



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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES.

Carroll Draper  
Registration Specialist  
Control Solutions, Inc.  
5903 Genoa-Red Bluff  
Pasadena, TX 77507-1041

MAY 30 2008

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

Dear Mr. Draper:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated April 8, 2008 for:

**EPA Registration 53883-23**

**Martin's Gopher Bait 50**

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 Nicole Williams of my staff at 703-308-8893.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington  
Notifications & Minor Formulations Team Leader  
Registration Division (7505P)  
Office of Pesticide Programs



April 8, 2008

Document Processing Desk (NOTIF)  
Office of Pesticide Programs  
U.S. Environmental Protection Agency  
One Potomac Yard  
2777 S. Crystal Drive  
Arlington, VA 22202

**Re: Notification per (PR) Notice 2007-4, Labeling Revisions required by the Final Rule  
"Pesticide Management and Disposal"  
EPA Reg. No. 53883-23 Martin's Gopher Bait 50**

Dear Sir or Madam:

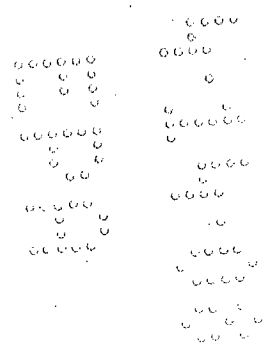
Enclosed is a Notification for (PR) 2007-4; See highlighted text on attached labeling.

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, 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.

If you have any questions or need additional information, please feel free to contact me.

Sincerely,

Carroll Draper  
Registration Specialist  
Control Solutions, Inc.



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-95



United States  
Environmental Protection Agency  
Washington, DC 20460

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

OPP Identifier Number

### Application for Pesticide - Section I

1. Company/Product Number 53883 - 23	2. EPA Product Manager John Hebert	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Martin's Gopher Bait 50	PM# 07	
5. Name and Address of Applicant (Include ZIP Code) Control Solutions, Inc. 5903 Genoa-Red Bluff Pasadena, TX 77507-1041 <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. <u>NOTIFICATION</u> Product Name <u>---</u>	

**NOTIFICATION**  
MAY 30 2008

### 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.)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for 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 the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, 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.

### Section - III

1. Material This Product Will Be Packaged In:					2. Type of Container	
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			<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 type="checkbox"/> Paper
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container	4. Size(s) Retail Container 1 LB, 4 LB 45 LB.		5. Location of Label Directions <input checked="" type="checkbox"/> on label		<input type="checkbox"/> Other (Specify) _____	
6. Manner in Which Label is Affixed to Product			<input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> 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 Carroll Draper	Title Registration Specialist	Telephone No. (Include Area Code) 800-243-5562
2. Signature 		6. Date Application Received (Stamped)
3. Title Registration Specialist		
4. Typed Name Carroll Draper		
5. Date 04-08-08		

**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.

4/7

[FRONT LABEL PANEL]

*Martin's*

### GOPHER BAIT 50

**NOTIFICATION**

STRYCHNINE TREATED GRAIN BAIT

**MAY 30 2008**

FOR SUBSOIL APPLICATION ONLY

**ACTIVE INGREDIENT:**

Strychnine Alkaloid ..... 0.50%

**INERT INGREDIENTS:** ..... 99.50%

**TOTAL:** ..... 100.00%

**KEEP OUT OF REACH OF CHILDREN**

Skull and Crossbone image

**DANGER**

[18 Pt. Type - Red Text]

**POISON**

[18 Pt. Type - Red Text]

**FIRST AID**

**IF SWALLOWED:** CALL PHYSICIAN OR POISON CONTROL CENTER

IMMEDIATELY. If less than ten (10) minutes have passed since 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. 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.

**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. **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.

Have the product container or label with you when calling a poison control center, or doctor, or going for treatment. In case of a medical emergency call SafetyCall™ at 1-866-897-8050.

See back panel for additional Precautionary Statements

**NET WT.** \_\_\_\_\_

[BACK/SIDE LABEL PANEL]

**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 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 PROTECTIVE EQUIPMENT (PPE)**

Applicators and other handlers must wear:

- long-sleeved shirt and pants,
- cotton gloves, and
- shoes plus socks

When disposing of non-rigid containers (e.g., bags), handlers must wear:

- long-sleeved shirt and pants,
- waterproof gloves,
- shoes plus socks,
- goggles or face shield, and
- dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C), 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 for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

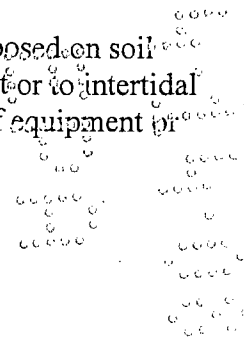
**USER SAFETY RECOMMENDATIONS**

Users should remove clothing immediately if pesticides 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. 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.



[BACK/SIDE LABEL PANEL CONT'D]

**ENDANGERED SPECIES CONSIDERATIONS**

**Notice:** This killing of a member of an endangered species during strychnine baiting operations may result in a fine under the Endangered Species Act. Before baiting, user is advised to contact the regional U.S. Fish and Wildlife Service (Endangered Species Specialist) or 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 Joaquin Kit Fox, Morro Bay Kangaroo, 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 only be used to control pocket gophers (*Geomys spp.*, *Thomomys spp.*, and *Pappogeomys spp.*) in subterranean applications only in rangelands, pastures, croplands and non-crop areas. Do not apply this product by use of mechanical burrow builder. Do not apply this product above ground over agricultural crops or anywhere else. Do not apply directly to food or feed crops.

Do not apply this product in a way that will contact workers, other persons, pets, or domestic animals. Keep pets and other people out of the area during application.

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

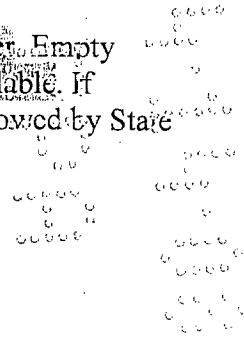
**STORAGE AND DISPOSAL**

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

**Pesticide Storage:** Store in original container in a dry place. Store in locked area out of reach of children.

**Pesticide Disposal:** Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide, spilled bait, 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:** ~~Non-refillable container. Do not reuse or refill this container.~~ Empty container through use according to label instructions. ~~Offer for recycling, if available.~~ If recycling is not available; then dispose of container in a sanitary landfill or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.



[BACK/SIDE LABEL PANEL CONT'D]

**Control Solutions, Inc.**  
**5903 Genoa-Red Bluff**  
**Pasadena, TX 77507-1041**

EPA Reg. No. 53883-23  
EPA Est. No. 53883-TX-002

Revised: 04-20-05  
S:\Main\Control Solutions, Inc.\Labels\Martin's Gopher Bait 50

