

36029-7

11/17/2008

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

NOV 17 2008

Mr. Blake Hazen
Wilco Distributors Inc.
Po Box 291
Lompoc, CA 93438

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 18, 2008 for:

EPA Registration 36029-7 Wilco Gopher Getter AG Bait

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 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



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input checked="" type="checkbox"/>	Amendment
<input type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number Wilco Distributors, Inc.	2. EPA Product Manager John Hebert	3. Proposed Classification <input type="checkbox"/> None <input checked="" type="checkbox"/> Restricted
4. Company/Product (Name) Wilco Gopher Getter Ag Bait	PM# 07	
5. Name and Address of Applicant (Include ZIP Code) Wilco Distributors, Inc. P.O. Box 291 Lompoc Ca 93438 <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 to a pesticide already registered and labeled to: NOTIFICATION EPA Reg. No. 36029-7 NOV 17 2008 Product Name Wilco Gopher Getter Ag Bait	

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"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

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

Label Revisions Required by the Final Rule "Pesticide Management and Disposal; Standards for Pesticide and Containment." PR NOTICE 2007-4

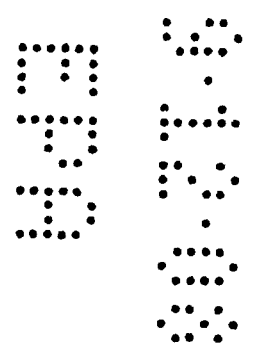
Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input checked="" type="checkbox"/> Yes <input 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		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container	<input type="checkbox"/> Glass	<input checked="" type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 1, 5, 25, 50lbs		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product		<input checked="" type="checkbox"/> Lithograph Paper glued <input type="checkbox"/> Stenciled		<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)			
Name Blake Hazen	Title	Telephone No. (Include Area Code) 805-735-2476	
2. Signature Blake <small>Digitally signed by Blake DN: cn=Blake, o=Wilco, ou=Hazen, email=bhazen@aol.com, c=US Date: 2008.08.18 13:58:53 -0700</small>			3. Title
4. Typed Name Blake Hazen			5. Date 08/18/2008
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.			6. Date Application Received (Stamped)

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 willfully 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.



John Hebert
Insecticide-Rodenticide Branch
Registration Division (7505C) (NOITF)
Ariel Rios Building
1200 Pennsylvania, Ave
Washington DC, 20460-0001

RE: Notification of label change per PR NOTICE 2007-4

Dear Mr. Hebert,

I have attached to this letter the labels for EPA Reg. No. 30629-1, 36029-7, 36029-17, 36029-20, 36029-23, 36029-24, and SLN CA-790145. I am sending these labels to you for proposes of notification per PR Notice 2007-4. If you have any questions you can reach me at 805-735-2476 or jbhazen@aol.com.

Sincerely,

Blake Hazen

**PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
—DANGER—**

Convulsive poison! Fatal if swallowed or inhaled. Harmful if absorbed through skin. Do not get in eyes, on skin or on clothing. Avoid contact with skin. Do not breathe dust. Do not apply this product in a way that will contact any person or pet. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove contaminated clothing and wash clothing before reuse.

PERSONAL PROTECTION EQUIPMENT (PPE)

Applicators and other handlers must wear:
*long-sleeved shirt and long pants.
*cotton gloves
*shoes plus socks
When loading more than 3 lbs. (1.4kg) of bait into mechanical application equipment and when disposing of non-rigid containers (e.g., bags) handlers must wear:
*long-sleeved shirt and long pants
*waterproof gloves
*shoes plus socks
*goggles or face shield, and
*dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC2tc), or a NIOSH-approved respirator with any N, P, R, or HE filter. Follow manufacturer's instructions for cleaning and maintaining PPE. If there are no such instructions, 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. Then, wash thoroughly and put on clean clothing. Users should remove PPE immediately after handling this product. Wash the outside of waterproof gloves before removing them. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This product is toxic to fish, birds, and other wildlife. Do not allow bait to be exposed on soil surface. 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 contaminate water by cleaning of equipment or disposal of wastes.

ENDANGERED SPECIES RESTRICTIONS

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: San Joaquin kit fox, Mono Bay kangaroo rat, Salt Marsh Harvest mouse, gray wolf, and grizzly bear.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal. **PESTICIDE STORAGE:** Store only in original container, in a dry place inaccessible to children and pets, under lock and key in a posted storage area.

PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spilled bait, or residue 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 OR REFILL CONTAINER Completely empty drum or canister by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Offer for recycling if available or dispose of drum or canister in a sanitary landfill or by incineration if allowed by State and local authorities.

NOTICE: Seller makes no warranty, expressed or implied, concerning the use of this product other than indicated on the label. Buyer assumes all risk of use and/or handling contrary to label instructions.

**RESTRICTED USE PESTICIDE
(DUE TO HAZARD TO NONTARGET ORGANISMS)**

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



**WILCO
GOPHER
GETTER
AG
BAIT**

ACTIVE INGREDIENT :

STRYCHNINE ALKALOID 0.50%
INERT INGREDIENTS 99.50%
TOTAL 100.00%

**KEEP OUT OF REACH OF CHILDREN
DANGER-POISON**



Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand this label, find someone to explain it to you in detail.)

FIRST AID

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 a quiet, darkened room and keep warm and quiet. • If person is unconscious, do not give anything by mouth and do not induce vomiting.
IF INHALED:	• Remove victim to fresh air. • If not breathing, give artificial respiration. • Get medical attention.
IF IN EYES:	• Hold eyelids open and flush with steady, gentle stream of water for 15 minutes. • Get medical attention.
IF ON SKIN:	• Wash with plenty of soap and water. • Get medical attention.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-858-7378 (National Pesticide Information Center) for emergency medical treatment information.

NOTICE TO PHYSICIAN

A. Administer 100% OXYGEN by positive pressure to provide as much pulmonary gas exchange as possible, despite seizures.
B. Administer ANTICONVULSIVE DRUGS intravenously to control convulsions. NOTICE: 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.

1LBS NET.WT. 5LBS
 25LBS 50LBS

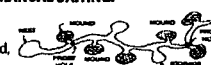
**DIRECTIONS FOR USE
—POCKET GOPHERS—
FOR USE IN SUBSOIL ONLY**

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

USE RESTRICTIONS: This product may only be used to control pocket gophers (Thomomys spp. and Geomys spp.) in subsoil applications (only) in rangeland, pastures, cropland, and nonagricultural areas. This product may be applied by use of tractor-operated mechanical burrow builders, by probe-assisted manual applications, or by use of manually operated bait-dispensing probes such as the Gopher Bait Applicator. Bait must be deposited directly into pocket gophers' natural underground runways or into artificial underground tunnels made by burrow builders. Do not broadcast bait over crops grown for food or feed, or any other purpose. Do not apply this product in a way that will contact workers, other persons, or domestic animals. Keep pets and other people out of the area during application.

APPLICATION DIRECTIONS FOR MANUAL BAITING:

LOCATING RUNWAYS: To locate a gopher's natural runway, probe about 6" to 8" from an active mound, beginning on the flat side of the horseshoe-shaped depression. Using an iron bar, a strong stick, a bait-dispensing probe, or other suitable implement, probe 8" to 10" below soil level. Soil resistance on the probe will decrease when runway is entered.



HAND APPLICATION:

Once the runway is located, enlarge probe hole (if necessary) to accommodate baiting. Drop a teaspoonful of bait through probe opening, taking care not to spill bait on the surface. Pick up any spilled bait immediately. Make 2-7 bait sets per burrow system, depending on the system's apparent length. Close probe holes as indicated below.

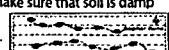
BAIT-DISPENSING PROBE APPLICATION:

Read manufacturer's instructions for the equipment selected for use. Determine how to calibrate equipment or otherwise ensure that each bait placement will be approximately one teaspoonful. Locate the main underground runway through probing, as indicated under LOCATING RUNWAYS: When probe is in the main runway, operate the dispenser to release bait into tunnel. Pick up or bury any spilled bait immediately. Make 2 to 7 bait sets per burrow system, depending upon the system's apparent length. Close probe holes as indicated below.

CLOSING PROBE HOLES: After bait placement has been made, cover opening with sod or dirt to close hole and exclude light. Do not permit dirt to sift in and cover bait.

TREATMENT RATE: Depending upon pocket gopher population levels, one pound of bait applied manually will treat one to eight acres.

APPLICATION DIRECTIONS FOR BURROW BUILDERS: Burrow builders construct artificial underground tunnels and automatically place bait in them in a single operation. A coupler disc opens the way for a subsoiler shank. At the bottom of the shank is a pointed tube or "torpedo." The torpedo creates the artificial burrow. Bait is dropped in preset quantities through an outlet in the rear underside of the torpedo. Close-set rubber tires behind the subsoiler shank close the cut above the burrow. Consult manufacturer's directions for the specific equipment to be used. Adjust the torpedo to the depth of pocket gopher runways. Make sure that soil is damp enough to hold formed tunnels. Cut artificial burrows at 20 to 25 foot intervals. Orient artificial burrows to intercept gophers' natural underground runways. Pick up or bury any spilled bait. One to three pounds of bait will treat one acre by the burrow-builder method. Apply at rates of one to three pounds of bait per acre.



WILCO DISTRIBUTORS, INC.
P. O. Box 291, Lompoc, CA 93438
(805) 735-2476
EPA ESTABLISHMENT NO. 36029-CA-01
EPA REGISTRATION NO. 36029-7

NOTIFICATION
NOV 17 2007