



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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

January 3, 2023

Mr. Michael Kellogg  
Agent  
Avian Enterprises, LLC  
c/o Pyxis Regulatory Consulting Inc.  
4110 136<sup>th</sup> St. Ct. NW  
Gig Harbor, Wash. 98332

Subject: Non-PRIA (Pesticide Registration Improvement Act) Labeling Amendment – Adding white rice use in California; removing requirement that product may only be used on mechanically harvested wild rice in California; removing soybeans as approved crop in California  
Product Name: Avian Control  
EPA Registration Number: 88889-1  
EPA Receipt Date: 11/16/2022  
Action Case Number: 00410125

Dear Mr. Kellogg:

The amended labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable.

This approval does not affect any terms or conditions that were previously imposed on this registration. You continue to be subject to existing terms or conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one (1) copy of the final printed labeling before you release this product for shipment with the new labeling. In accordance with 40 CFR § 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. “To distribute or sell” is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR § 152.3.

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 FIFRA and is subject to review by the U.S. Environmental Protection Agency (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

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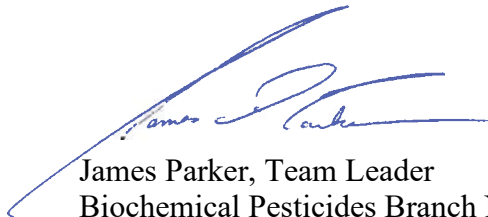
Action Case No. 00410125

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.

Your release for shipment of this product constitutes acceptance of these terms. If these terms are not complied with, this registration will be subject to cancellation in accordance with FIFRA section 6.

If you have any questions, please contact Nina Naimy via email at [naimy.nina@epa.gov](mailto:naimy.nina@epa.gov).

Sincerely,



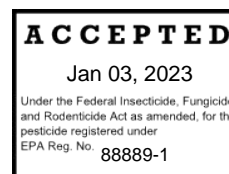
James Parker, Team Leader  
Biochemical Pesticides Branch Name  
Biopesticides and Pollution  
Prevention Division (7511M)  
Office of Pesticide Programs

Enclosure

[Note to Reviewer: Master label for Commercial, Agricultural and Home Use. To be used on Agricultural commodities (Pome Fruit, Stone Fruit, Berry and Small Fruit, Cereal Grains) and Non-Agricultural Sites including Turf, Hydroseeding, Landfills, Non-fish bearing bodies of water, Buildings and Structures. Sub-label #1: Avian Control; Commercial and Agricultural Market; For Commercial and Agricultural Use—Agricultural Commodities (root and tuber vegetables (Crop Group 1), leaves of root and tuber vegetables (Crop Group 2), bulb vegetables (Crop Group 3-07), leafy vegetables (except brassica) (Crop Group 4), brassica leafy vegetables (Crop Group 5), legume vegetables – including soybeans (Crop Group 6), Foliage of legume vegetables (Crop Group 7), fruiting vegetables (Crop Group 8-10), cucurbit vegetables (Crop Group 9), citrus fruits (Crop Group 10-10), berry and small fruit crops (Crop Group 13-07), pome fruit (Crop Group 11-10), stone fruit (Crop Group 12), cereal grains (Crop Group 15), tree nuts (Crop Group 14), forage fodder and straw of cereal grains (Crop Group 16), grass forage fodder and hay (Crop Group 17), nongrass animal feed (forage, fodder, straw and hay) (Crop Group 18), herbs and spices (Crop Group 19), oilseeds – including sunflowers (Crop Group 20), edible fungi (Crop Group 21), tropical fruits and miscellaneous crops) and Non-Agricultural Sites including Turf, Hydroseeding, Landfills, Non-fish bearing bodies of water, Buildings and Structures

Sub-label #2 Avian Control; Residential Market; For Home Use—Fruits and Vegetables (Pome Fruit, Stone Fruit, Berry and Small Fruit, Sweet Corn), Turf, Garbage and Trash Areas, Non-fish bearing bodies of water, Buildings and Structures]

[Text in brackets indicates optional text]



# AVIAN CONTROL®

## Bird Repellent

**ACTIVE INGREDIENT:**

Methyl Anthranilate (MA), methyl 2-aminobenzoate . . . . . 20.0%

**OTHER INGREDIENTS** . . . . . 80.0%

**TOTAL** . . . . . 100.0%

This product contains 1.65 pounds of Methyl Anthranilate per gallon of product.

EPA Reg. No. 88889-1

EPA Est. No. 33162-MI-01

**KEEP OUT OF REACH OF CHILDREN**

## CAUTION

| <b>FIRST AID</b>   |   |
|--|---|
| <b>If in eyes:</b>   | <ul style="list-style-type: none"> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul> |
| <b>If on skin or clothing:</b>   | <ul style="list-style-type: none"> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>   |
| <p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact the National Poison Control Center at 800-900-4044 for emergency medical treatment information.</p> |   |

[See] [inside] [label] [booklet] [for] [First Aid] [,] [additional] [Precautionary Statements] [,] [and] [Directions for Use] [including] [Storage and Disposal] [instructions] [,]

**Manufactured for:**

Avian Enterprises, LLC  
221 Ocean Grande Blvd, Suite 801  
Jupiter, FL 33477

**Net Contents: xx gal, xx quarts, xx pints**

**Batch No.:** \_\_\_\_\_

**Sub-label #1: Commercial and Agricultural Market**

To be used on Agricultural Commodities (root and tuber vegetables (Crop Group 1), leaves of root and tuber vegetables (Crop Group 2), bulb vegetables (Crop Group 3-07), leafy vegetables (except brassica) (Crop Group 4), brassica leafy vegetables (Crop Group 5), legume vegetables – including soybeans (Crop Group 6), Foliage of legume vegetables (Crop Group 7), fruiting vegetables (Crop Group 8-10), cucurbit vegetables (Crop Group 9), citrus fruits (Crop Group 10-10), berry and small fruit crops (Crop Group 13-07), pome fruit (Crop Group 11-10), stone fruit (Crop Group 12), cereal grains (Crop Group 15), tree nuts (Crop Group 14), forage fodder and straw of cereal grains (Crop Group 16), grass forage fodder and hay (Crop Group 17), nongrass animal feed (forage, fodder, straw and hay) (Crop Group 18), herbs and spices (Crop Group 19), oilseeds – including sunflowers (Crop Group 20), edible fungi (Crop Group 21), tropical fruits and miscellaneous crops) and Non-Agricultural Sites including Turf, Hydroseeding, Landfills, Non-fish bearing bodies of water, Buildings and Structures

[Note to reviewer: [Text] in brackets indicates optional text].

**AVIAN CONTROL®**  
**Bird Repellent**

**ACTIVE INGREDIENT:**

Methyl Anthranilate (MA), methyl 2-aminobenzoate . . . . .20.0%

**OTHER INGREDIENTS** . . . . .80.0%

**TOTAL** . . . . .100.0%

This product contains 1.65 pounds of Methyl Anthranilate per gallon of product.

EPA Reg. No. 88889-1

EPA Est. No. 33162-MI-01

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

| <b>FIRST AID</b>  |   |
|---|---|
| <b>If in eyes:</b>  | <ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul> |
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| Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact the National Poison Control Center at 800-900-4044 for emergency medical treatment information. |   |

[See] [inside] [label] [booklet] [for] [First Aid] [,] [additional] [Precautionary Statements] [,] [and] [Directions for Use] [including] [Storage and Disposal] [instructions] [.]

**Manufactured for:**

Avian Enterprises, LLC  
221 Ocean Grande Blvd, Suite 801  
Jupiter, FL 33477

**Net Contents: xx gal, xx quarts, xx pints**  
**Batch No.:** \_\_\_\_\_

**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS & DOMESTIC ANIMALS**

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

**ENVIRONMENTAL HAZARDS**

For terrestrial uses, do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean highwater mark. Do not contaminate water when disposing of equipment washwater or rinsate. This pesticide is slightly toxic to fish and aquatic invertebrates.

**PERSONAL PROTECTIVE EQUIPMENT (PPE)**

**Applicators and other handlers must wear:**

- Long-sleeved shirt and long pants
- Waterproof gloves
- Shoes plus socks

In California, pesticide handlers (mixers, loaders, applicators) must also wear coveralls over normal work clothes and must not prepare spray solutions using more than 50 gallons of AVIAN CONTROL<sup>®</sup> per day. Harvesters must wear gloves and long-sleeved shirts.

Persons occupying an enclosed cockpit may substitute work clothing (i.e., long sleeved shirt, long pants, shoes and socks) for label-specified personal protective equipment.

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

**USER SAFETY RECOMMENDATIONS**

Users should:

- Remove clothing immediately if pesticide gets inside. 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.

**DIRECTIONS FOR USE**

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the State or Tribal agency responsible for pesticide regulation.

**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 statements on this label about personal protective equipment (PPE), and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 4 hours.

## NON-AGRICULTURAL USE REQUIREMENTS

The requirements in this box apply to uses of this product that are NOT within the scope of the Worker Protection Standard, 40 CFR Part 170. The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Keep unprotected persons out of treated areas until sprays have dried.

### SPRAY APPLICATIONS

#### LANDFILLS, TURF (Golf Courses, Lawns, Sport Fields & Parks), BUILDINGS & STRUCTURES, CROPS, AND NON-FISH BEARING BODIES OF WATER

**USE RESTRICTIONS:** Use this product in areas to repel birds that congregate in large numbers, including these passerine birds: starlings (*Sturnus vulgaris*), gulls (subfamily *Larinae*), blackbirds including grackles (Family *Icteridae*), and rock dove and domestic pigeons (*Columba livia*), cliff swallow (*Hirundo fulva*), house (English) sparrow (*Passer domesticus*), house finch (*Corpodacus mexicanus*), American crow (*Corvus brachyrhynchos*, *Corvus ossifragus*) as well as these wild migratory waterfowl: geese (*Anserinae*), mute swan (*Cugus olor*), and Coot (*Fulica Americana*). These listed birds are reservoirs or vectors for human disease causing agents, bacterial, parasitic, fungal, and ectoparasitic pathogens that can be transmitted to humans and may present a health risk to humans and domestic poultry.

Areas where the above types of wild birds or their droppings and humans or domestic birds come in close contact pose a risk to human health and in these settings, birds are considered pests.

Use this product to repel birds from landfills; non-fish bearing bodies of water (tailing ponds, commercial or industrial water impoundments); and temporary pools of standing water located at or near airports. This product can also be used in non-crop areas that contain temporary surface water caused by the management activities, such as water collected in equipment ruts. AVIAN CONTROL<sup>®</sup> can also be applied near intermittently flooded low-lying areas, transitional areas between upland and lowland sites, marshes, swamps, bogs, and seasonally dry flood plains and/or deltas provided no water is present or water has receded where birds are a hazard or nuisance. This product can be applied to limit damage caused by birds to ripening crops. However, this product cannot be applied in these areas when non-target birds (i.e. those birds not listed above) or Threatened or Endangered Birds may be present. Do not apply directly to water, such as lakes, reservoirs, ponds, streams and canals; however, overspray to water bodies can be expected with proper use of this product.

#### SPRAY APPLICATION DIRECTIONS:

**Non-fish bearing bodies of water** (tailing ponds, commercial or industrial water impoundments, and decorative fountains): AVIAN CONTROL<sup>®</sup> is effective at a rate of 12 oz. to 42 oz. per acre (0.16 to 0.54 lbs a.i. per acre) of water surface at 3-4 week intervals but can be used at up to a maximum of 5 gallons per acre (8 lbs a.i. per acre). Adjust timing of subsequent applications as required by bird activity and anticipated seasonal migrations. Product is best applied with a surfactant approved for use in water applications to ensure water surface coverage. **California only** – Apply 1.4 to 2.75 parts of concentrate to 555 parts of water; 2.75 to 5.5 gallons concentrate per 1100 gallons of water (0.25% to 0.50%). Mix concentrate with water before adding to non-fish bearing bodies of water. Reapply at 3-4 week intervals if necessary to maintain repellency.

**Landfills, Turf (Golf Courses, Lawns, Sport Fields & Parks):** AVIAN CONTROL<sup>®</sup> is effective at a rate of 12 oz. to 42 oz. per acre (0.16 to 0.54 lb a.i. per acre) but can be used at up to a maximum of 5 gallons per acre (8 lbs a.i. per acre). Apply directly to the active site face as soon as the birds start to arrive. Repeat applications as long as birds persist. Make applications with conventional spray equipment, hydroseeders and other liquid application equipment. Product is best applied diluted while continuously agitated, or with a surfactant to ensure uniform coverage. **California only** – Apply to turf by ground or air at 7 to 14 day intervals, or after each mowing, using 1.39-2.78 gal product per acre (177-355 fl. oz.) (2.29 to 4.58 lb a.i.).

**Buildings and Structures:** Apply this product to immediately repel birds from in or on structures including agricultural buildings. Product is best applied diluted while continuously agitated, or with a surfactant to ensure uniform coverage. Mix AVIAN CONTROL<sup>®</sup> with water at a ratio of 10-50% v/v with water. To make a 20% v/v mixture, mix 1 pint of product with 4 pints of water. To make a 50% v/v mixture, mix 1 pint of product with 1 pint of water.

**New York only –** Use this product only on landfills; non-fish bearing bodies of water and temporary pools of standing water on paved areas or construction sites at or near airports.

#### **FEEDSTUFFS\***

**\*Not approved for this use in California or New York.**

#### **Use Restrictions and Precautions**

- This product is an avian repellent. Do not apply to any avian foodstuffs.
- Do not apply this product in areas where Threatened or Endangered Birds may be present.

#### **Application Directions:**

Add to non-avian feed stuff including grain and rations for consumption by livestock to repel birds from consuming and leaving droppings. Apply AVIAN CONTROL<sup>®</sup> at a rate of up to 5% product to feedstuffs [up to 0.8 fl. oz. product (up to 0.16 oz. a.i.) per lb of feedstuffs; or up to 8 fl. oz. product (up to 1.6 oz. a.i.) per 10 lbs feedstuffs] and mix well for even dispersion. Mix product into feedstuffs directly before consumption (NOTE – if feedstuffs are kept frozen, AVIAN CONTROL<sup>®</sup> can be applied up to 2 weeks prior to consumption).

Add to aquatic feedstuff for consumption by farmed fish to repel birds from consuming fish food and leaving droppings. Apply AVIAN CONTROL<sup>®</sup> at a rate of up to 5% product to feedstuffs [up to 0.8 fl. oz. product (up to 0.16 oz. a.i.) per lb of feedstuffs; or up to 8 fl. oz. product (up to 1.6 oz. a.i.) per 10 lbs feedstuffs] and mix well for even dispersion. Mix product into feedstuffs directly before consumption (NOTE – if feedstuffs are kept frozen, AVIAN CONTROL<sup>®</sup> can be applied up to 2 weeks prior to consumption).

**Crop Applications (Agricultural Uses – for list of crops in Crop Groups see table below. For application to root and tuber vegetables (Crop Group 1), leaves of root and tuber vegetables (Crop Group 2), bulb vegetables (Crop Group 3-07), leafy vegetables (except brassica) (Crop Group 4), brassica leafy vegetables (Crop Group 5), legume vegetables – including soybeans (Crop Group 6), Foliage of legume vegetables (Crop Group 7), fruiting vegetables (Crop Group 8-10), cucurbit vegetables (Crop Group 9), citrus fruits (Crop Group 10-10), berry and small fruit crops (Crop Group 13-07), pome fruit (Crop Group 11-10), stone fruit (Crop Group 12), cereal grains (Crop Group 15), tree nuts (Crop Group 14), forage fodder and straw of cereal grains (Crop Group 16), grass forage fodder and hay (Crop Group 17), nongrass animal feed (forage, fodder, straw and hay) (Crop Group 18), herbs and spices (Crop Group 19), oilseeds – including sunflowers (Crop Group 20), edible fungi (Crop Group 21), tropical fruits and miscellaneous crops.**

See Crop Group table below for further information and for crops registered in the state of California.

**Ground Applications:** This product must be applied using appropriate ground spray equipment. Withhold treatment until crop is susceptible to bird damage. Do not apply when crop is wet or rain is expected. Do not apply through any type of irrigation system. Product is best applied diluted while continuously agitated, or with a surfactant to ensure uniform coverage. For ground applications, dilute 12 oz. to 42 oz. AVIAN CONTROL<sup>®</sup> per acre (0.16-0.54 lb a.i./A) with water at

a ratio of 1 part product to 10-20 parts water or in sufficient water for the application equipment to be used. Apply at rates between 25 to 100 gallons of spray mixture per acre depending on application equipment and vegetation density. Apply the spray mixture so that the crop receives thorough coverage. This product may be applied up to the day of harvest (Pre-Harvest Interval = 0 days). Repeat treatment at 6-8 day intervals if significant bird damage begins to occur. Do not apply more than 3.75 gallons per acre per application (6.2 lbs a.i. per acre). Refer to “**Application Methods and Rates in California Only**” for approved application method and rates in that state.

**Air Applications (fixed wing and rotary aircraft):** Apply the spray mixture so that the crop receives thorough coverage. Product is best applied diluted while continuously agitated, or with a surfactant to ensure uniform coverage. Apply 12 oz. to 42 oz. AVIAN CONTROL® (0.16-0.54 lb a.i. per acre). Dilute with water and apply at rates between 2.5 to 10 gallons of spray mixture per acre. This product may be applied up to the day of harvest (Pre-Harvest Interval = 0 days). Repeat treatment at 6-8 day intervals if significant bird damage begins to occur. Refer to “**Application Methods and Rates in California Only**” for approved application method and rates in that state.

**Application Methods and Rates in California Only:**

- Apples: 90 oz. product (1.15 lb a.i.) per acre. Apply by air or ground.
- Apricots, Peaches, Plums: 1.88-3.75 gal. (241-480 fl. oz.) product (3.1-6.2 lb a.i.) per acre. Apply by ground only.
- Cherries: 90 oz. to not more than 1.39 gal. (179 fl. oz.) product (1.15-2.29 lb a.i.) per acre. Apply by air or ground.
- Millet, Oats, Sorghum: 1.88-3.75 gal. (241-480 fl. oz.) product (3.1-6.2 lb a.i.) per acre. Apply by air or ground.
- Rice ([including White,] Wild): 22 oz. product (0.28 lb a.i.) per acre by air application only. Do not exceed 90 ounces product (1.15 lb a.i. per acre) per year.
- Corn (sweet and popping): 22 oz. product (0.28 lb a.i.) per acre. Apply by air or ground.
- Sunflowers: 22 oz. product (0.28 lb a.i.) per acre. Apply by air or ground.
- Blueberries: 90 oz. to not more than 1.39 gal. product (1.15-2.29 lb a.i.) per acre. Apply by air or ground.
- [Table] Grapes: 90 oz. product (1.15 lb a.i.) per acre. Apply by air or ground.

**New York:** This product is not to be used on grapes within Suffolk County. Do not apply this product by air.

| Crop Group                                       | Commodities in Crop Group Approved for AVIAN CONTROL®   |
|--|---|
| Root and Tuber Vegetables Crop Group 1           | <p>California only: Not approved for this use in California.</p> <p>All other states: arrachacha; arrowroot; artichoke, Chinese; artichoke, Jerusalem; beet, garden; beet, sugar; burdock, edible; canna, edible; carrot; cassava, bitter and sweet; celeriac (celery root); chayote (root); chervil, turnip –rooted; chicory; chufa; dasheen (taro); ginger; ginseng; horseradish; leren; parsley, turnip-rooted; parsnip; potato; radish; radish, Oriental (daikon); rutabaga; salsify (oyster plant); salsify, black; salsify, Spanish; skirret; sweet potato; tanier (cocoyam); turmeric; turnip; yam bean; yam, true</p> |
| Leaves of Root and Tuber Vegetables Crop Group 2 | California only: Not approved for this use in California.   |



|   |   |
|---|---|
|   | <p>All other states: beet, garden; beet, sugar; burdock, edible; carrot; cassava, bitter and sweet; celeriac (celery root); chervil, turnip –rooted; chicory; dasheen (taro); parsnip; radish; radish, Oriental (daikon); rutabaga; salsify, black; sweet potato; tanier (cocoyam); turnip; yam, true</p>   |
| Bulb Vegetables Crop Group 3-07                 | <p>California only: Not approved for this use in California.</p> <p>All other states: chive, fresh leaves; chive, Chinese, fresh leaves; daylily, bulb; elegans hosta; fritillaria, bulb; fritillaria, leaves; garlic, bulb; garlic, great headed (elephant), bulb; garlic, serpent, bulb; Kurrat; lady's leek; leek; leek, wild; lily, bulb; onion, Beltsville bunching; onion, bulb; onion, Chinese, bulb; onion, fresh; onion, green; onion, macrostem; onion, pearl; onion, potato, bulb; onion, tree, tops; onion, Welsh, tops; shallot, bulb; shallot, fresh leaves; cultivars, varieties, and/or hybrids of these</p>  |
| Leafy Vegetables (except brassica) Crop Group 4 | <p>California only: Not approved for this use in California.</p> <p>All other states: amaranth (leafy amaranth, Chinese spinach, tampala); arugula (roquette); cardoon; celery; celery, Chinese; celtuce; chervil; chrysanthemum, edible-leaved; chrysanthemum, garland; corn salad; cress, garden; cress, upland; dandelion; dock (sorrel); endive (escarole); fennel, Florence (finocchio); lettuce, head and leaf; orach; parsley; purslane, garden; purslane, winter; radicchio (red chicory); rhubarb; spinach; spinach, New Zealand; spinach, vine (Malabar, spinach, Indian spinach); Swiss chard</p>  |
| Brassica Leafy Vegetables Crop Group 5          | <p>California only: Not approved for this use in California.</p> <p>All other states: broccoli; broccoli, Chinese (gai lon); broccoli raab (rapini); Brussels sprouts; cabbage; cabbage, Chinese (bok choy); cabbage, Chinese (napa); cabbage, Chinese mustard (gai choy); cauliflower; cavalo broccolo; collards; kale; kohlrabi; mizuna; mustard greens; mustard spinach; rape greens</p>   |
| Legume Vegetables Crop Group 6                  | <p>California only: Not approved for this use in California.</p> <p>All other states: bean (<i>Lupinus</i>) (includes grain lupin, sweet lupin, white lupin, and white sweet lupin) bean (<i>Phaseolus</i>) (includes field bean, kidney bean, lima bean, navy bean, pinto bean, runner bean, snap, bean, tepary bean, wax bean); bean (<i>Vigna</i>) (includes adzuki bean, asparagus bean, blackeyed pea, catjang, Chinese longbean, cowpea, Crowder pea, moth bean, mung bean, rice bean, southern pea, urd bean, yardlong bean); broad bean (fava); chickpea (garbanzo bean); guar; jackbean; lablab bean; lentil; pea (<i>Pisum</i>) (including dwarf pea, edible-pod pea, English pea, field pea, garden pea, green pea, snow pea, sugar snap</p> |

|   |  |
|---|--|
|   | pea); pigeon pea; soybean; soybean (immature seed); swordbean  |
| Foliage of Legume Vegetables Crop Group 7 | <p>California only: Not approved for this use in California.</p> <p>All other states: plant parts of any legume vegetable included in the legume vegetables group that will be used as animal feed</p>   |
| Fruiting Vegetables Crop Group 8-10       | <p>California only: Not approved for this use in California.</p> <p>All other states: African eggplant; bush tomato; bell pepper; cocona; currant tomato; eggplant; garden huckleberry; goji berry; groundcherry; martynia; naranjilla; okra; pea eggplant; pepino; non-bell pepper (includes chili pepper, cooking pepper, pimento, sweet pepper); roselle; scarlet eggplant; sunberry; tomatillo; tomato; tree tomato; cultivars, varieties, and/or hybrids of these</p>   |
| Cucurbit Vegetables Crop Group 9          | <p>California only: Not approved for this use in California.</p> <p>All other states: chayote (fruit); chinese waxgourd (Chinese preserving melon); citron melon; cucumber; gherkin; gourd, edible (includes hyotan, cucuzza, hechima, Chinese okra); <i>Momordica</i> spp. (including balsam apple, balsam pear, bitter melon, Chinese cucumber); muskmelon (hybrids and/or cultivars of <i>Cucumis melo</i>) (includes true cantaloupe, cantaloupe, casaba, crenshaw melon, golden pershaw melon, honeydew melon, honey balls, mango melon, Persian melon, pineapple melon, Santa Claus melon, and snake melon); pumpkin; squash, summer (includes crookneck, squash, scallop squash, straightneck squash, vegetable marrow, zucchini); squash, winter (includes acorn squash, butternut squash, calabaza, hubbard squash, spaghetti squash); watermelon (includes hybrids and/or varieties of <i>Citrullus lanatus</i>)</p> |
| Citrus Fruits Crop Group 10-10            | <p>California only: Not approved for this use in California.</p> <p>All other states: Australian desert lime; Australian finger-lime; Australian round lime; Brown River finger lime; calamondin; citrus citron; citrus hybrids (including chironja); grapefruit; Japanese summer grapefruit; kumquat; lemon; lime; Mediterranean mandarin; Mount White lime; New Guinea wild lime; orange, sour; orange, sweet; pummelo; Russell River lime; Satsuma mandarin; sweet lime; tachibana orange; Tahiti lime; tangelo; tangerine (mandarin); tangor; trifoliolate orange; uniq fruit; cultivars, varieties, and/or hybrids of these</p>   |
| Pome Fruit Crop Group 11-10               | <p>CA only: Apples.</p> <p>All other states: Apple, Azarole, Crabapple, Loquat, Mayhaw, Medlar, Pear, Pear (Asian), Quince, Quince (Chinese,</p>   |

|  |   |
|--|---|
|  | Japanese), Tejocote, and cultivars, varieties and/or hybrids of these crops.  |
| Stone Fruit Crop Group 12  | CA only: Apricots, Cherries, Peaches, Plums<br><br>All other states: Apricot, Cherry (sweet, tart), Nectarine, Peach, Plum, Plum (Chickasaw, Damson, Japanese), Plumcot, Prune (fresh).   |
| Berry and Small Fruit Crop Group 13-07                             | CA only: [Table] Grapes, Blueberries (low bush and high bush).<br><br>All other states: Grapes, Blueberries (low bush and high bush), Blackberry, Raspberry (red and black), Strawberry. For a complete listing of other crops in Crop Group 13-07, refer to 40 CFR180.41.  |
| Tree Nuts Crop Group 14  | California only: Not approved for this use in California.<br><br>All other states: almond; beech nut; Brazil nut; butternut; cashew; chestnut; chinquapin; filbert (hazelnut); hickory nut; macadamia nut (bush nut); pecan; walnut, black and English (Persian).   |
| Cereal Grains Crop Group 15  | California only: Corn (sweet and popping); Millet, Oats, Sorghum, Rice ([including White,] Wild)<br><br>All other states: Barley, Buckwheat, Corn, Millet ( pearl), Millet (proso), Oats, Popcorn, Rice, Rye, Sorghum (milo), Teosinte, Triticale, Wheat, Wild rice   |
| Forage, Fodder and Straw of Cereal Grains Crop Group 16            | California only: Not approved for this use in California.<br><br>All other states: forage, fodder and straw of all commodities included in the Grain, Cereal Group  |
| Grass Forage, Fodder and Hay Crop Group 17                         | California only: Not approved for this use in California.<br><br>All other states: Bermuda grass; bluegrass; bromegrass fescue; and those included in the Grain, Cereal Group that will be fed to or grazed by livestock, all pasture and range grasses and grasses grown for hay or silage   |
| Nongrass Animal Feed (Forage, Fodder, Straw and Hay) Crop Group 18 | California only: Not approved for this use in California.<br><br>All other states: alfalfa; bean, velvet; clover; kudzu; lespedeza; lupin; sainfoin; trefoil; vetch; vetch, crown; vetch, milk  |
| Herbs and Spices Crop Group 19                                     | California only: Not approved for this use in California.<br><br>All other states: angelica; allspice; anise, seed; anise, star; annatto, seed; balm; basil; borage; burnet; chamomile; caper, buds; caraway; caraway, black; cardamom, cassia bark; cassia, buds; catnip; celery, seed; chervil, dried; chive; chive, Chinese, clary; cinnamon; clove, buds; coriander, leaf and seed (cilantro, |

|                            |  |
|----------------------------|--|
|                            | <p>Chinese parsley); costmary; culantro (leaf and seed); cumin; curry, leaf; dill, seed; dillweed; fennel, common; fennel, Florence (seed); fenugreek; grains of paradise; horehound; hyssop; juniper, berry; lavender; lemongrass; lovage (leaf and seed); mace; marigold; marjoram; mustard (seed); nasturtium; nutmeg; parsley, dried; pennyroyal; pepper, black; pepper, white; poppy, seed; rosemary; rue; saffron; sage; savory; summer and winter; sweet bay; tansy; tarragon; thyme; vanilla; wintergreen; woodruff and wormwood</p>   |
| Oilseeds Crop Group 20     | <p>California only: Sunflower</p> <p>All other states: borage; calendula; castor oil plant; Chinese tallowtree; cottonseed; crambe; cuphea; echium; euphorbia; evening primrose; flax seed; gold of pleasure; hare's ear mustard; jojoba; lesquerella; lunaria; meadowfoam; milkweed; mustard seed; niger seed; oil radish; poppyseed; rapeseed; rose hips; safflower; sesame; stokes aster; sunflower; sweet rocket; tallowwood; tea oil plant; veronica; cultivars, varieties and/or hybrids of these</p>  |
| Edible Fungi Crop Group 21 | <p>California only: Not approved for this use in California.</p> <p>All other states: Blewitt; burnashimeji; Chinese mushroom; enoki; hime-matsutake; hirmeola; maitake; morel; nameko; net bearing (Dictyophora); oyster mushroom; pom pom; reishi mushroom; Rodman's agaricus; Shiitake mushroom; shimeji; stropharia; truffle; white button mushroom; white jelly fungi</p>   |
| Tropical Crops             | <p>California only: Not approved for this use in California.</p> <p>All other states: acerola; ambarella; atemoya; avocado; banana (plantains); biriba; blimbe; breadfruit; canistel; cherimoya; cacao bean; coffee, bean; coconut; custard apple; date, dried; durian; feijoa; figs; genip; Governor's plum; guava; iiamia; imbe; imbu; jaboticaba; jackfruit; logan; lychee; mango; mangosteen; marmaladebox; papaya; passionfruit; pawpaw; persimmons; pineapple; pomegranate; pulasan; rambutan; rose apple; sapodilla; sapote (black, mamey, white); soursop; Spanish lime; star apple; sugar apple; Surinam cherry; tea (dried and instant); tamarind; ti leaves and roots; wax jambu</p>                              |
| Miscellaneous Crops        | <p>California only: Not approved for this use in California.</p> <p>All other states: aloe vera; artichoke, globe; asparagus; bamboo shoots; betelnut; cactus (fruit and pads); canola; chaya; cotton; crambe seed; dokudami; epazote; flax (meal and seed) galangal roots; white flower; gourd, Buffalo, seed; gow kee, leaves; hops; kava, roots; kenaf, forage; seed; leucaena, forage; mint (peppermint and spearmint); mioga, flower; noni; olive; oregano, Mexican (leaves); palm heart; palm heart leaves; palm, oil; peanuts; perilla, tops; pistachio; quinoa, grain; starfruit; stevia, dried leaves; sugarcane; teff, grain; ugly fruit; wasabi, roots; water spinach, tops; watercress, upland; yacon, tuber</p> |

## FOGGING APPLICATIONS

**New York:** Fogging applications are prohibited in the State of New York.

**USE RESTRICTIONS:** Use this product in areas to repel birds that congregate in large numbers, including these passerine birds: starlings (*Sturnus vulgaris*), gulls (subfamily *Larinae*), blackbirds including grackles (Family *Icteridae*), and rock dove and domestic pigeons (*Columba livia*), cliff swallow (*Hirundo fulva*), house (English) sparrow (*Passer domesticus*), house finch (*Corpodacus mexicanus*), American crow (*Corvus brachyrhynchos*, *Corvus ossifragus*) as well as these wild migratory waterfowl: geese (*Anserinae*), mute swan (*Cugus olor*), and Coot (*Fulica Americana*). These listed birds are reservoirs or vectors for human disease causing agents, bacterial, parasitic, fungal, and ectoparasitic pathogens that can be transmitted to humans and may present a health risk to humans and domestic poultry. This product can also be used in non-crop areas that contain temporary surface water caused by the management activities, such as water collected in equipment ruts. AVIAN CONTROL<sup>®</sup> can also be applied near intermittently flooded lowlying areas, transitional areas between upland and lowland sites, marshes, swamps, bogs, and seasonally dry flood plains and/or deltas provided no water is present or water has receded where birds are a hazard or nuisance. However, this product cannot be applied in these areas when non-target birds (i.e. those birds not listed above) or Threatened or Endangered Birds may be present. Do not apply directly to water, such as lakes, reservoirs, ponds, streams and canals; however, overspray to water bodies can be expected with proper use of this product.

Areas where the above types of wild birds or their droppings and humans or domestic birds come in close contact pose a risk to human health and in these settings, birds are considered pests. For use on or near domestic structures or buildings.

Use AVIAN CONTROL<sup>®</sup> with thermal and mechanical foggers as well as specialized fogging and aerosol equipment as long as the product is applied at less than 30 microns. For best results, ensure the product comes in direct contact with target birds (see above) through direct fogging or proper air circulation via natural or artificial air movement.

Direct outlet or nozzle away from surfaces and greenery or keep the fog or aerosol generator outlet pointed at least 5 feet away from direct application to any object, painted surface, and especially plants and shrubbery to allow for dissipation of the fog and to avoid discoloration from direct contact with concentrated AVIAN CONTROL<sup>®</sup> or the heat when using thermal foggers. Do not smoke while applying this product.

### **INDOOR FOGGING APPLICATIONS (Warehouses, hangers, garages, assembly plants, etc.):**

Apply AVIAN CONTROL<sup>®</sup> undiluted at a rate not to exceed two (2) ounces per 10,000 cubic feet of space to be treated. Expose as many birds as possible to the fog for fast and lasting results. Best product performance is achieved with a dry fog. Consult the fog generator owner's manual for proper settings to assure a dry fog. Both ULV and thermal foggers may be used to apply this product. Several treatments, 1 to 4 days apart may be required for removal of all nuisance birds.

For automated fogging applications, point the fogger in the direction of the birds or their expected approach. Set the fog generator for an appropriate duration as needed to repel target birds, such as 10 second to 5 minute fogging pulses during the time of expected bird activity.

### **OUTDOOR FOGGING APPLICATIONS:**

**General Application Directions:** Apply AVIAN CONTROL<sup>®</sup> undiluted at a rate of 12 to 16 ounces per acre (43,500 sq ft) of area to be treated. Best product performance is achieved with a dry fog. Consult the fog generator owner's manual for proper settings to assure a dry fog. ULV, thermal, and other foggers and aerosol generating equipment with a minimum application size of less than 30 microns may be used to apply this product. Several treatments, 1 to 4 days apart may be required for removal of all nuisance birds.

For automated fogging applications, point the fogger in the direction of the birds or their expected approach. Set the fog generator for an appropriate duration as needed to repel target birds, such as 10 second to 5 minute fogging pulses during the time of expected bird activity.

### **Electrical Substations, Farmsteads, Agricultural Sites, Structures, Buildings, Airports, and other Open Areas**

Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size within the aerosol size range (below 30 microns). Expose as many birds as possible to the fog for fast and lasting results. Apply AVIAN CONTROL<sup>®</sup> when birds have settled down or are roosting in the structure and/or wires of the substation. Withhold treatment until conditions favoring successful use arise (temperature, direction, and speed of wind) to be able to cover all the infested structure. For best results, make applications in the evening, when most of the birds have arrived, but before it gets too dark for the birds to leave once exposed to the fog.

### **Trees and Shrubs**

Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator that will deliver a dry fog with droplet size within the aerosol size range (below 30 microns) that will penetrate the foliage without wetting it. Expose as many birds as possible to the fog for fast and lasting results. Apply AVIAN CONTROL<sup>®</sup> when birds have settled down. Withhold treatment until conditions favoring successful use arise (temperature, direction, and speed of wind). For best results, make applications in the evening, when most of the birds have arrived, but before it gets too dark for the birds to leave once exposed to the fog. To prevent damage to foliage, do not allow AVIAN CONTROL<sup>®</sup> to accumulate to the point of runoff.

### **Turf (Golf courses, lawns, sports fields, parks, etc.)**

Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator that will deliver a dry fog with a droplet size within the aerosol size range (below 30 microns) that will stay suspended and do not settle to the ground. Set fogger upwind so that the wind will carry the fog in the general direction of the birds. Apply at any time of the day when birds are present. To control Canada geese, apply at any time when they are feeding or roosting, except when they sit on a nest during breeding season.

### **Lakes and Ponds, Harbors and Boat Docks, Aquatic Production Sites (non-fish bearing sites such as hatchery buildings and around culture ponds)**

Do not apply directly to water. However, it is expected that overspray may occur. Apply when wind and drift conditions are minimal. Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal fog generator that will deliver a dry fog with a droplet size below 30 microns that will stay suspended and does not settle on the water surface. Set fogger upwind so that the wind will carry the fog in the general direction of the birds. Apply as soon as birds arrive. For roosting birds, the product is best applied in the evening when most of the birds have arrived but before it gets too dark for the birds to leave.

**Crop Applications (Agricultural Uses – for list of crops in Crop Groups see table above. For application to root and tuber vegetables (Crop Group 1), leaves of root and tuber vegetables (Crop Group 2), bulb vegetables (Crop Group 3-07), leafy vegetables (except brassica) (Crop Group 4), brassica leafy vegetables (Crop Group 5), legume vegetables – including soybeans (Crop Group 6), Foliage of legume vegetables (Crop Group 7), fruiting vegetables (Crop Group 8-10), cucurbit vegetables (Crop Group 9), citrus fruits (Crop Group 10-10), berry and small fruit crops (Crop Group 13-07), pome fruit (Crop Group 11-10), stone fruit (Crop Group 12), cereal grains (Crop Group 15), tree nuts (Crop Group 14), forage fodder and straw of cereal grains (Crop Group 16), grass forage fodder and hay (Crop Group 17), nongrass animal feed (forage, fodder, straw and hay) (Crop Group 18), herbs and spices (Crop Group 19), oilseeds – including sunflowers (Crop Group 20), edible fungi (Crop Group 21), tropical fruits and miscellaneous crops.** Use this product to limit damage caused by birds on ripening crops. Withhold treatment until crop is susceptible to bird damage. Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator that will

deliver a dry fog with a droplet size within the aerosol size range (below 30 microns). Direct fog into crop area. Do not apply when crop is wet or if rain is expected. This product may be applied up to the day of harvest (Pre-Harvest Interval = 0 days). Repeat treatment if significant bird damage begins to occur.

Refer to the table above "Commodities in Crop Group Approved for AVIAN CONTROL<sup>®</sup>" for the crops approved for use of AVIAN CONTROL<sup>®</sup> in California.

## STORAGE & DISPOSAL

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

**PESTICIDE STORAGE:** Store only in original container, in a dry place inaccessible to children, pets and domestic animals. Store apart from pesticides, fertilizers, food or feed that may cause cross-contamination from odor. Keep container closed when not in use.

**PESTICIDE DISPOSAL:** Product or rinse water that cannot be used according to label instructions must be disposed of according to Federal or approved State procedures. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

### CONTAINER HANDLING:

**Nonrefillable Container (five gallons or less):** Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times.

**Nonrefillable Container (greater than five gallons):** Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times.

**Refillable Container:** Refillable container. Refill this container with AVIAN CONTROL<sup>®</sup> only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times.

## WARRANTY

**NOTICE:** The directions for use of this product are believed to be adequate and must be followed carefully. To the extent consistent with applicable law, Avian Enterprises, LLC, Inc. does not make, nor does it authorize any agent or representative to make any oral or written warranty, guarantee, or representation, express or implied, concerning this material or the use thereof beyond the statements of the label. To the extent consistent with applicable law, neither Avian Enterprises, LLC nor the seller shall be held responsible in any manner for any claim of personal injury or property damage or loss resulting from handling, storage, or use of this material not in accordance with the written directions. To the extent consistent with applicable law, the buyer assumes all risk and liability resulting from handling, storage, or use, or purchaser accepts and uses this material on these conditions. No other warranty exists.

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This product is protected by U.S. Patent No. 10064408.

EPA [approval date]

**Sub-label #2: Residential Market**

For Home Use—Fruits and Vegetables (Pome Fruit, Stone Fruit, Berry and Small Fruit, Sweet Corn), Turf, Garbage and Trash Areas, Non-fish bearing bodies of water, Buildings and Structures

[Note to reviewer: [Text] in brackets indicates optional text].

**AVIAN CONTROL®**  
**Bird Repellent**

**ACTIVE INGREDIENT:**

Methyl Anthranilate (MA), methyl 2-aminobenzoate . . . . .20.0%

**OTHER INGREDIENTS** . . . . .80.0%

**TOTAL** . . . . .100.0%

This product contains 1.65 pounds of Methyl Anthranilate per gallon of product.

EPA Reg. No. 88889-1

EPA Est. No. 33162-MI-01

**KEEP OUT OF REACH OF CHILDREN**

**CAUTION**

| <b>FIRST AID</b>  |   |
|---|---|
| <b>If in eyes:</b>  | <ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul> |
| <b>If on skin or clothing:</b>  | <ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>   |
| Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact the National Poison Control Center at 800-900-4044 for emergency medical treatment information. |   |

[See] [inside] [label] [booklet] [for] [First Aid] [,] [additional] [Precautionary Statements] [,] [and] [Directions for Use] [including] [Storage and Disposal] [instructions] [.]

**Manufactured for:**

Avian Enterprises, LLC  
221 Ocean Grande Blvd, Suite 801  
Jupiter, FL 33477

**Net Contents: xx gal, xx quarts, xx pints**

**Batch No.:** \_\_\_\_\_



**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS & DOMESTIC ANIMALS**

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

**ENVIRONMENTAL HAZARDS**

To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Rinsing application over the treated area will help avoid run off to water bodies or drainage systems. This pesticide is slightly toxic to fish and aquatic invertebrates.

**DIRECTIONS FOR USE**

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling. Keep unprotected persons out of treated areas until sprays have dried.

**SPRAY APPLICATIONS**

**TURF (LAWNS), BUILDINGS & STRUCTURES, FRUIT AND VEGETABLES, GARBAGE AND TRASH AREAS, AND NON-FISH BEARING BODIES OF WATER**

**USE RESTRICTIONS:** Use this product in areas to repel birds that congregate in large numbers, including these passerine birds: starlings (*Sturnus vulgaris*), gulls (subfamily *Larinae*), blackbirds including grackles (Family *Icteridae*), and rock dove and domestic pigeons (*Columba livia*), cliff swallow (*Hirundo fulva*), house (English) sparrow (*Passer domesticus*), house finch (*Corpodacus mexicanus*), American crow (*Corvus brachyrhynchos*, *Corvus ossifragus*) as well as these wild migratory waterfowl: geese (*Anserinae*), mute swan (*Cugus olor*), and Coot (*Fulica Americana*). These listed birds are reservoirs or vectors for human disease causing agents, bacterial, parasitic, fungal, and ectoparasitic pathogens that can be transmitted to humans and may present a health risk to humans and domestic poultry.

Areas where the above types of wild birds or their drops and humans or domestic birds come in close contact pose a risk to human health and in these settings, birds are considered pests.

Use this product to repel birds from non-fish bearing bodies of water (such as decorative fountains) and areas where garbage and trash attract birds. This product can be applied to limit damage caused by birds to fruits and vegetables. However, this product cannot be applied in these areas when non-target birds (i.e. those birds not listed above) or Threatened or Endangered Birds may be present. Do not apply directly to water, such as lakes, reservoirs, ponds, streams and canals; however, overspray to water bodies can be expected with proper use of this product.

**SPRAY APPLICATION DIRECTIONS:**

**Non-fish bearing bodies of water** (such as decorative fountains): AVIAN CONTROL<sup>®</sup> is effective at a rate of 12 oz. to 42 oz. per 43,560 sq. ft. (0.16 to 0.54 lbs a.i. per acre) of water surface at 3-4 week intervals but can be used at up to a maximum of 5 gallons per 43,560 sq. ft. (8 lbs a.i. per acre). Adjust timing of subsequent applications as required by bird activity and anticipated seasonal migrations. Product is best applied with a small amount of liquid dish soap (such as Dawn<sup>®</sup> or Joy<sup>®</sup>). **California only** – Apply 1.4 to 2.75 parts of concentrate to 555 parts of water; 2.75 to 5.5 gallons concentrate per 1100 gallons of water (0.25% to 0.50%). Mix concentrate with water before adding to non-fish bearing bodies of water. Reapply at 3-4 week intervals if necessary to maintain repellency.

**Turf (Lawns):** AVIAN CONTROL<sup>®</sup> is effective at a rate of 12 oz. to 42 oz. per 43,560 sq. ft. (0.16 to 0.54 lb a.i. per acre) but can be used at up to a maximum of 5 gallons per 43,560 sq. ft. (8 lbs a.i. per acre). Apply directly to turf as soon as the birds start to arrive. Repeat applications as long as birds persist. Make applications with conventional spray equipment, and other liquid application equipment. Product is best applied diluted while continuously agitated, or with a small

amount of liquid dish soap (such as Dawn® or Joy®) to ensure uniform coverage. **California only** – Apply to turf by ground at 7 to 14 day intervals, or after each mowing, using 1.39-2.78 gal product (177-355 fl. oz.) per 43,560 sq. ft. (2.29 to 4.58 lb a.i.).

**Garbage and Trash Areas, Buildings and Structures:** Apply this product to immediately repel birds from in or on structures or areas where garbage and trash can accumulate and can attract birds. Product is best applied diluted while continuously agitated, or with a small amount of liquid dish soap (such as Dawn® or Joy®) to ensure uniform coverage. Mix AVIAN CONTROL® with water at a ratio of 10-50% v/v with water. To make a 20% v/v mixture, mix 1 pint of product with 4 pints of water. To make a 50% v/v mixture, mix 1 pint of product with 1 pint of water.

**Fruit and Vegetables Applications (for list of fruits and vegetables see table below).**

See table below for further information and for crops registered in the state of California.

**Ground Applications:** This product must be applied using appropriate ground spray equipment. Withhold treatment until fruits and vegetables are susceptible to bird damage. Do not apply when fruits and vegetables are wet or if rain is expected. Product is best applied diluted while continuously agitated, or with a small amount of liquid dish soap (such as Dawn® or Joy®) to ensure uniform coverage. For ground applications, dilute 12 oz. to 42 oz. AVIAN CONTROL® per 43,560 sq ft (0.16-0.54 lb a.i. per acre) with water at a ratio of 1 part product to 10-20 parts water or in sufficient water for the application equipment to be used. Apply the spray mixture so that the fruits and vegetables receive thorough coverage. This product may be applied up to the day of harvest. Repeat treatment at 6-8 day intervals if significant bird damage begins to occur. Do not apply more than 3.75 gallons per 43,560 sq ft per application (6.2 lbs a.i. per acre). Refer to “**Application Rates for Fruits and Vegetables - California Only**” for approved application rates in that state.

**Application Rates for Fruits and Vegetables - California Only:**

- Apples: 90 oz. product (1.15 lb a.i.) per 43,560 sq ft.
- Apricots, Peaches, Plums: 1.88-3.75 gal. (241-480 fl. oz.) product (3.1-6.2 lb a.i.) per 43,560 sq ft.
- Cherries: 90 oz. to not more than 1.39 gal. (179 fl. oz.) product (1.15-2.29 lb a.i.) per 43,560 sq ft.
- Corn (sweet): 90 oz. product (0.28 lb a.i.) per 43,560 sq ft.
- Sunflowers: 90 oz. product (0.28 lb a.i.) per 43,560 sq ft.
- Blueberries: 90 oz. to not more than 1.39 gal. product (1.15-2.29 lb a.i.) per 43,560 sq ft.
- [Table] Grapes: 90 oz. product (1.15 lb a.i.) per 43,560 sq ft.

| <b>Use AVIAN CONTROL® on these Fruits and Vegetables</b>   |
|--|
| <p>CA only: Apples.</p> <p>All other states: Apple, Azarole, Crabapple, Loquat, Mayhaw, Medlar, Pear, Pear (Asian), Quince, Quince (Chinese, Japanese), Tejocote, and other varieties or hybrids of these crops.</p> |
| <p>CA only: Apricots, Cherries, Peaches, Plums</p> <p>All other states: Apricot, Cherry (sweet, tart), Nectarine, Peach, Plum, Plum (Chickasaw, Damson, Japanese), Plumcot, Prune (fresh).</p>                       |

|   |
|---|
| <p>CA only: [Table] Grapes, Blueberries (low bush and high bush).</p> <p>All other states: Grapes, Blueberries (low bush and high bush), Blackberry, Elderberries, Mulberries, kiwifruit, Raspberry (red and black), Strawberry, and other varieties or hybrids of these crops.</p> |
| <p>California only: Corn (sweet)</p> <p>All other states: Corn (sweet)</p>  |

## FOGGING APPLICATIONS

**New York:** Fogging applications are prohibited in the State of New York.

**USE RESTRICTIONS:** Use this product in areas to repel birds that congregate in large numbers, including these passerine birds: starlings (*Sturnus vulgaris*), gulls (subfamily *Larinae*), blackbirds including grackles (Family *Icteridae*), and rock dove and domestic pigeons (*Columba livia*), cliff swallow (*Hirundo fulva*), house (English) sparrow (*Passer domesticus*), house finch (*Corpodacus mexicanus*), American crow (*Corvus brachyrhynchos*, *Coruvs ossifragus*) as well as these wild migratory waterfowl: geese (*Anserinae*), mute swan (*Cugus olor*), and Coot (*Fulica Americana*). These listed birds are reservoirs or vectors for human disease causing agents, bacterial, parasitic, fungal, and ectoparasitic pathogens that can be transmitted to humans and may present a health risk to humans and domestic poultry. However, this product cannot be applied in these areas when non-target birds (i.e. those birds not listed above) or Threatened or Endangered Birds may be present. Do not apply directly to water, such as lakes, reservoirs, ponds, streams and canals; however, overspray to water bodies can be expected with proper use of this product.

Areas where the above types of wild birds or their drops and humans or domestic birds come in close contact pose a risk to human health and in these settings, birds are considered pests. For use on or near domestic structures or buildings.

Use AVIAN CONTROL<sup>®</sup> with thermal and mechanical foggers as long as the product is applied at less than 30 microns. For best results, ensure the product comes in direct contact with target birds (see above).

Direct outlet or nozzle away from surfaces and greenery or keep the fog or aerosol generator outlet pointed at least 5 feet away from direct application to any object, painted surface, and especially plants and shrubbery to allow for dissipation of the fog and to avoid discoloration from direct contact with concentrated AVIAN CONTROL<sup>®</sup> or the heat when using thermal foggers. Do not smoke while applying this product.

**INDOOR FOGGING APPLICATIONS (Storage sheds, hangers, garages, barns, etc.):** Apply AVIAN CONTROL<sup>®</sup> undiluted at a rate not to exceed two (2) ounces per 10,000 cubic feet of space to be treated. Consult the fog generator owner's manual for proper settings. Expose as many birds as possible to the fog for fast and lasting results. Several treatments, 1 to 4 days apart may be required for removal of all nuisance birds.

### OUTDOOR FOGGING APPLICATIONS:

**General Application Directions:** Apply AVIAN CONTROL<sup>®</sup> undiluted at a rate of 12 to 16 ounces per 43,500 sq ft (2.8-3.7 ounces per 10,000 sq ft) of area to be treated. Consult the fog generator owner's manual for proper settings. Several treatments, 1 to 4 days apart may be required for removal of all nuisance birds.

### **Structures, Buildings, and other Open Areas**

Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator. Expose as many birds as possible to the fog for fast and lasting results. Apply AVIAN CONTROL<sup>®</sup> when birds have settled down or are roosting on the structure. Withhold treatment until conditions favoring successful use arise (temperature, direction, and speed of wind) to be able to cover all the infested structure. For best results, make applications in the evening, when most of the birds have arrived, but before it gets too dark for the birds to leave once exposed to the fog.

### **Trees and Shrubs**

Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator. Expose as many birds as possible to the fog for fast and lasting results. Apply AVIAN CONTROL<sup>®</sup> when birds have settled down. Withhold treatment until conditions favoring successful use arise (temperature, direction, and speed of wind). For best results, make applications in the evening, when most of the birds have arrived, but before it gets too dark for the birds to leave once exposed to the fog.

### **Turf (Lawns)**

Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator. Set the fog generator upwind so that the wind will carry the fog in the general direction of the birds. Apply at any time of the day when birds are present. To control Canada geese, apply at any time when they are feeding or roosting, except when they sit on a nest during breeding season.

### **Lakes and Ponds, Boat Docks, Non-fish bearing sites such as ornamental fountains**

Do not apply directly to water. However, it is expected that overspray may occur. Apply when wind and drift conditions are minimal. Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal fog generator. Set fog generator upwind so that the wind will carry the fog in the general direction of the birds. Apply as soon as birds arrive. For roosting birds, the product is best applied in the evening when most of the birds have arrived but before it gets too dark for the birds to leave.

### **Fruits and Vegetable Applications**

Use this product to limit damage caused by birds on ripening fruit and vegetables. Withhold treatment until fruit or vegetables are susceptible to bird damage. Apply AVIAN CONTROL<sup>®</sup> undiluted using a thermal or mechanical fog generator. Direct the fog into area to be treated. Do not apply when fruits and vegetables are wet or if rain is expected. This product may be applied up to the day of harvest. Repeat treatment if significant bird damage begins to occur.

Refer to the table above “**Use AVIAN CONTROL<sup>®</sup> on these Fruits and Vegetables**” for the fruits and vegetables approved for use of AVIAN CONTROL<sup>®</sup>.

## **STORAGE & DISPOSAL**

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

**PESTICIDE STORAGE:** Store only in original container, in a dry place inaccessible to children, pets and domestic animals. Store apart from pesticides, fertilizers, food or feed that may cause cross-contamination from odor. Keep container closed when not in use.

**PESTICIDE DISPOSAL:** Product or rinse water that cannot be used according to label instructions must be disposed of according to Federal or approved State procedures. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

### **CONTAINER HANDLING:**

**Nonrefillable Container:** Nonrefillable container. Do not reuse or refill this container.

If empty: 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.

## **WARRANTY**

**NOTICE:** The directions for use of this product are believed to be adequate and must be followed carefully. To the extent consistent with applicable law, Avian Enterprises, LLC, Inc. does not make, nor does it authorize any agent or representative to make any oral or written warranty, guarantee, or representation, express or implied, concerning this material or the use thereof beyond the statements of the label. To the extent consistent with applicable law, neither Avian Enterprises, LLC nor the seller shall be held responsible in any manner for any claim of personal injury or property damage or loss resulting from handling, storage, or use of this material not in accordance with the written directions. To the extent consistent with applicable law, the buyer assumes all risk and liability resulting from handling, storage, or use, or purchaser accepts and uses this material on these conditions. No other warranty exists.

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EPA [approval date]