

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

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

Mr. H.R. McLane Agent for J.T Eaton & Company, Inc C/O H.R. McLane Inc 7210 Red Road, Suite 206A Miami, FL 33143-5321

OCT 2.3 2008

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Registrant:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated August 28, 2008 for:

EPA Registration 8254-5 4 The Birds Bird Repellent

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and 98-10 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

Linda Arrington

Notifications & Minor Formulations Team Leader Registration Division (7505P)

Office of Pesticide Programs

Washington, DC 20460	Washington, DC 20460 Amendment X Notification		nent tion	EPA Registration. No. 8254-5 ate:Aug. 28, 2008		
Application for Pesticide Sec 1. Company / Product Number:	tion I	2. EPA Produc			roposed Cl	
8254-5	[Dr. John A. I			oposed Ci	
4. Company Product Name:		M Number - 04		X	None	Restricted
4 THE BIRDS® BIRD REPELLENT , 5.Name and address of Applicant: (Include Zip Control of Company, INC. 1393 E Highland Rd. TWINSBURG, OH 44087	Í	6. Expedite F (b)(i),My produto: EPA Reg. No.				
Check if this is a new address		Product Name: 1	N/A			
	Sectio	7	·	<u>. </u>		
Amendment- Explain-below			nted Labels ir	n response t	0	
- Resubmission in response to Agency letter da	ated		etter Dated:			
X Notification - Explain Below For PRN 2007-	-4	İ	plain below			
this NOTIFICATION. Our corrected "Certification letter page 2 of 4 in this dossier. 1. Material This Product will be packaed in: Child Resistant Packaging Unit Packaging	Section		na l 1	ype of Cont	00 6	our cover
Yes X Yes (1: 2: 16 oz. BAIT BLOCKS® No	If "Yes"	Yes No No Per	2.	X	Metal₄(L Plastic Glass Paper	, I
be submitted Date:	Package	Wgt. Container			Other (hipboard Box)
3. Location of Net Contents Information 4. Size(s) Re X Label X Container 10 oz	etail Container z. tube co	ontainer	└─X On Lai	ocation of label bel and 1# Box companying pr		
- Pap	ograph oer Glued	Othe	r			
- Sten	iciiea	·				
- Sten	Section	n IV				
Contact Point (Complete items below for Identification	Section on of individu	ual to be contact				
Contact Point (Complete items below for Identification	Section on of individu		706	Telephone I	eess this ap No. (Include 1800-321-34	Area code)
Contact Point (Complete items below for Identification Name: H. R. McLane, Inc. 7210 Red Rd. suite 206A miami, FL 33143	Section of individual interior Age	int 305-661-1 J. T. Eaton e, accurate and comp	706 & Co. Inc.	Telephone I	Vo. (Include	Area code) (21 ication
Contact Point (Complete items below for Identification Name: H. R. McLane, Inc. 7210 Red Rd. suite 206A miami, FL 33143 Certil Certify that the statements I have made on this form and all attachment I acknowledge that any false or misleading statement may be pnishable both under applicable law. 2. Signature: By. H. R. McLane	Section of individual itile: Age	int 305-661-1 J. T. Eaton e, accurate and comp	706 & Co. Inc.	Telephone I	No. (Include 800-321-34 6. Date App receive	Area code) (21 ication

EPA REG. 8254-5

Page 1 of 4

INDEX

NOTIFICATION TO COMPLY WITH PR NOTICE 2007-4 CONCERNING THE STORAGE AND DISPOSAL SECTION REVISED COPY. INCLUDES THE CORRECTED CERTIFICATION FOR PR NOTICE 2007-4

REGISTRANT

BIRD CONTROL INTERNATIONAL, INC. NOTIFICATION 1393 E HIGHLAND ROAD TWINSBURG, OH 44087

OCT 2 3 2008

TO: DR. JOHN A. HEBERT PM-04

PRODUCT NAME R THE BIRDS BIRD REPELLENT EPA REG. NO. 8254-5

SUBJECT OF NOTIFICATION: PR NOTICE 2007-4

	PA	AGE
INDEX	•	1
COVER LETTER to: DR. JOHN A. HEBERTPM-04	•	2
1 COPY OF EPA FORM 8570-1 EPA REG. NO. 8254-5		3
1 COPY, AS REQUIRED, OF THE 1 PAGE DRAFT LABEL		4
PR NOTICE 2007-4 COPY FOUND AT THE BOTTOM OF LABEL'S LEFT, TEXT, COLUMN.		

THE LAST ACCEPTED EPA NOTIFICATION FOR THIS PRODUCT LABEL DATED NOV 15, 2002 IS USED AS THE BASE LABEL COPY FOR THIS PR NOTICE 2007-4 NOTIFICATION.

RETURN POSTCARD FOR EPA SIGNATURE OF RECEIPT MAILING STICKERS FOR RETURN TO H. R. MCLANE, INC.



H. R. McLANE, INC.

page 2 of 4

7210 Red Road, Suite 206A - Miami, Florida 33143-5321 U.S.A. Phone 305 661 1706 - Fax 305 661 3036 - E-Mail hrmclaneinc@bellsouth.net Consulting in EPA Regulatory Affairs FIFRA Licensing & Registrations - Since 1948

AUG 28, 2008

DR. JOHN A. HEBERT PM-04
DOCUMENT PROCESSING DESK (PR NOTICE 2007-4 NOTIFICATION)
OFFICE OF PESTICIDE PROGRAMS (7504 - P)
ENVIRONMENTAL PROTECTION AGENCY
1200 PENNSYLVANIA, AVE. N.W.
WASHINGTON, D. C. 20460-0001

PHONE 703-308-6249 FAX 703-305-6920

Subject: NOTIFICATION TO COMPLY WITH REQUIREMENTS OF PR NOTICE 2007-4 Registrant: BIRD CONTROL INERNATIONAL EPA EST. NO. 8254
P.O. BOX 472 - TWINSBURG, OH 44087

Product: "4 THE BIRDS BIRD REPELLENT: EPA REG.NO.9254-5

DEAR DR. HEBERT:

THIS NOTIFICATION DEALS WITH THE STORAGE AND DISPUSAL REVISED LABEL COPY REQUIRED BY PR NOTICE 2007-4 FOUND AT THE BOTTOM OF THE LEFT TEXT COLUMN OF THE ENGLISED OF THE DRAFT LABEL PAGENATED AS 4 OF 4 IN THIS DOSSIER.

	PAGE	(
INDEX	. 1 .	60.0
COVER LETTER to: DR. JOHN A. HEBERT PM-04	. 2	O.C. D
1 COPY OF EPA FORM 8570-1 EPA REG. NO. 9354-5	. 3	
2 COPIES OF THE 1 PAGE DRAFT LABEL	. 4	
PR NOTICE 2007-4 COPY FOUND AT THE BOTTOM OF	I	
THE LABEL'S LEFT HAND COLUMN.		

Sincerely

H. R. MCLANE, INC.

H. R. McLane, Ph.D... Agent for MR. BART BAKER - VICE PRESIDENT.

HRM/nb/ encl: as above. cc/BB/CTXCENOL

FIRST AID

If on skin or clothing

Have label with you when obtaining treatment advice.

- Take off contaminated clothing.
 Rinse skin immediately with plenty of water for 15-20 minutes.
- Call a poison control center, doctor or 1-800-664-9042 immediately for treatment advise

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 1-800-664-9042 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: Nonrefillable container Do not reuse or refill 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. 06-28-08.

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, sills, 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 soecies 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 ail dust, dirt, droppings, and other loose debris from surfaces. Seal porous surfaces prior to treatment by brushing on one coat of Eaton'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 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 inch wide and 1/2 inch high.

Partially filled cartridges: Replace can on the tip of tube.

100%

OTHER INGREDIENTS.

rotal.....

Product Clean-up: Use mineral spirits to remove product from treated surfaces, equipment, or other contaminated articles.

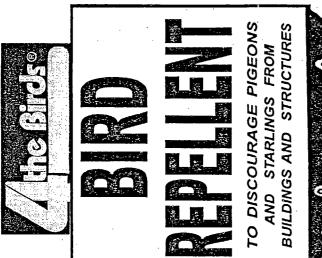
IMPORTANT NOTICE: Selier makes no warranty, expressed or implied concerning the use of this product other than as indicated on the label. Buyer assumes all risk of the use and/or handling of this material when such use and/or labeling is contrary to label instructions.

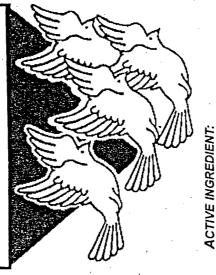
EMERGENCY TELEPHONE NUMBER - 1800-664-9042. NON-EMERGENCY TELEPHONE NUMBER: 9 am to 5 P.M. EST 330-426-7801.STOCK #666 FNW 666100 JTF.

8254-0H-1

Est. No.

EPA





KEEP OUT OF REACH OF CHILDREN WARNING
Seraddifficati PRECAUTIONARY STATEMENTS on Back of labels

Additional PRECAUTIONARY STATEMENTS on technology EPA Reg. No. 8254-5

4 THE BIRDS® is a Registered Trademark of BIRD CONTROL INTERNATIONAL COMMENDED Made and printed in U.S.A. © 2002

BAR CODE

NOTICE 2007-4 NOTIFICATION VERSION

NET CONTENTS: 10 FL. OZ.

PRODUCT BATCH CODE NO.