

PM 14

299-213

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March 19, 1997

Mr. Mike Compton,  
Registration Manager  
C. J. Martin Company  
606 West Main Street  
P.O. Box 630009  
Nacogdoches, TX 75963

Dear Mr. Compton:

Subject: MARTIN'S GOPHER BAIT 50R  
EPA Registration No. 299-213  
Your Submission of September 2, 1997

The label submitted for this product on September 2, 1994 is acceptable, provided that the changes listed below are made.

1. At the top of the label, change the explanation for classification as a "RESTRICTED USE PESTICIDE" from "DUE TO HIGH ACUTE TOXICITY" to "DUE TO HAZARD TO NONTARGET ORGANISMS". The latter statement conforms with the text indicated in 40 CFR, §152.175 for Strychnine pocket gopher baits which may be applied by use of burrow builders.
2. Move the statement "Do not apply directly to food or feed crops" from the "ENVIRONMENTAL HAZARDS" paragraph to the end of the "USE RESTRICTIONS" portion of the "DIRECTIONS FOR USE".
3. In the "NOTE TO PHYSICIAN", change "CAUTION:" to "NOTICE:" so as not to conflict with the label's required signal word "DANGER".

The language in the 1989 Strychnine Settlement Agreement decision precluded us from accepting the label changes when they originally were proposed. An amendment to that decision issued on September 30, 1996, now permits us to consider such changes.

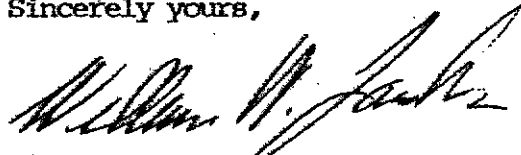
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#### CONCURRENCES

SYMBOL							
SURNAME							
DATE							

Submit one copy of the final printed label, modified as specified above, before releasing this product for shipment.

Sincerely yours,



William W. Jacobs, Ph. D  
Acting Product Manager 14  
Insecticide-Rodenticide Branch  
Registration Division (7505C)

## PRECAUTIONARY STATEMENTS

### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**DANGER:** Convulsive Poison! Poisonous if swallowed. Do not breathe dust. Do not contaminate feed and foodstuffs. Keep away from children, pets and domestic animals. Wash thoroughly with soap and water after handling and before eating or smoking. Clean clothing should be used daily. Do not touch bait with bare hands. Wear gloves while handling bait. This product is to be used only for subsoil application as directed.

### STATEMENT OF PRACTICAL TREATMENT

**IF SWALLOWED:** CALL A PHYSICIAN OR POISON CONTROL CENTER IMMEDIATELY. If less than ten (10) minutes have passed since the poison was taken, give 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. Repeat until vomit fluid is clear. Have patient lie down in quiet, darkened room and keep warm and quiet. Do not induce vomiting or give anything by mouth to an unconscious person.

**IF INHALED:** Remove victim to fresh air. Apply artificial respiration if indicated.

**IF ON SKIN:** Remove contaminated clothing and wash affected areas with soap and water.

**IF IN EYES:** Flush eyes with plenty of water. Get medical attention if irritation persists.

### NOTE TO PHYSICIAN

A. Administer 100% Oxygen by positive pressure to provide as much pulmonary gas exchange as possible despite seizures.

B. Administer ANTICONVULSANT DRUGS intravenously to control convulsions.

**CAUTION:** It may be difficult or impossible to stop the seizure activity without stopping respiration. Be prepared to maintain pulmonary ventilation mechanically. Tracheotomy may be necessary if seizures are prolonged.

### ENVIRONMENTAL HAZARDS

This product is toxic to fish, birds, and other wildlife. Baits exposed on soil surfaces may be hazardous to birds and other wildlife. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not apply directly to food or feed crops. Do not contaminate water by cleaning of equipment or disposal of wastes.

### ENDANGERED SPECIES CONSIDERATIONS

**NOTICE:** The killing of a member of an endangered species during strychnine baiting operations may result in a fine under the Endangered Species Act. Before baiting, the user is advised to contact the Regional U.S. Fish and Wildlife Service (Endangered Species Specialist) or the local Fish and Game Office for specific information on endangered species. Strychnine baits should not be used in the geographic ranges of the following species except under programs and procedures approved by the U.S. EPA: California condor, San



# Martin's

ESTABLISHED 1883

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### RESTRICTED USE PESTICIDE DUE TO HIGH ACUTE TOXICITY

For retail sale to and use only by Certified Applicators or persons under their direct supervision and only for those uses covered by the Certified Applicator's certification.

# GOPHER BAIT 50R

## STRYCHNINE TREATED GRAIN BAIT FOR SUBSOIL APPLICATION ONLY



Net Weight:  
45 Pounds



POISON

### ACTIVE INGREDIENT:

Strychnine Alkaloid ..... 50%

INERT INGREDIENTS: ..... 99.50%

KEEP OUT OF REACH OF  
CHILDREN  
**DANGER**

See Antidote Statement and  
Other Warnings on Side Panel

ACCEPTED FOR COMPLIANCE  
MAR 19 1990  
EPA REGIONAL OFFICE  
SAN ANTONIO, TEXAS

Joaquin kit fox, Aleutian Canada goose, Morro Bay kangaroo rat, salt marsh harvest mouse, gray wolf, and grizzly bear.

### DIRECTIONS FOR USE

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

**USE RESTRICTIONS:** This product may be used to control pocket gophers (*Geomys* spp., *Thomomys* spp., and *Pappogeomys* spp.) in subterranean applications only in rangelands, pastures, croplands, and noncrop areas. This product may be applied manually or by use of a burrow builder. Do not apply this product above ground over agricultural crops or anywhere else.

**HAND BAIT APPLICATIONS:** Remove burrow plug from the flat side of the burrow fan or locate the main runway by probing with a metal rod or wooden stick. Resistance on the probe will decrease when you are in the main runway. Insert one tablespoon of bait into the burrow system, using a long-handled spoon if necessary. Close the tunnel with soil. Do not permit soil to cover bait. One pound of bait will treat 1-8 acres depending on the number of acres to be treated. Retreat according to above directions if new gopher activity is noticed.

**BURROW-BUILDER APPLICATIONS:** Follow manufacturer's instructions for the equipment used to apply gopher bait. Apply 1-2 pounds of bait per acre using 20- to 30-foot row-spacing intervals. Apply bait by this method only when soil condition is proper to insure formation of a good artificial burrow. Retreat according to above directions if new gopher activity is noticed, but not more often than once every 30 days.

### STORAGE AND DISPOSAL

**STORAGE:** Store in original container in a dry place. Store in a locked area out of reach of children, pets and animals. Do not contaminate water, food or feed by storage or disposal.

**PESTICIDE DISPOSAL:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

**CONTAINER DISPOSAL:** Do not reuse empty container. Completely empty then dispose of in a sanitary landfill or by incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

E.P.A. Reg. No. 299-213 E.P.A. Est. No. 299-TX-1

C. J. MARTIN COMPANY  
606 W. Main Street  
Nacogdoches, TX 75661

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