

74843-3

04-08-2010

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

APR 8 2010

Ms. Juli Mann
Insect Shield, LLC
P.O. Box 10129
Greensboro, NC 10129

Subject: Application for Pesticide Notification (PRN 98-10)

Dear Ms. Mann:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice PRN 98-10 dated March 22, 2010 for the following product(s):

Buzz Off Insect Shield Insect Repellent Apparel (EPA Reg. No. 74843-2)
Buzz Off Insect Shield Concentrate 14D (EPA Reg. No. 74843-3)
Buzz Off Insect Shield Concentrate 15 D (EPA Reg. No. 74843-4)
Eastern Insect Repellent Gear (EPA Reg. No. 74843-5)

The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and finds that the label change(s) requested falls within the scope of PRN 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 Regina Foushee'-Smith at 703-605-0780.

Sincerely,

A handwritten signature in cursive script, appearing to read "Richard J. Gebken".

Richard J. Gebken
Product Manager
Insecticide Branch
Registration Division (7505P)

 United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration	OPP Identifier Number
	<input type="checkbox"/> Amendment	
	<input checked="" type="checkbox"/> Other	

Application for Pesticide - Section I

1. Company/Product Number 74843-3	2. EPA Product Manager Mark Suarez	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Insect Shield Concentrate 14D (new primary brand name)	PM # 13	
5. Name and Address of Applicant (Include ZIP Code) Insect Shield, LLC P.O. Box 10129 Greensboro, NC 27404 <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. APR - 8 2010 Product Name

Section - II

<input type="checkbox"/> Amendment - Explain below	<input type="checkbox"/> Final printed labels in response to
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> Agency letter dated _____
<input type="checkbox"/> "Me Too" Application	<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.)

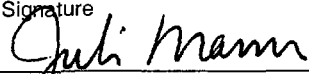
Notification of Labeling Changes per PR Notice 98-10 (Change in Primary Brand Name and Alternate Brand Name (Section IIA)). Change in primary brand name to **Insect Shield Concentrate 14D** and retention of the former primary brand name, **Buzz Off Insect Shield Concentrate 14D**, as an alternate brand name.

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:				2. Type of Container	
<input type="checkbox"/> Child-Resistant Packaging Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Unit Packaging Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Water Soluble Packaging Yes <input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> Metal - epoxy lined <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 <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 30, 55 gallon		5. Location of label directions <input type="checkbox"/> On Label <input checked="" type="checkbox"/> On Label accompanying product	
6. Manner in Which Label is Affixed to Product			<input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____ <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		

Section IV

1. Contact Person (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Juli Mann	Title Steptoe & Johnson, LLP Authorized agent	Telephone No. (Include Area Code) 202-429-3095
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 	3. Title Steptoe & Johnson, LLP Authorized agent	6. Date Application Received <input checked="" type="checkbox"/> (Stamped)
4. Typed Name Juli Mann	5. Date March 22, 2010	

STEPTOE & JOHNSON^{LLP}
ATTORNEYS AT LAW

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WRITER'S DIRECT DIAL
202.429.3095

1330 Connecticut Avenue, NW
Washington, DC 20036-1795
Tel 202.429.3000
Fax 202.429.3902
steptoe.com

March 22, 2010

Via Hand Delivery

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

Attention: Mark Suarez (PM 13)

Subject: Notification per PR N 98-10: Change in Primary Brand Name and of Addition of
Alternate Brand Name

Product: BUZZ OFF Insect Shield Concentrate 14D (EPA Reg. No. 74843-3)

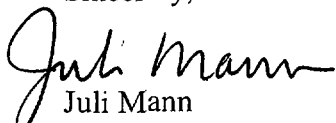
Dear Mr. Suarez:

On behalf of our client, Insect Shield, LLC, enclosed please find a notification for Buzz Off Insect Shield Concentrate 14D (EPA Reg. No. 74843-3) to change the primary brand name to **Insect Shield Concentrate 14D** and retain the current primary brand name, **Buzz Off Insect Shield Concentrate 14D**, as an alternate brand name.

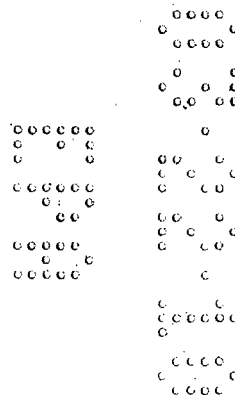
Enclosed with this application, please find EPA Form 8750-1 and one copy of the label indicating the change in primary brand name and a second label identifying the alternate brand name. This notification is consistent with PR N 98-10.

Please contact me if there are any questions.

Sincerely,


Juli Mann
Paralegal Specialist

ecc: Insect Shield, LLC



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INSECT SHIELD CONCENTRATE 14D
INDUSTRIAL TREATMENT FOR MANUFACTURE/FORMULATION OF
END-USE PESTICIDES:
APPAREL AND CONSTRUCTED FABRICS ONLY

EPA Reg. No. 74843-3

EPA Est. No.
Lot No.

ACTIVE INGREDIENT:

Permethrin*	35.00%
INERT INGREDIENTS**	65.00%
TOTAL	100.00%

*(3-phenoxyphenyl) methyl (+)cis-trans-3-(2,2-dichloroethenyl)-2,2-dimethyl-cyclopropanecarboxylate;
 cis/trans isomers ratio: max 55% (+)cis and min 45% (+)trans

** Contains petroleum distillates

NOTIFICATION
APR - 8 2010

NET CONTENTS:

KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID:	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
IF INHALED	<ul style="list-style-type: none"> • Move person to fresh air • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible • Call a poison control center or doctor for further treatment advice
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing • Rinse skin immediately with plenty of water for 15-20 minutes • Call a poison control center or doctor for treatment advice
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 • Call a poison control center or doctor for treatment advice
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. • Do not give anything by mouth to an unconscious person
FOR 24-HOUR EMERGENCY MEDICAL ASSISTANCE, CALL 1-800-222-1222	
NOTE TO PHYSICIAN: This product contains a pyrethroid and a petroleum solvent. The possibility of aspiration pneumonia must be considered. The product can cause severe eye damage; ophthalmology consultation recommended. Probable mucosal damage may contraindicate the use of gastric lavage.	

SEE BACK PANEL FOR ADDITIONAL PRECAUTIONS

Produced and Packaged For:

INSECT SHIELD

P.O. Box 10129

GREENSBORO, NORTH CAROLINA 27404

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PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Avoid contact with eye, skin or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove contaminated clothing and wash before reuse.

PHYSICAL AND CHEMICAL HAZARDS

Combustible. Do not use or store near heat or open flame.

ENVIRONMENTAL HAZARDS

This pesticide is extremely toxic to aquatic organisms, including fish and 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 formulation into an insecticide for the following uses: Treated outer apparel and constructed fabric products (such as, netting, tents, shelters, awnings, truck covers, hunting blinds, backpacks, sleeping bag shells) to repel mosquitoes, ticks, ants, fleas, flies, spiders, and other flying and crawling insects. For use on outer apparel and constructed fabrics (tents, awnings, nettings, etc) only. **DO NOT APPLY TO UNDERWEAR.**

Application Procedure: Apply to outer apparel and constructed fabrics at the rate of 1.48% by weight of garment of Insect Shield Concentrate 14D using the Insect Shield Process. Use goggles or face shield and protective gloves when handling in-process items.

STORAGE AND DISPOSAL

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

Nonrefillable container. Do not reuse or refill this container.

PESTICIDE STORAGE: Store upright at room temperature. Avoid exposure to extreme temperatures. 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: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instruction, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional office for guidance.

CONTAINER DISPOSAL: Triple rinse (or equivalent) then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or by other approved state and local procedures.

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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 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 Insect Shield, LLC. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: INSECT SHIELD, LLC 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 Insect Shield, LLC is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. To the extent permitted by law Insect Shield, LLC shall not be liable for special, incidental or consequential damages resulting from the use or handling of this product.

LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT INSECT SHIELD, LLC'S ELECTION, THE REPLACEMENT OF PRODUCT.

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ABN Label
Notification for change in primary brand name and ABN
3/22/10, page 1

BUZZ OFF INSECT SHIELD CONCENTRATE 14D
INDUSTRIAL TREATMENT FOR MANUFACTURE/FORMULATION OF
END-USE PESTICIDES:
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EPA Reg. No. 74843-3

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LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT INSECT SHIELD, LLC'S ELECTION, THE REPLACEMENT OF PRODUCT.