

8254-5

11-15-2002

1/4

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

281531

Application for Pesticide - Section I

NOTIFICATION

1. Company/Product Number 8254-5	2. EPA Product Manager DR. DAN PEACOCK	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) THE BIRDS BIRD REPELLENT	PM# IRB	OPP ID# 281631
5. Name and Address of Applicant (Include ZIP Code) BIRD CONTROL INTERNATIONAL, INC. 1393 E. HIGHLAND ROAD TWINSBURG, OH 44087 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. N/A Product Name B/A

NOTIFICATION

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Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> To place the word "pigeons" back into the use restrictions section.	<input type="checkbox"/> Other - Explain below.

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

We enclose 2 copies of the label.
>This NOTIFICATION Re Places the word PIGEONS back into the first line of the USE RESTRICTIONS so that the first sentence now reads, properly. "This product may be used to discourage pigeons and starlings, from roosting or perching on treated ledges, etc.....etc ... and similar structures". This label was ACCEPTED AUG 29, 2002. with the pictures of the pigeons on the front panel and with the statement" TO DISCOURAGE PIGEONS AND STARLINGS FROM...and STRUCTURES.

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container -->Metal > <input checked="" type="checkbox"/> Metal >Plastic tube > <input type="checkbox"/> Plastic >>Glass > <input type="checkbox"/> Glass >>>Paper > <input checked="" type="checkbox"/> Paper > <input type="checkbox"/> Other (Specify) Lined Cardboard tube
* Certification must be submitted	If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container	

3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container 10 Ounce Tube.	5. Location of Label Directions <input type="checkbox"/> On Label <input checked="" type="checkbox"/> On Labeling accompanying product
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6. Manner in Which Label is Affixed to Product Screened	<input type="checkbox"/> Lithograph <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled	<input type="checkbox"/> Other _____
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Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name H. R. MCLANE, INC. By H. R. McLane;	Title Agent 305 661 1706 BIRD CONTROL INT. INC.	Telephone No. (Include Area Code) 800 322 3421
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Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

3. Date Application Received
(Stamped)

2. Signature H. R. McLane	3. Title Authorized Agent
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4. Typed Name Mr. Benjamin Baker, Vice President	5. Date 10-07-02
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PAGE 2 OF 2 NOTIFICATION FOR PRODUCT EPA REG. #8254-5.

DATE: 10-07-02

EPA REG. NOL. 8254-5 4 THE BIRDS BIRD REPELLENT.

CERTIFICATION

"This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to wilfully make any false statement to EPA, I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA,"

Please place this NOTIFICATION as a permanent portion of the file for the product. Thank you.

Sincerely
H. R. MCLANE, INC.

Herb Lawrence

H. R. McLane, Authorized Agent for:
Mr. Ben Baker, President; Bird Control International Corp.
HRM /nb/A.A./B.S./Ph.D./cc/BB/BCIC
encl: 2 revised labels.

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NOTIFICATION

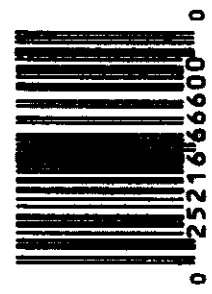
NOV 15 2002

FIRST AID
 Have label with you when obtaining treatment advice.
 If on skin • Take off contaminated clothing.
 • Rinse skin immediately with plenty of water for 15 - 20 minutes.
 • Call a poison control center, doctor or 1-800-864-8042 immediately for treatment advice.
 If in eyes • Hold eye open and rinse slowly and gently with water for 15 - 20 minutes.
 • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.
 • Call a poison control center, doctor, or 1-800-864-8042 immediately for treatment advice.
NOTE TO PHYSICIAN
 Probable mucosal damage may contraindicate the use of gastric lavage.

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
WARNING
 Causes substantial but temporary eye injury. Harmful if absorbed through the skin. Wear goggles or face shield. Avoid contact with skin. Wash thoroughly with soap and water after handling and before eating, drinking, or using tobacco. Remove contaminated clothing and wash before reuse.
ENVIRONMENTAL HAZARDS
 Small birds may become fatally entrapped by this tacky repellent. To reduce hazards to legally protected species, and to avoid noncompliance with the Federal Migratory Bird Treaty Act, follow all instructions in the Directions For Use.

STORAGE AND DISPOSAL
 Do not contaminate water, food or feed by storage or disposal.
STORAGE: Store only in original container, in a cool, dry place inaccessible to children and pets.
PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.
CONTAINER DISPOSAL: If Empty: Do not reuse this container. Place in trash and offer for recycling if available.
 If Partially Filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

DIRECTIONS FOR USE
 It is a violation of Federal Law to use this product in a manner inconsistent with its label.
USE RESTRICTIONS: This product may be used to discourage pigeons and starlings, from roosting or perching on treated ledges, eels, roofs, peaks, cornices, and similar parts of municipal, industrial and commercial buildings, homes, apartment and condominium complexes, bridges and overpasses and similar structures. *4 THE BIRDS® is a transparent, sticky product that remains tacky at 15° F and will not run at temperatures up to 200° F. Do not apply on location where desirable species of birds might become entangled in the repellent.
APPLICATION DIRECTIONS:
Surface Preparation: Clean surfaces to be treated to promote adhesion of repellent. Wipe or scrape all dust, dirt, droppings, and other loose debris from surfaces. Seal porous surfaces prior to treatment by brushing on one coat of Ealor's® Porous Surface Sealer, shellac or a 50% solution of white glue, and allow to dry.
Product Application: Use a caulking gun and/or a putty knife to apply this product. A properly applied bead of *4 THE BIRDS® BIRD REPELLENT looks like this  in cross section. Press against surface to ensure good adhesion. To treat ledges or sills, apply beads of repellent no larger than 1/2" wide by 1/2" deep at the deepest part in strips no closer than 2" apart, beginning 1" in from the outer edge. To treat roofs, peaks, cornices, etc., apply a single bead of repellent along the highest point. A second treatment may be necessary if product becomes flattened by heavy bird traffic.
DO NOT APPLY PRODUCT IN BEADS WIDER OR DEEPER THAN THAT PRESCRIBED ABOVE.
 One 10 oz. tube of this product will treat 10 linear feet when product is applied in beads 1/2" wide and 1/2" high.
Partially Filled Cartridges: Replace cap on tip of tube.
Product Clean-ups: Use mineral spirits to remove product from treated surfaces, equipment, or other contaminated articles.
IMPORTANT NOTICE: Seller makes no warranty, expressed or implied, concerning the use of this product other than as indicated on the label. Buyer assumes all risk of use and/or handling of this material when such use and/or handling is contrary to label instructions.
EMERGENCY TELEPHONE NUMBER: 1-800-864-8042
NON EMERGENCY TELEPHONE NUMBER: 9 am to 5 pm EST 330-425-7801
STOCK 0806 FWW 080188 JTF



4 the Birds®

BIRD REPELLENT

TO DISCOURAGE PIGEONS AND STARLINGS FROM BUILDINGS AND STRUCTURES



ACTIVE INGREDIENT:
 Polybutene..... 93%
OTHER INGREDIENTS:
 7%
TOTAL..... 100%

KEEP OUT OF REACH OF CHILDREN
WARNING
 See additional PRECAUTIONARY STATEMENTS on Back Panel.

EPA REG. NO. 8254-S
 EPA EST. NO. 56-0H-1

*4 the Birds® is a registered trademark of BIRD CONTROL INTERNATIONAL CORP.
 Made and printed in U.S.A. © 2002

NET CONTENTS: 10 FL. OZ.

6.34" x 7.875"

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H. R. McLANE, INC.

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Chemical Consultants In EPA Regulatory Affairs
FIFRA Licensing & Registrations- Since 1956

OCT 07, 2002

Dr. Dan Peacock Ph.D. IRB
Document Processing Desk: NOTIFICATION
Office Of Pesticide Programs (7505C)
U. S. Environmental Protection Agency
1200 PENNSYLVANIA AVE. N.W.
Washington, DC 20460

OPP ID NO. 281631

SUBJECT: NOTIFICATION

REGISTRANT: BIRD CONTROL INTERNATIONAL CORP. EPA # 8254.
1393 Highland Road - Twinsburg, OH 44087
Company Contact: Mr. Benjamin Baker, President.

PRODUCT: "4 The Birds Bird Repellent"
EPA Reg. Number. 8254-5

Dear Dr. Peacock:

We enclose 2 copies of this label and the following information for this NOTIFICATION.

1. Cover letter to Dan Peacock.
2. EPA Reg. form 8570-1; NOTIFICATION. OPP ID NO. 281531.
3. Two copies of the label with the change by Notification.

This NOTIFICATION edits the label as it should read.

It Re- Places the word PIGEONS back into the first line of the "USE RESTRICTIONS" so that the first sentence now reads properly and includes the word pigeons; and therefore includes directions for use against pigeons as they are pictured and referenced on the label's front panel.

The sentence now properly reads:

"This product may be used to discourage pigeons and starlings, from roosting or perching on treated ledger, sills, roofs, peaks, cornices and similar parts of municipal, industrial and commercial buildings, homes, apartment and condominium complexes, bridges and overpasses and similar structures".

THE CERTIFICATION FOR THIS NOTIFICATION FOLLOWS herein ON
PAGE 2 of 2 OF THIS COVER LETTER.