____ MAY 14 2009 _____		

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 additional marketing claims as identified in cover letter per PR Notice 98-10. 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 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 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
 Label Container

4. Size(s) Retail Container

5. Location of Label Directions

6. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other _____

Section - IV

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

Name Jeanette A. Covert	Title Authorized Representative Innovative Pest	Telephone No. (Include Area Code) 856.751.3432
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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.

2. Signature <i>Jeanette A. Covert</i>	3. Title Authorized Representative for Innovative Pest Control	6. Date Application Received (Stamped)
4. Typed Name Jeanette A. Covert	5. Date 4/17/09	

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Product & Regulatory Associates, L.L.C.

March 24, 2009

Ms. Sherada Hobgood
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

Subject: Innovative Pest Control Products
Gourmet Liquid Ant Bait
EPA Reg. No. 73766-2
Notifications: Marketing Claims

Dear Ms. Hobgood:

As the authorized representative for Innovative Pest Control Products, we are submitting a notification for Gourmet Liquid Ant Bait EPA Reg. No. 73766-2.

Changes include:

- Added additional Marketing Claims at the top of page 4 for multi pack configurations.
- Corrected grammatical errors

No other changes have been made to this label and this notification is consistent with the provisions of PR Notice 98-10.

To complete this notification application, enclosed please find:

- Application for Pesticide: Notification (EPA Form 8750-1)
- One highlighted copy of the revised labeling dated 3-23-09
- One clean copy of the revised labeling dated 4/17/09
- One CD e-label file name 073766-00002.20090417.NotifMarketing.pdf

I trust that this information will assist the Agency in its efforts to complete this notification. If you have any question in regard to this mater, feel free to contact me at (856) 751-3432 or jacovert@comcast.net.

Sincerely,



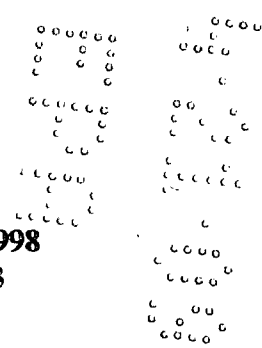
Jeanette Covert

Product & Regulatory Associates, LLC

Authorized Representative of Innovative Pest Control Products

P.O. Box 1683
Telephone 856 424-1528

Voorhees, NJ 08043-9998
FAX 856 424-1073



4089

-MASTER LABEL-

NOTIFICATION

(Optional Non food related Logo or Image)

MAY 14 2009

Gourmet Liquid Ant Bait
(Alternate Name) [Green Way Liquid Ant and Roach Killer]
(Optional) [In (or with) Antopia® Bait Station]

[Honeydew¹ Formula

Honeydew refers to the excretions of plant sucking insects that may be used as food by ants] [optional]

No Mess [Optional]

Use [Indoors] or Outdoors [Optional]

(Non-Agricultural Uses)

Kills Roaches & Sweet & Protein Feeding Ants, except Fire & Harvester Ants

Controls Carpenter and Argentine Ants

(Agricultural Uses)

Kills Sweet & Protein Feeding Ants, except Fire & Harvester Ants

Use to Control Argentine Ants In;

**Avocado, Berries, Cherimoya and other Subtropical fruits, Citrus, Cranberry, Grapes, Pome Fruit,
Stone Fruit, Strawberry and Tree Nuts**

Active Ingredient:

Disodium octaborate tetrahydrate1.0%

Other Ingredients99.0%

Total**100.0%**

KEEP OUT OF REACH OF CHILDREN

CAUTION

Net Contents: 2.5 gallons (Ag Uses)

0.75 fluid oz (22.2 ml), 32 fluid oz, 1 gallon (Non-Ag uses)

7 to 14 fluid oz (Antopia®)

Manufactured For:

Innovative Pest Control Products

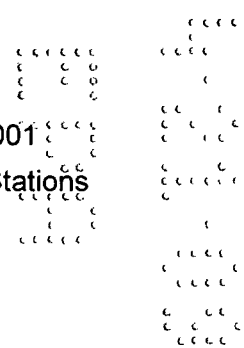
8885 SW 7th Street

Boca Raton, FL 33433 USA

EPA Reg. No. 73766-2

EPA Est. No 81994-GA-001 or 41580-FL-001 or 81184-FL-001

(insert #)[Ant & Roach Café RTU or Antopia®] Prefilled Bait Stations



PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION

ENVIRONMENTAL HAZARDS

Do not apply directly to water. Do not contaminate water when disposing of equipment wash waters or rinsate.

The use of any pesticide in a manner that may kill or otherwise harm an endangered species or adversely modify their habitat is a violation of Federal law.

DIRECTIONS FOR USE- NON-AGRICULTURAL USES

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

Do not contaminate food, feed or foodstuffs.

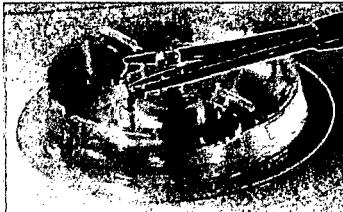
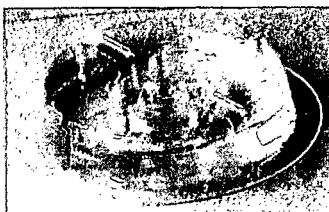
Place baits in areas inaccessible to children and pets.

To kill ants and roaches use indoors or outdoors near homes, apartments, condominiums, schools, hospitals, restaurants, grocery stores, food processing plants (nonfood areas), boats, cruise ships, institutional and commercial buildings, nursing homes, hotels and warehouses.

Gourmet Liquid Ant Bait may be used at full strength, diluted with distilled water or other water based, food grade liquid 1:1 to make bait containing 0.5% active ingredient. Bait may be used in Ant Cafe, Ant Café Outdoor, Antopia® Bait Stations, KM AntPro Bait Stations or other similar stations that are sold separately.

[Ant & Roach Cafe RTU Bait Station Instructions: 1. To activate Ant & Roach Cafe RTU Bait Station, place station on a flat surface with the cone facing up. If cone is filled with liquid, move station from side to side rapidly and liquid will leave the cone. 2. With a scissor cut the top of the cone, so that the top of the remaining cone is level with top of surrounding circular surface. 3. Place bait station according to label directions.] optional] (Optional: illustrations of bait station activation)

Place the bait station on or near ant activity. Place stations under food cabinets, sinks, stoves, refrigerators, food storage areas, attics, garages, basements, storage areas, closets. Place on exterior windowsills and in doorways to help prevent entry of ants. Some bait stations may be designed to be affixed to a wall, hung on pipes or branches, anchored in the ground or placed on a flat surface. When using bait stations, wash hands thoroughly before handling to remove any odors that may be repellent to ants, i.e. tobacco, garlic, and chemical cleaners.



[optional]

[OPEN PLACEMENT METHOD NOT TO BE USED IN CALIFORNIA

Gourmet Liquid ant Bait can be used to make small, pea sized placements and or long thin lines in areas inaccessible to children and pets, where ants are a problem.] Optional

6099

April 17, 2009 Notification Marketing

Outdoors: For best results place stations in shaded areas or create shade for the bait station. Avoid placing bait station where it will receive direct sunlight whenever possible.

[Outdoors- [Ant Café Outdoor Bait Station or Antopia® Bait Station] –

- For use around Structures- The number of bait Stations to use will vary with the type of ant and the size of the colony. For initial placement- Place one bait station every fifty feet around the structure to be treated.
- If any of the bait stations is emptied in less than a week, double the initial placement. Replace baits as needed till feeding activity ceases.] [optional]
- The preparations below will help to prevent damage to the bait station

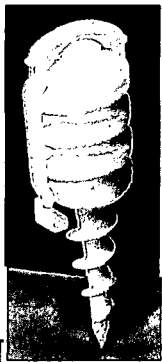
To activate and place the station

1. Loosen the soil in the spot where you are going to place the station to width of about 3" and a depth of about 7" with a garden trowel or small shovel.
2. Remove seal at the end of the entry tube to expose the bait station entry.
3. Place the anchor into the soil with a clockwise turning motion until the entryway is level with the soil. If you encounter difficulty in seating the bait station properly, remove it and loosen the soil more thoroughly, then repeat the anchoring process
4. Alternatively, dig a small hole to a depth of 7" place the station in the hole, so that the entryway is level with the adjacent ground and replace the soil] [optional]

[[Ant Café Outdoor Bait Station or Antopia® Bait Station] may be refilled with Gourmet Liquid Ant Bait and reused, when useful life is over dispose of bait station as directed below] [Optional]

Listed ants are attracted to and will feed on Gourmet liquid Ant Bait until they die. The bait is designed to work slowly and sufficient bait should be made available for at least 14 days of continuous feeding. Replace the bait with fresh bait as needed.

Do not use sprays, foggers or any repellent chemicals or cleaners near the bait containers or placements. This may contaminate the bait and disrupt ant foraging causing the insects to cease feeding.



][optional]

STORAGE AND DISPOSAL

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

Storage: Store product in original container in a cool dry place out of reach of children. Do not allow product to freeze.

Disposal: If empty: Do not reuse or refill this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions. Never place used product down any indoor or outdoor drain.

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April 17, 2009 Notification Marketing

Optional Marketing Claims that may be on the labeling:

Call the COMBAT® HELPLINE at 1-800-426-6228 for information.

Made in USA

Prefilled- Ready to Use

GUARANTEED TO WORK OR YOUR MONEY BACK!

For multi-pack configurations:

[Ant & Roach Cafe RTU Bait Stations, Ant Café Outdoor Bait Stations or Antopia® Bait Stations] ARE NOT FOR INDIVIDUAL SALE

[Optional]Gourmet Liquid Ant Bait

Unit Package Labels

Gourmet Liquid Ant Bait

Active Ingredient:
 Disodium Octaborate Tetrahydrate1.00%
 Other Ingredients99.00%
Total **100.00%**

**KEEP OUT OF REACH OF CHILDREN
 CAUTION**

Manufactured For: Innovative Pest Control Products
 EPA Reg. No. 73766-2
 EPA Est. No. 81184-FL-001

Contents: 0.75 fluid oz. (22.2ml)
 See accompanying package label for additional directions and precautions
 Lot #

Gourmet Liquid Ant Bait

Active Ingredient:
 Disodium Octaborate Tetrahydrate1.00%
 Other Ingredients99.00%
Total **100.00%**

**KEEP OUT OF REACH OF CHILDREN
 CAUTION**

Manufactured For: Innovative Pest Control Products
 EPA Reg. No. 73766-2
 EPA Est. No. [41580-FL-001 or 81994-GA-001]

Contents: 7 to 14 fluid oz.
 See accompanying package label for additional directions and precautions
 Lot #

80f9

DIRECTIONS FOR USE- AGRICULTURAL USES

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

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear;

- Long sleeved shirt and long pants
- Chemical resistant or waterproof gloves
- Shoes plus socks

User Safety Recommendations

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible wash thoroughly and change into clean clothing.

Agricultural Use Requirements

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statement on this label about personal protective equipment (PPE), notification to workers, and restricted-entry interval. The requirements in this box apply to uses of this product that are covered by the Worker Protection Standard.

To kill sweet and protein feeding ants use Gourmet Liquid Ant Bait in conjunction with bait stations that are designed for ant control and meet EPA-ChemSAC criteria such as KM AntPro Baiting System and Ant Cafe or Antopia® Bait Stations. Follow filling instructions accompanying individual bait stations.

It is recommended that Gourmet Liquid Ant Bait initially be used at full strength. If it appears that the ants are not readily accepting the bait, the bait may be made more attractive by dilution with water or other food grade liquid 1:1 to make bait containing 0.5% active ingredient. It does not affect distribution of stations or gallons per acre.

[[Ant Café Outdoor Bait Station or Antopia® Bait Stations] – The preparations below will help to prevent damage to the bait station.

To activate and place the station

1. Loosen the soil in the spot where you are going to place the station to width of about 3" and a depth of about 7" with a garden trowel or small shovel.
2. Twist off the lever at the end of the entry tube to expose the bait station entry.
3. Place the anchor into the soil with a clockwise turning motion until the entryway is level with the soil. If you encounter difficulty in seating the bait station properly, remove it and loosen the soil more thoroughly, then repeat the anchoring process
4. Alternatively, dig a small hole to a depth of 7" place the station in the hole, so that the entryway is level with the adjacent ground and replace the soil] [optional]

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INSTRUCTIONS FOR PLACEMENT AND FILLING OF BAIT STATIONS OR OTHER DELIVERY SYSTEMS.

For best results place stations in shaded areas or create shade for the bait station. Avoid placing bait station where it will receive direct sunlight whenever possible.

Place a sufficient number of bait stations per acre so that a continuous supply of bait can be maintained during the treatment period. For initial placement, use approximately 1 gallon/A (full strength or 1:1 ratio) for light populations, 2 gallons/A (full strength or 1:1 ratio) for medium populations and 3-4 gallons/A (full strength or 1:1 ratio) for heavy populations. The distribution and number of bait stations will vary based on the volume of bait in each station, crop, the time of year, and species of ant and service frequency. The amount of bait per station and the number of bait stations can be reduced as the ant population is reduced. Each situation must be evaluated individually in order to determine ideal bait station placement.

Place bait stations containing this product in areas where ant foraging is observed. Ants tend to follow natural lines in the environment, so use tree trunks, vines, watering lines, soil trunk interfaces and manmade rows as possible points at which to position bait stations. Between seasons, ant populations may migrate to areas where water is available. Try to place stations between these ant reservoirs and acreage being cultivated.

Ants are attracted to and will feed on Gourmet Liquid Ant Bait until they die. The bait is designed to work slowly and sufficient bait should be made available for at least 14 days of continuous feeding or until foraging terminates. Replace the bait with fresh bait as needed. When using bait stations, wash hands thoroughly before handling to remove any odors that may be repellent to ants, i.e. tobacco, garlic, strong chemicals/ cleaners, etc.

RESTRICTIONS AND LIMITATIONS

None

STORAGE AND DISPOSAL

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

Storage: Store product in original container in a cool dry place out of reach of children. Do not allow product to freeze.

Disposal: If empty: Do not reuse or refill this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions. Never place used product down any indoor or outdoor drain.

[Notice:

By using this product, user or buyer accepts the following Conditions. Disclaimer of Warranties: To the extent consistent with applicable law, IPCP makes no other warranties, express or implied, of merchantability or of fitness for a particular purpose or otherwise, that extend beyond the statements made on this label. No agent of IPCP is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. To the extent consistent with applicable law, IPCP disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product.] Optional

