April 4, 2008

DELIVERY CONFIRMATION

Ms. Kari Warberg
Earth-Kind, Inc.
dba Crane Creek Gardens
17 3rd Avenue SE
Stanley, North Dakota 58784

Dear Ms. Warberg:

Re: Registration of Fresh Cab (EPA Reg. No. 82016-1) which Contains the New Active Ingredient Balsam Fir Oil (Chemical Code 129035)

The New York State Department of Environmental Conservation (Department) has reviewed your application to register the above-referenced pesticide product, which contains the active ingredient balsam fir oil (chemical code 129035).

The registration of this product is based on the technical review received from the Department of Health for impacts to human health.

The United States Environmental Protection Agency (USEPA) did not require the registrant to conduct any acute toxicity studies on the formulated product based on the results of the studies conducted on balsam fir oil and the manufacturing use product, Canadian Wilderness Oil. No USEPA Data Evaluation Record reports were developed for these studies, but the study results are presented in the USEPA Biopesticides Registration Action Document (BRAD). As indicated in the BRAD, balsam fir oil is not very acutely toxic via the oral, dermal or inhalation routes of exposure. It was also not very irritating to the eyes (tested on rabbits), but was a severe dermal irritant (tested on rabbits) and a dermal sensitizer. The manufacturing use product, Canadian Wilderness Oil, contains 10% balsam fir oil and was not very acutely toxic via oral, dermal or inhalation exposures, was not irritating to skin or eyes, and was not a dermal sensitizer.
As also indicated in the BRAD, the USEPA waived the requirement for subchronic, chronic, developmental, genotoxicity and oncogenicity studies for federal registration of Fresh Cab. A worker risk assessment was not required for Fresh Cab because of the low toxicity of balsam fir oil in animal testing, a low level of anticipated exposure to human skin, and a low level of repeated exposure via inhalation when used according to label instructions. Residential exposure to this product is also expected to be minimal, as label directions indicate its use only for storage and indoor, nonliving areas.

The available data indicate that Fresh Cab should not be very toxic following acute exposures. Although there are no animal study data on longer-term exposure, significant risks to workers or the general public from Fresh Cab use are not expected given its use pattern.

Based on the above-mentioned information, the Department accepts for general use registration in New York State Fresh Cab (EPA Reg. No. 82016-1) which contains the new active ingredient Balsam Fir Oil.

Enclosed are your Certificate of Registration and New York State stamped “ACCEPTED” label.

Earth-Kind is reminded that if New York State registration is requested for this chemical which contains an expansion of use patterns, the product will be considered a Major Change in Labeling and the Department will require an extensive review.

If you have any questions, please contact Samuel Jackling, Chief of our Pesticide Product Registration Section, at (518) 402-8768.

Sincerely,

Maureen P Serafini
Maureen P. Serafini
Director
Bureau of Pesticides Management

Enclosures

ecc: w/enc. - R. Mungari, NYSA&M
     A. Gray/E. Horn, NYSDOH
     W. Smith, Cornell, PSUR
This innovative product was developed out of necessity. I was offended by the smell of moth balls and the unpleasant odors we found in our farm implements in the spring, so I came up with a “natural” alternative that would both freshen and protect storage areas for up to three months. This product is safe when used as directed, and offers a kinder way to repel rodents from vacant storage areas.

I wish to personally thank you for purchasing this product. In doing so, you support American farmers, less advantaged communities and our precious environment. As always, I welcome your comments and suggestions. You can contact me by calling 1-800-583-2921 or by visiting us at www.cranecreekgardens.com.

WARRANTY

MONEY BACK GUARANTEE

If this product does not perform to claims when used as directed, send cash register receipt, UPC code on back of box and reason for dissatisfaction to Crane Creek Gardens.

General Information:
FRESH CAB® repels by odor that is offensive to rodents, but not offensive to humans. This product can be used effectively to repel rodents from treated areas for up to 30 days.

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

Indoors: Use in non-living areas (attics, basements, cellars, storage areas, garages, sheds, pantries and barns). Place one scent pouch per 8 square feet in areas to be protected (i.e. use 4 pouches in a single car garage or one pouch in a pantry). Replace when scent has diminished lasting about 30 days indoors. Length of effectiveness depends on air exchange rates and temperature.

Enclosed Spaces: Use in autos, R.V.’s, airplanes, boats, tractors, trucks, electric junction boxes, etc. Place four scent pouches per storage unit per season to freshen the average size camper, boat, truck or auto. Replace scent pouches when scent has diminished. The product lasts up to 30 days in cold storage areas. Length of effectiveness depends on air exchange rates and temperature condition of storage areas.

Storage and Disposal:
Do not contaminate water, food, or feed by storage and disposal.

Storage: Store in original container in cool, dry place, inaccessible to children and pets. Keep container tightly closed to prevent evaporation.

Diagnosis: Promptly dispose of used, untreated pouches in the trash so as not to attract ravenous mice. Contents and packaging are biodegradable.

A WARNING: Buyer assumes all responsibility for safety and use not in accordance with directions.

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

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Use one pouch per 8 square feet. Replace when scent has diminished. See outside package for full directions, and use recommendations.

KEEP OUT OF REACH OF CHILDREN
NOT FOR INTERNAL CONSUMPTION

FRESH CAB
Botanical Rodent Repellent

Keep Out of Reach of Children
CAUTION

EPA Registration No. 82016-1
EPA Est. No. 82016-ND-01

ACTIVE INGREDIENT:
Balsam Fir Oil, a botanical pesticide........2.0%

INERT INGREDIENTS:
Fragrance Oil, Plant Fibers.............98.0%

TOTAL:........................................100.0%

METHOD OF DISPOSAL:
Discard contents in accordance with local regulations.