55541-2

3-24-2004

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



OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

March 24, 2004

17 746444

Counter Assault 120 Industry Court Kalispell, MT 59901

Attention: Mr. Pride Johnson

## Subject: Counter Assault Bear Deterrent EPA Reg. No. 55541-2 Your submission of September 11, 2003

**Purpose** The purpose of this submission is to revise your labeling in accordance PR Notices 2001-1 and 2001-6.

Label review The labeling for this product (can label, clamshell insert, and two holster cards), under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) is acceptable, provided you submit one (1) copy of final printed labeling to us, with the following changes, before you ship your product.

#### A. Can Label

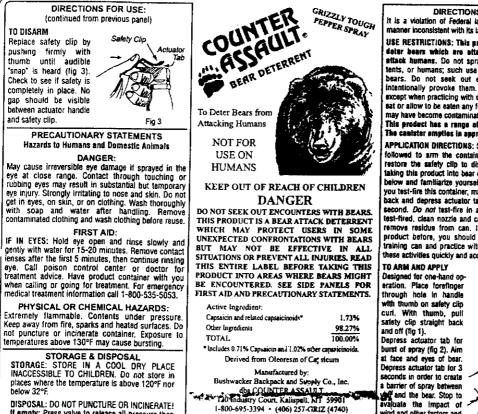
- Change the subheadings "TO ARM AND APPLY" and "TO DISARM" to "To Arm and Apply:" and "To Disarm:" to make clear that these sections are within the "DIRECTIONS FOR USE".
- 2. In your "STORAGE" text., add "and pets" after "children".
- 3. Make sure that the "Net Contents" is clearly visible on the Front Panel of the can or clamshell labeling when presented in the marketplace.

Page 2 of 2

Label review-	B. <u>Clamshell Labeling</u>
continued	There are no comments.
	C. <u>Two Holster Cards</u>
	There are no comments.
Existing stocks	Stocks of existing labels may be used for eighteen (18) months.
Consequence for non- compliance	If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions.
Questions	If you have questions about this letter, please contact me at 703-305-5407 (by phone), 703-305-6596 (by fax), or <u>peacock.dan@epa.gov</u> (by E-Mail).
	Sincerely yours,
	DBY
	Daniel B. Peacock, Biologist Insecticide-Rodenticide Branch
	Registration Division (7504C)
Letter	Dan Peacock, Disk140,A:\Capsaicin\55541-2, label amendment,3-23-2003, ver 2.wpd

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DISPOSAL: DO NOT PUNCTURE OR INCINERATE! If empty: Press valve to release all pressure then place in trash. If partly filled: Call your local solid waste agency or 1-800-CLEANUP for disposal instructions

DIRECTIONS FOR USE

EPA Registration (Chi 2 Continue of Charles) In EPA Latter Dated MT-001

CHEMICAL EMERGENCY: 1-800-535-5053

## MAR 2 4 2004

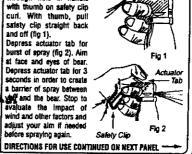
Under the Federal Insecticide. Fungicide, and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 55541-2

**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 only to datar bears which are attacking or appear likely to attack humans. Do not spray this product on objects, tents, or humans; such use has no deterrent effect on bears. Do not seek out encounters with bears or intentionally provoke them. Keep safety clip in place except when practicing with or using the product. Do not sat or allow to be eaten any food or feed materials which may have become contaminated with this product. This product has a range of up to 30 feel (9 meters) The conister empties in approximately 7 seconds.

APPLICATION DIRECTIONS: Special procedures must be followed to arm the container, apply the product and restore the safety cilp to disarm the container. Before taking this product into bear country, read the directions before and familiarize yourself with these procedures. If they have the posting make use the video to the you test-fire this container, make sure the wind is at your back and depress actuator tab for no more than half a second. Do not test-fire in area inhabited by bears. It second. Do not test-trice in area innabled by bears. In test-fired, clean nozzle and can with scap and water to remove residue from can. If you have not used this product before, you should obtain a Counter Assault training can and practice with it until you can perform these activities quickly and accurately.

a barrier of spray between and the bear. Stop to evaluate the impact of wind and other factors and adjust your alm if needed before spraying again.



9/11/03



Glow in the dark safety wedge



Sprays to 30 feet; 7 seconds of spray time For use on all bear species to deter bears from attacking humans 4/6

🍘 Needs no shaking



CHEMICAL EMERGENCY 1-800-535-5053 Manufactured by: Bushwacker Backpack and Supply Co., Inc. dba COUNTER ASSAULT 120 Industrial Court, Kallspell, MT 59901 1-800-695-3394 • (406) 257-4740 NET CONTENTS: 8.1 ounces (230g)





3-in-1 Bear Pepper Spray Chest Holster

Swivel Clip

See blick of this card for instructions

## Chest Harness

Designed for quick draw our always ready chest holster is fully adjustable to fit wearer up to 50 inches.

### Beit Holster

Easily attaches to belt for convenient access.

### Swivel Clip

Heavy duty, metal swivel clip can easily attach to backpacks, saddles and other equipment.

# Bear Pepper Spray Belt Holster

Easily attaches to belt for convenient access