

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

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

January 19, 2023

Dr. Matthew Brooks Regulatory Consultant Home Essential Brands LLC 17 Elk Street, 5<sup>th</sup> floor Albany, N.Y. 12207

Subject: Labeling Notification per Pesticide Registration Notice (PRN) 98-10 – Adding optional marketing language
 Product Name: Patio Essentials® Citronella Candle
 EPA Registration Number: 90266-1
 EPA Receipt Date: 12/24/2022
 Action Case Number: 00419549

Dear Dr. Brooks:

The U.S. Environmental Protection Agency (EPA) is in receipt of your application for notification under Pesticide Registration Notice (PRN) 98-10 for the above referenced product. The Biopesticides and Pollution Prevention Division (BPPD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10.

The labeling submitted with this application has been stamped "Notification" and will be placed in our records. You must submit one (1) copy of the final printed labeling with the modifications.

Should you wish to add/retain a reference to your company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and is subject to review by the EPA. If the website is false or misleading, the product will be considered to be misbranded and sale or distribution of the product is unlawful under FIFRA section 12(a)(1)(E). 40 CFR § 156.10(a)(5) lists examples of statements the EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the EPA find or if it is brought to our attention that a website contains statements or claims substantially differing from statements or claims made in connection with obtaining a FIFRA section 3 registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance.

If you have any questions, please contact Nina Naimy via email at naimy.nina@epa.gov.

Page 2 of 2 EPA Reg. No. 90266-1 Action Case No. 00419549

Sincerely,

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James Parker, Team Leader Biochemical Pesticides Branch Biopesticides and Pollution Prevention Division (7511M) Office of Pesticide Programs

Enclosure

(Information in parentheses () are notes to Reviewer. Page 1 of 9 Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.) NOTIFICATION

### (Front Panel)

# Patio Essentials® Citronella Candle

(Alternate Brand Names: Alternate brand names are brand name listed below plus "Citronella Candle")

[[Home Essentials Brands LLC] [Patio Essentials®] (AND/OR) [Mossy Oak®] Citronella Candle] (AND/OR) [Home Story™] Citronella Candle]];

[[Menard, Inc.] [Enchanted Garden™] [Citronella Candle]];

[[Walmart Inc.] (AND/OR) [Mainstays<sup>™</sup>] (AND/OR) [Better Homes & Gardens<sup>®</sup>] Citronella Candle] (AND/OR) [The Pioneer Woman®] Citronella Candle];

[[Lowe's] [Garden Treasures<sup>™</sup>] (AND/OR) [Allen + Roth<sup>™</sup>] Citronella Candle] [Distributed by LG Sourcing, Inc.1;

[[Big Lots Stores, Inc.] Citronella Candle] (AND/OR) [Broyhill<sup>®</sup>] Citronella Candle]]; [[The Kroger Co. of Michigan] (AND/OR) [HD Designs Outdoors<sup>™</sup>] Citronella Candle] [Distributed by Inter-American Products];

[[Target] (AND/OR) [Sun Squad<sup>™</sup>] (OR)[Threshold<sup>™</sup>] Citronella Candle] (AND/OR) [Project 62<sup>™</sup>] Citronella Candle]] (AND/OR) [Opalhouse <sup>™</sup>] Citronella Candle]] (AND/OR) [Smith & Hawken <sup>™</sup>] Citronella Candles11:

[[Far East Brokers and Consultants, Inc.] (AND/OR) [Leisure Ways®] (AND/OR) [Kingsford®] Citronella Candle];

[[Family Dollar] (AND/OR) [Outdoors by Design®] Citronella Candle] [Distributed by Midwood Brands. LLC:

[[Stansport] [Stansport®] Citronella Candle] (AND/OR) [Shine On] Citronella Candle]]; [[Home Depot] [Stylewell<sup>™</sup>] Citronella Candle]];

[[99 Cents] [Fun in the Sun™] Citronella Candle]]:

[[Bed, Bath and Beyond] [Everhome<sup>™</sup>] Citronella Candle]] (AND/OR) [H for Happy<sup>™</sup>] Citronella Candle]] (AND/OR) [Studio 3B<sup>™</sup>] Citronella Candle]];

(Optional and alternate fragrances/scents will be one of the following descriptors and may or may not include "Scent" OR "Fragrance" following the descriptor:)

- [Mango Citron
- Mango
- Mango Citrus ٠
- Citrus
- Desert Blooms ٠
- Desert Blossoms •
- Cactus Blossom •
- Desert Oasis
- Lemon Peel [and] [&] • Lavender
- Lemon [and] [&] • Lavender
- Lavender Citron ٠
- Lavender Citrus •
- Blue Cedar Lavender •
- Cedarwood [and] [&] Lavender
- Lavender and [&] Pine •
- Jasmine ٠
- Silk Jasmine •
- Jasmine Silk

- Agarwood and Cypress • Cypress ٠
- ٠ French Oak
- Oak Leaf •
- Mint [Leaf] Eucalyptus •
- Lavender •
- Bv the Fire •
- Fireside
- Jasmine Rain
- Warm Mango Woods
- Citrus Garden
- Citrus Blossom
- Citrus Orchard •
- Evening Woods •
- Evening Forest •
- Dusky Woods •
- Dusky Forest
- Evergreen Woods •
- Evening Forest •
- Alpine Woods •
- Alpine Forest
- Fresh Forest

- **Tropical Breeze**
- Sea Breeze
- Ocean Breeze
- Seaside Breeze
- **Tropical Getaway**
- **Tropical Paradise**
- Autumn Harvest •
- Autumn Evening
- Summer Evening •
- Summer Meadow •
- Summer Breeze •
- Summer Fresh
- Enchanted Garden
- **Enchanted Forest** •
- Enchanted Meadow
- Wildflower •
- Pine •
- ٠ Evergreen
- Field of Flowers
- Flower Fields
- [Scent] [Fragrance]]

90266-1 The applicant has certified that no changes, other than those reported to the Agency have been made to the labeling. The Agency acknowledges this notification by letter dated: 01/19/2023

(Front Panel, continued)

# Patio Essentials® Citronella Candle

Active Ingredient:		
· Citronella Oil*		3.0%
Inert Ingredients		
	Total	

\*Product contains citronellal at no less than 1.0% of the product by weight.

# **CAUTION** KEEP OUT OF REACH OF CHILDREN

#### (One or more of the following will appear on front panel:)

[Stop. Read entire label before use. Remove before burning. For outdoor use only) [See [inside panel] [attached hangtag] [accompanying circular] [accompanying leaflet] [outer carton] [bottom label] [attached sticker] [enclosure] [back panel] for additional directions and precautions.] [Peel Here] [Easy Peel] [For outdoor use only] [Remove before burning]

NET WT. \_\_oz. (\_\_\_g)

[\_\_\_\_ in dia. x \_\_\_\_ in ht. (\_cm x \_\_ cm)]]

Manufactured for: Home Essentials Brands, LLC 505 N Hwy 169, Suite 465 Plymouth, MN 55441

(When "Manufactured for: Home Essentials Brands, LLC..." does not appear on final printed label, one of the following will be listed :)

[Distributed by: Walmart Inc. 702 SW 8<sup>th</sup> St. Bentonville, AR 72716 Walmart.com]

[Distributed by: L G Sourcing, Inc. P.O. Box 1535 N. Wilkesboro, NC 28659]

[Distributed by: Stansport Inc. 2801 E 12<sup>th</sup> St Los Angeles, CA 90023 USA Toll Free: 800.421.6131]

[Distributed by Inter-American Products Cincinnati, OH 45202 Comments or questions: 800-697-2448] [Distributed by: Far East Brokers and Consultants, Inc. 3644 Philips Hwy Jacksonville, Florida 32207 1-800-678-9978 fareastbrokers.com 904-332-9006 LeisureWays.net]

[Distributed by: Midwood Brands, LLC 10611 Monroe Rd. Matthews, NC 28105]

[Big Lots Stores, Inc. P.O. Box 28523 Columbus, OH 43228-0523]

[Distributed by: Target Corporation 1000 Nicollet Mall Minneapolis, MN 55403] ©2020 Target Brands, Inc. Guest Services 1-800-440-0680]

[Customer Service: 1-844-689-1859 ©2020 Distributed by Menard, Inc. Eau Claire, WI 54703 Visit MENARDS.COM®]

[Distributed by Bed, Bath & Beyond 650 Liberty Avenue Union, NJ 07083]

[Distributed by: Home Story 505 N HWY 169, Suite 465 Plymouth, MN 55441] (Information in parentheses () are notes to Reviewer. Page 3 of 9 Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.)

[Distributed by: 99 Cents Only Stores LLC-Import P.O. Box 23428 Los Angeles, CA 90023] [Distributed by: Stylewell 2455 Place Ferry Road Atlanta, GA 30339]

EPA Reg. No. 90266-1

EPA Est. No.

[Batch Code/Lot No. and SKU# and UPC may appear on label for immediate container]

(Optional and alternate Marketing Statements, may appear on any panel)

- [[SPECIAL VALUE] [BUY TWO, GET ONE FREE] [TWIN PACK] [VALUE PACK] [MULTI-PACK] [2 PK] [2 Pack] [12 Pack] [3 Pack] [3 PC]]
- [Get social with us! Share a photo of your [Patio Essentials] (Note: or any other accepted listed brand names) product on Instagram, Facebook or Twitter, tag us [@patioessentials and use our #youryardyourway hashtag] (Note: or other customer handles and hashtags such as:) @walmart, #walmart, @target, #targetstyle, (#)(@)lowes, (#)(@)kroger, (#)(@)menards, (#)(@)homedepot (#)(@)walgreens, (#)(@)costco, (#)(@)BedBath&Beyond, (#)(@)aldi, (#)(@)biglots) so we can see how great it looks in your yard!]
- [[Contact us at] [patio-essentials.com] [info@patio-essentials.com]]
- [The and stylish way to repel mosquitoes in your yard]
- [Contains 3% [plant-based] citronella [essential] oil [which has proven efficacy to repel mosquitoes]]
- [Made with [plant-based] essential oil]
  [Made with [plant-based] citronella [essential] oil]
- [Reduce annoyance from [pesky] mosquitoes]
- [Citronella oil acts as a mosquito repellent, helping you create an inviting outdoor space.]
- [For best results, place several around your patio to repel mosquitoes.]
- [With its mosquito repellency and [functional] (Note: or any other accepted descriptor from the below list) design, the (Note: plus any listed accepted brand name Citronella Candle ) [with Mango Citron [Scent] [Fragrance](Note: or any other accepted scent descriptors from above list) will bring comfort to any outdoor space.]
- [For best results, use multiple candles]
- [This [30-ounce] (*Note: or other candle sizes*) candle burns for up to [50] hours (*Note: burn time depends on candle size*), and the [three wicks] (*Note: number of wicks varies*) illuminate your yard with ample candlelight.]
- [[Two[2]-wick], [Three[3]-wick], [Triple-wick], Five[5]-wick], Thirteen[13]-wick], [Multi-wick]] (Note: Depends on size of candle)
- [Long-lasting burn]
- [Long Burn Time]
- [Long Burning Time]
- [Cotton wick]
- [Burns up to [1 240] (Note: varies depending on the size of candle.) hours]
- [Creating innovative, stylish outdoor decor by providing quality products for everyone and every style.]

(Information in parentheses () are notes to Reviewer.

Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.)

- (Alternate and optional Container descriptions) [[Metal] [Bucket] [Natural] [Stone] [Age] [Pot] [Faux] [Terracotta] [Flower] [Pot] [Glass] [Holder] [Lantern] [Mason Jar] [Ceramic] [Patriotic] [Flag] [Red White and Blue] [Painted] [Galvanized] [Glazed] [Vessel] [Reusable] [Rustic] [Matte] [Shiny] [Sea Salt] [Finish] [Textured] [LED] [Distressed] [Classic] [Modern] [Decorative] [Décor] [Farmhouse] [Industrial] [Assorted] [Colors] [Patterns] [Geometric] [Geo] [Color-changing] [Bronze] [Die-cut] [Frosted] [Dish] [Tuscan] [Round] [Square] [Polynesian] [Print] [Printed] [Cement] [with Handle] [with Lid] [USA] [Giant] [with Rope] [Tealight] [Dotted] [Spots] [Stripes] [Striped] [Dipped] [with Bird] [Crock] [Retro] [Accent]
- [Keep mosquitoes away with [our] [the] [Brand Name] (Note: plus any accepted listed brand name) [with Mango Citron [Scent] [Fragrance](Note: or any other accepted scent descriptors from the above list).
- [The [classic painted metal bucket] (*Note: or any other accepted container descriptors from the above list*) not only looks great on your deck or porch, but is also durable enough to withstand outdoor use.
- [The sturdy handle makes it easy to take with you on your next picnic or camping trip, and the plastic lid protects the wax between uses.]
- [Your yard, your way]
- [Add a statement piece to your patio decor with [our] [the] (Note: plus any accepted listed brand name) ) [with Mango Citron [Scent] [Fragrance](Note: or any other accepted scent descriptors from the above list). In its [hand-glazed ceramic pot] (Note: or any other accepted container descriptor from the above list), this candle looks great on your deck or porch and is durable enough to withstand outdoor use.
- [Enjoy the [Mango Citron] [fragrance][scent] (Note: or any other accepted scent descriptor from the above list) while [plant-based] citronella oil keeps the mosquitoes away.]
- [The cotton wick[s] will illuminate your yard with ample candlelight and provide[s] a longlasting burn.]
- [This [5.1-inch] (Note: or any other candle dimension) candle works well as a striking centerpiece, or on an accent table along the perimeter of your patio or deck.]
- [These] [this] stylish [Brand Name] (*Note: or any accepted listed brand names*) will add the finishing touch to your next outdoor event, [or] [and] brighten your yard all summer long.]
- [Citronella Candles [they] have [with] a pleasant, [Mango Citron [Scent] [Fragrance] (Note: or any other accepted scent descriptor from the above list)!]
- [Great for patios, yards, and outdoor events]
- [Create a warm and welcoming environment [when] [for] hosting backyard activities and events]
- [Shine On]
- [Campsite Essential]
- [Citronella oil infused candle provides a plant-based insect repellant]
- [Great for BBQs, camping, parties, and any other outdoor activities]
- [If you are not completely satisfied with this product, return it for refund or replacement.][Quality & Design]
- [100% Satisfaction Guaranteed or Your Money Back]
- [Proven to Repel Mosquitoes]
- [Repels Mosquitoes]
- [Proven Mosquito Repellency]
- [As useful as it is gorgeous!"-Ree]
- [Decorative items not included]
- [Essential Oils Provide Pleasant Scent]

(Information in parentheses () are notes to Reviewer. Page 5 of 9 Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.)

#### (Back/Side/Inside/Peel/Bottom label)

STOP. READ ENTIRE LABEL BEFORE USE.

#### **PRECAUTIONARY STATEMENTS**

CAUTION: Burn candles at your own risk. Hazardous to humans and domestic animals. Harmful if swallowed. Not following instructions may lead to fire hazard or personal injury.

**FIRST AID:** If Swallowed: 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 a Poison Control Center or doctor. Do not give anything by mouth to an unconscious person. Have the product container or label with you when calling a Poison Control Center or doctor, or going for treatment.

#### (One of the following will appear on back / inside panel:)

ATTENTION: TO PREVENT FIRE, KEEP BURNING CANDLE WITHIN SIGHT. KEEP OUT OF REACH OF CHILDREN AND PETS. NEVER BURN A CANDLE ON OR NEAR ANYTHING THAT CAN CATCH FIRE.] (OR)

[ATTENTION: BURN WITHIN SIGHT. KEEP AWAY FROM THINGS THAT CATCH FIRE. KEEP AWAY FROM CHILDREN AND PETS.]

(Optional ASTM F2058 Standard Specification for Candle Fire Safety Labeling that may appear on final printed labeling:)





[Burn within sight]



[Keep away from things that catch fire]



[Keep away from children]

#### **DIRECTIONS FOR USE**

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

**FOR OUTDOOR USE ONLY.** Never leave any burning candle unattended. Do not use indoors or in enclosed areas [including garages, porches, or tents]. Do not blow out or extinguish with water or expose to water. Smother to extinguish with non-flammable material.

To help repel mosquitoes use more than one [Insert Brand Name] candle in still air. Place multiple candles, spaced 18 [in.] (OR) [inches] apart, around the perimeter of the outdoor space within [3 ft.] (OR)[3 feet] of where people will gather.

Place candle on a heat-resistant surface away from anything flammable and away from children and pets. Container and wax will be hot when candle is lit. Keep wick trimmed to 1/4 inch or less at all times. Always extinguish flame before moving. Do not allow wick trimmings, matches or other foreign material to accumulate in wax pool. Discontinue use when 1 inch of wax remains. Store indoors when not in use.

(For containers with lids:) [Do not place lid on lit candle].] (For metal containers:) [Remove label before burning; keep label during its use.] (Information in parentheses () are notes to Reviewer. Page 6 of 9 Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.)

### STORAGE AND DISPOSAL

**STORAGE:** Store in cool, dry place. Store in original container at room temperature. **CONTAINER DISPOSAL:** Nonrefillable container. Do not reuse or refill this container. Before disposing, empty container by using the product according to the label. **If empty:** Rinse thoroughly before discarding. Place in trash or offer for recycling, if available. **If partly filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

(When packaging is recyclable, a recycling symbol may appear on final printed label. Below are examples:)





(This above symbol will be accompanied by one of the following qualifiers:) [[packaging] [package] [tray] [sleeve] [tag] [bag] [carton]]

#### (Optional:)

**[NOTICE:][WARRANTY:]** To the extent consistent with applicable law, buyer assumes all responsibility for safety and use not in accordance with directions.]

Made in China/Hecho in China [© (current year)] [For Customer Service, please call toll free: 1-844-660-3700.]

(List of trademarks and registered trademarks for brand names:)

[[Allen + Roth [trademark of LF, LLC)]] [Better Homes & Gardens and the Better Homes & Gardens logo are registered trademarks of Meredith Corporation, licensed to and distributed by Walmart Inc. Bentonville, AR 72716]] [[Enchanted Garden [trademark of Menard, Inc.)]] [[Garden Treasures [trademark of LF, LLC)]] [[HD Designs Outdoors] [trademark of The Kroger Co. of Michigan]] [[Kingsford] [The Kingsford trademark, word mark and logo are trademarks of The Clorox Company and are used under license by Far East Brokers and Consultants, Inc. All Rights Reserved)]] [[Leisure Ways [registered trademark of Far East Brokers and Consultants, Inc.]] [[Mainstays [trademark of Walmart Inc.]] [[Mossy Oak [registered trademark of Haas Outdoors, Inc.)]] [Outdoors By Design [registered trademark of FAMILY DOLLAR IP CO., LLC]] [Patio Essentials [registered trademark of Home Essentials Brands, LLC]] [[Stansport] [registered trademark of Standard Sales, Inc.]] [[Sun Squad] [trademark of Target Corporation]] [[Threshold] [trademark of Target Corporation]] [[Project 62] [trademark of Target Corporation]] [[Opalhouse] [trademark of Target Corporation]] [[Smith & Hawken] [trademark of Target Corporation]] [[Fun in the Sun] [trademark of 99 Cents Only Stores LLC]] [[Everhome] [trademark of Bed, Bath and Beyond]]

(Information in parentheses () are notes to Reviewer. Page 7 of 9 Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.)

[[H for Happy] [trademark of Bed, Bath and Beyond]] [[Studio 3B] [trademark of Bed, Bath and Beyond]] [[Broyhill] [trademark of Big Lots Stores, Inc.]] [[Stylewell] [trademark of Home Depot]] [[Shine On] [trademark of Standard Sales, Inc.]] [[Home Story] [trademark of Home Essentials Brands, LLC]] [[The Pioneer Woman] [trademark of The Pioneer Woman, LLC]]

#### (Optional pictograms that may appear on any panel)

(Flames showing number of wicks that may or may not have number of wicks listed on label. Below is example)



(Social Media)



(Below are examples of Pictograms illustrating some of the types of products and setting the candles can be used)



21024G

21

210555

0000

(Information in parentheses () are notes to Reviewer. Page 8 of 9 Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.)





[Optional Brand Logo(s)]





SMITH & HAWKEN"

(Information in parentheses () are notes to Reviewer. Page 9 of 9 Text in brackets [] are optional or alternate text or pictograms that may or may not appear in final printed label.)

