

55541-2

8/2/2011

1045



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

OFFICE OF CHEMICAL, SAFETY  
AND POLLUTION PREVENTION

AUG 02 2011

Cristina Griffin c/o  
Delta Analytical Corp.  
12510 Prosperity Drive, Suite 160  
Silver Spring, MD 20904

Subject: Amendment in response to agency letter  
EPA Registration No. 55541-2  
Primary Brand Name: Counter Assault Bear Deterrent  
Submission Date: March 24, 2011

Dear Ms. Griffin:

The labeling referred to above, submitted under FIFRA, as amended, is **acceptable**. Please submit one (1) final printed copy for the above mentioned label before releasing the product for shipment. If you have any questions, please contact Gene Benbow at (703) 347-0235 or via email at [benbow.gene@epa.gov](mailto:benbow.gene@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "John Hebert", written over a large, stylized circular flourish.

John Hebert  
Product Manager 07  
Insecticide-Rodenticide Branch  
Registration Division (7505P)

### PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

#### DANGER:

May cause irreversible eye damage if sprayed in the eye at close range. Contact through touching or rubbing eyes may result in substantial but temporary eye injury. Strongly irritating to nose and skin. Do not get in eyes, skin, or on clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

#### FIRST AID:

**IF IN EYES:** Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses after the first 5 minutes, then continue rinsing eye. Call poison control center or doctor for treatment advice. Have product container with you when calling or going for treatment. For emergency medical treatment information call 1-800-535-5053.

**IF ON SKIN OR CLOTHING:** Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call poison control center or doctor immediately for treatment advice.

#### PHYSICAL OR CHEMICAL HAZARDS:

Extremely flammable. Contents under pressure. Keep away from fire, sparks and heated surfaces. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting.

#### STORAGE & DISPOSAL

**STORAGE:** STORE IN A COOL DRY PLACE INACCESSIBLE TO CHILDREN AND PETS. Do not store in places where the temperature is above 120°F nor below 32°F. Do not store in hot vehicle or in direct sunlight.

**DISPOSAL:** DO NOT PUNCTURE OR INCINERATE! Non-Refillable Container. Do not reuse or refill this container.

If empty: Press valve to release all pressure then place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions.

**Disclaimer:** To the extent allowable by law, Counter Assault shall not be liable for damage, injury, loss, direct or consequential including death arising out of the use of, or inability to use this product.

ACCEPTED

AUG 02 2011

55541-2

Under the Federal Insecticide, Fungicide, and Rodenticide Act, this pesticide is registered under Reg. No. 55541-2.

# COUNTER ASSAULT®

## BEAR DETERRENT

GRIZZLY TOUCH TERROR SPRAY



NOT FOR USE ON HUMANS

TO DETER BEARS FROM ATTACKING HUMANS

KEEP OUT OF REACH OF CHILDREN

### DANGER

DO NOT SEEK OUT ENCOUNTERS WITH BEARS. THIS PRODUCT IS A BEAR ATTACK DETERRENT WHICH MAY PROTECT USERS IN SOME UNEXPECTED CIRCUMSTANCES WITH BEARS BUT MAY NOT BE EFFECTIVE IN ALL SITUATIONS OR PREVENT ALL INJURIES. READ THIS ENTIRE LABEL BEFORE TAKING THIS PRODUCT INTO AREAS WHERE BEARS MIGHT BE ENCOUNTERED. SEE SIDE PANELS FOR FIRST AID AND PRECAUTIONARY STATEMENTS.

#### Active Ingredients:

Capsaicin and related capsaicinoids*	2.0%
Other Ingredients	98.0%
<b>TOTAL</b>	<b>100.0%</b>

\*Derived from Oleoresin of Capsicum

Manufactured by:

Bushwacker Backpack and Supply Co., Inc.

dba COUNTER ASSAULT

129 Industrial Court, Kalispell, MT 59901

1-800-695-3394 • (406) 257-4740

CHEMICAL EMERGENCY: 1-800-535-5053

**NET CONTENTS: 8.1 ounces (230g)**

EPA Registration #55541-2

EPA Est No: 055541-MT-001

### 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 deter 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 eat 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 feet (9 meters). The canister empties in approximately 7 seconds.**

**APPLICATION DIRECTIONS:** Special procedures must be followed to arm the container, apply the product and restore the safety clip to disarm the container. Before taking this product into bear country, read the directions below and familiarize yourself with these procedures. If 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. If test-fired, clean nozzle and can with soap 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.

#### To Arm and Apply

Designed for one-hand operation. Place forefinger through hole in handle with thumb on safety clip curl. With thumb, pull safety clip straight back and off (fig 1).

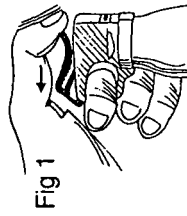


Fig 1

Depress actuator tab for burst of spray (fig 2). Aim at face and eyes of bear. Depress actuator tab for 1-2 seconds in order to create a barrier of spray between you and the bear. Stop to evaluate the impact of wind and other factors and adjust your aim if needed before spraying again.



Fig 2

#### To Disarm

Replace safety clip by pushing firmly with thumb until audible "snap" is heard (fig 3). Check to see if safety is completely in place. No gap should be visible between actuator handle and safety clip.

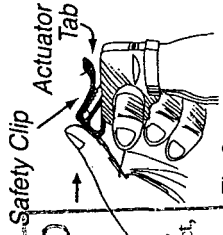


Fig 3

as amended, for the pesticide registered under EPA Reg. No.

## PRECAUTIONARY STATEMENTS

### Hazards to Humans and Domestic Animals

#### DANGER:

May cause irreversible eye damage if sprayed in the eye at close range. Contact through touching or rubbing eyes may result in substantial but temporary eye injury. Strongly irritating to nose and skin. Do not get in eyes, on skin, or on clothing. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash clothing before reuse.

#### FIRST AID:

**IF IN EYES:** Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses after the first 5 minutes, then continue rinsing eye. Call poison control center or doctor for treatment advice. Have product container with you when calling or going for treatment. For emergency medical treatment information call 1-800-535-5053.

**IF ON SKIN OR CLOTHING:** Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call poison control center or doctor immediately for treatment advice.

#### PHYSICAL OR CHEMICAL HAZARDS:

Extremely flammable. Contents under pressure. Keep away from fire, sparks and heated surfaces. Do not puncture or incinerate container. Exposure to temperatures above 130°F may cause bursting.

#### STORAGE & DISPOSAL

**STORAGE:** STORE IN A COOL DRY PLACE INACCESSIBLE TO CHILDREN AND PETS. Do not store in places where the temperature is above 120°F nor below 32°F. Do not store in hot vehicle or in direct sunlight.

**DISPOSAL:** DO NOT PUNCTURE OR INCINERATE! Non-Refillable Container. Do not reuse or refill this container.

**If empty:** Press valve to release all pressure then place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency for disposal instructions.

**Disclaimer:** To the extent allowable by law, Counter Assault shall not be liable for damage, injury, loss, direct or consequential including death arising out of the use of, or inability to use this product.

# COUNTER ASSAULT® BEAR DETERRENT GRITZLY TOUCH REPER SPRAY



NOT FOR USE  
ON HUMANS

TO DETER BEARS FROM  
ATTACKING HUMANS

KEEP OUT OF REACH OF CHILDREN

## DANGER

DO NOT SEEK OUT ENCOUNTERS WITH BEARS. THIS PRODUCT IS A BEAR ATTACK DETERRENT WHICH MAY PROTECT USERS IN SOME UNEXPECTED CONFRONTATIONS WITH BEARS BUT MAY NOT BE EFFECTIVE IN ALL SITUATIONS OR PREVENT ALL INJURIES. READ THIS ENTIRE LABEL BEFORE TAKING THIS PRODUCT INTO AREAS WHERE BEARS MIGHT BE ENCOUNTERED. SEE SIDE PANELS FOR FIRST AID AND PRECAUTIONARY STATEMENTS.

#### Active Ingredient:

Capsaicin and related capsaicinoids\* 2.0%

Other Ingredients 98.0%

**TOTAL 100.0%**

\*Derived from Oleoresin of Capsicum

Manufactured by:

Bushwacker Backpack and Supply Co., Inc.

dba COUNTER ASSAULT

20 Industrial Court, Kalispell, MT 59901

1-800-695-3394 • (406) 257-4740

CHEMICAL EMERGENCY: 1-800-535-5053

**NET CONTENTS: 10.2 ounces (290g)**

## 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 deter 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 eat or allow to be eaten with food or feed materials which may have become contaminated with this product.

**This product has a range of up to 32 feet (10 meters). The canister empties in approximately 8 seconds.**

**APPLICATION DIRECTIONS:** Special procedures must be followed to arm the container, apply the product and restore the safety clip to disarm the container. Before taking this product into bear country, read the directions below and familiarize yourself with these procedures. If 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. If test-fired, clean nozzle and can with soap 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.

#### To Arm and Apply

Designed for one-hand operation. Place forefinger through hole in handle with thumb on safety clip curl. With thumb, pull safety clip straight back and off (fig 1).

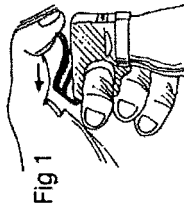


Fig 1

Depress actuator tab for burst of spray (fig 2). Aim at face and eyes of bear. Depress actuator tab for 1-2 seconds in order to create a barrier of spray between you and the bear. Stop to evaluate the impact of wind and other factors and adjust your aim if needed before spraying again.

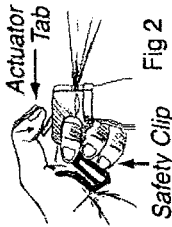


Fig 2

#### To Disarm

Replace safety clip by pushing firmly with thumb until audible "snap" is heard (fig 3). Check to see if safety is completely in place. No gap should be visible between actuator handle and safety clip.

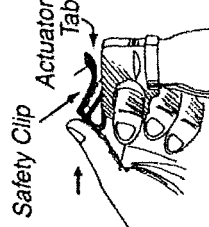


Fig 3

EPA REG. #55541-2

DEVELOPED IN CONNECTION  
WITH THE UNIVERSITY OF MONTANA

# "Grizzly Tough" Bear Spray

Works on all bear  
species to deter  
bears from  
attacking  
humans



# COUNTER ASSAULT



Developer of high  
emission "atomized"  
fire extinguisher-style  
spray used in bear  
deterrents.

*(see reverse)*



**Glow  
in the  
dark  
safety  
wedge  
with  
tie  
string**

Sprays to 30 feet; approx. 7 seconds of spray time (230)

**Produced by a  
Grizzly Bear  
Encounter  
Survivor!**

*(story on reverse)*



### Produced by a Grizzly Bear Encounter Survivor

In the early 1980's, bear biologists were researching effective bear deterrents. The result of this research was the development of an atomized spray and led to the creation of Counter Assault.

Pride Johnson, President & Chemist of Counter Assault successfully survived a grizzly encounter with Counter Assault Bear Deterrent. The encounter was immediately stopped.

**DIRECTIONS FOR USE:** It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

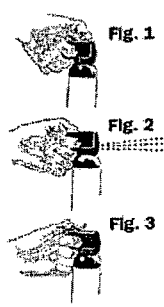
**USE RESTRICTIONS:** This product may be used only to deter bears which are attacking or appear likely to attack humans. Do not spray this product on objects, tents, or humans; such use has no deterrent effect on bears. Do not seek out encounters with bears or intentionally provoke them. Keep safety clip in place except when practicing with or using the product. Do not eat or allow to be eaten any food or feed materials which may have become contaminated with this product.

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**PRECAUTIONARY STATEMENTS: Hazards to Humans and Domestic Animals**

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#### STORAGE AND DISPOSAL

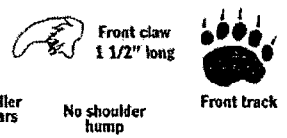
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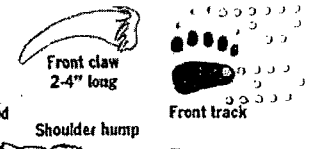
### Know Your Bears

Reprinted with Permission of Center for Wildlife Information

#### Black Bear



#### Grizzly Bear



Item# CA12H/sb

**NET CONTENTS:**  
**8.1 ounces (230g)**

Questions or comments:  
[answers-info@counterassault.com](mailto:answers-info@counterassault.com)

Manufactured by:  
Bushwacker Backpack and Supply Co., Inc.  
dba COUNTER ASSAULT  
120 Industrial Court, Kalispell, MT 59901  
1-800-695-3394 • (406) 257-4740  
**CHEMICAL EMERGENCY**  
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