

81964-1

3/25/2010

1 of 7



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

NOTIFICATION

MAR 25 2010

Chemstarr, LLC
c/o Ross Gilbert
Pyxis Regulatory Consulting, Inc.
4110 136th St. NW
Gig Harbor, WA 98332

Subject: **Notification:** Updated Storage and Disposal Statement
 Acephate Technical
 EPA Reg. No. 81964-1
 Submissions Dated: March 11, 2010

Dear Mr. Gilbert:

The Agency is in receipt of your application for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-04 dated 3-11-10 for the product EPA Reg No 81964-1. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 2007-04 and finds that the action(s) requested fall within the scope of PRN 2007-04. 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 @ 703-305-5314 or metzger.autumn@gmail.com

Sincerely,

A handwritten signature in black ink, appearing to read "Autumn Metzger".

Autumn Metzger
Biologist
Insecticide-Rodenticide Branch
Office of Pesticide Programs

2007

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

1. Company/Product Number 81964-1	2. EPA Product Manager V. Eagle	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) ChemStarr, LLC / Acephate Technical	PM# 1	
5. Name and Address of Applicant (Include ZIP Code) ChemStarr, LLC c/o Pyxis Regulatory Consulting, Inc. 4110 136th St. NW Gig Harbor, WA 98332 <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 _____ MAR 25 2010	

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.

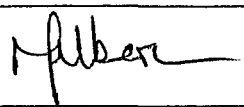
Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change per PR Notice 2007-4. 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.

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 <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input checked="" type="checkbox"/> Other (Specify) Lined fiber drum		
* 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 25 kg		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued 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 Ross Gilbert	Title Agent	Telephone No. (Include Area Code) (253) 853-7369
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 both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Agent	
4. Typed Name Ross Gilbert	5. Date 3/11/10	

PYXIS REGULATORY CONSULTING, INC.

3097

4110 136th St. NW
Gig Harbor, WA 98332

Phone: 253-853-7369
Fax: 253-853-5516
www.PyxisRC.com

March 11, 2010

COURIER DELIVERY

Venus Eagle (PM 1)
Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202

RE: ChemStarr, LLC – Acephate Technical (EPA Reg. No. 81964-1)
Revision to Container Disposal Instructions per PRN 2007-4

Dear Ms. Eagle,

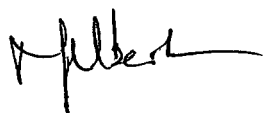
On behalf of ChemStarr, LLC please find the enclosed label notification revising the container disposal instructions for Acephate Technical per PRN 2007-4.

In support of this notification submission, we submit the following documents:

1. Completed Application for Registration (EPA Form 8570-1)
2. One (1) copy of the Acephate Technical labeling with changes tracked
3. One (1) copy of the Acephate Technical labeling with changes incorporated
4. Certification with Respect to Label Integrity
5. One (1) copy of the Acephate Technical labeling on CD
6. Letter of Authorization

Please feel free to contact me by phone (253) 853-7369 or by email at Ross@PyxisRC.com if you have any questions or need any additional information.

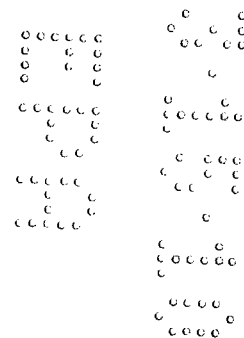
Sincerely,



Ross Gilbert

Enclosures

cc: D. Wang; ChemStarr, LLC



4097

Acephate Technical

(FOR FORMULATION USE ONLY)

NOTIFICATION

MAR 25 2010

ACTIVE INGREDIENT:

Acephate (*O,S*-Dimethyl acetylphosphoramidothioate)..... 97.1%

OTHER INGREDIENTS: 2.9%

TOTAL:..... 100.0%

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID	
If swallowed:	<ul style="list-style-type: none"> • 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.
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 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 by 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.
HOT LINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-949-679-3535 for emergency medical treatment information.	
NOTE TO PHYSICIAN	
Acephate is an organophosphate that is a cholinesterase inhibitor. If signs of cholinesterase inhibition appear, atropine is antidotal. 2-PAM is also antidotal and may be used in conjunction with atropine but should not be used alone.	

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Harmful if swallowed. Avoid contact with eyes, on skin, or on clothing. Avoid breathing dust or vapors. When handling the product, wear chemical-resistant gloves, long-sleeved shirt and long pants. Wash thoroughly with soap and water after handling and before eating, drinking, or using tobacco. Remove contaminated clothing and wash before reuse.

EPA Reg. No. 81964-1
EPA Est. No.

Net Weight:

Manufactured for:
ChemStarr LLC
21 Hubble
Irvine, CA 92618

ENVIRONMENTAL HAZARDS

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 use(s):

- (1) **Indoors: institutional and commercial buildings including restaurants, food handling establishments, warehouses, stores, hotels, manufacturing plants and ships. This product is not for formulation into end use products intended for use inside residential areas.**

Terrestrial Food Uses: beans, Brussels sprouts, cauliflower, celery, cranberries, cotton, cottonseed, head lettuce, lima beans, macadamia nuts, peanuts, peppermint, peppers, soybeans, sweet peppers, and spearmint.

Terrestrial Non-Food Uses: wasteland, shrubs, trees, Christmas trees, flowering crabapples, crape myrtle, dichondra, turfgrass (use limited to sod farms and golf courses, except when applying by mound or spot treatment for fire ant and harvester ant control), daisies, dahlias, Easter lily, gladioli, gypsophila, pachysandra, peony, roses, sedum, statice, strawflower, yarrow, zinnia, container grown nursery stock (arborvitae, azalea, camellia, rhododendron, roses, viburnum), and tobacco.

Outdoor: wasp nests, perimeter treatment, buildings, window frames, shutters, entry ways, screens, eaves, patios, garages, carports, and garbage areas.

Greenhouses, floral and foliage plants, Non-food uses: anthiriums, cacti, orchids, roses, poinsettia, carnations, and chrysanthemum.

- (2) **This product may be used to formulate for any additional use(s) not listed on this label if the formulator, user group, or grower has compiled with U.S. EPA submission requirements regarding support of such use(s); and**
- (3) **Uses for experimental purposes that are in compliance with USEPA requirements.**

Each formulator is responsible for obtaining EPA registration of his end-use product(s).

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Keep pesticide in original container. Store in a cool, dry place. away from excessive heat.

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: ~~Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into formulation equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. If drum is contaminated and cannot be reused, dispose of it in the manner required for its liner.~~ **Nonrefillable container: Do not reuse or refill this container. 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 cannot be reused, dispose of it in the manner required for its liner.

Handwritten markings consisting of several groups of small circles and a number '3' at the bottom right.

LIMITED WARRANTY AND DISCLAIMER

Our recommendations for use of this product are based upon tests believed to be reliable. The use of this product being beyond control of the manufacturer, no guarantee, expressed or implied, is made as to the effects of such use or the results to be obtained if not used in accordance with printed directions and established safe practice. Buyer's exclusive remedy and manufacturer's or seller's exclusive liability for any and all claims, losses, damages or injuries resulting from the use or handling of this product, whether or not based in contract, negligence, strict liability in tort or otherwise shall be limited, at the manufacturer's option to replacement of, or the repayment of the purchase price for, the quantity of product with respect to which damages are claimed.

| EPA 20100310

