

Best Available Image

May 8, 1998

U.S. Department of Agriculture
Animal and Plant Health Inspection Service
4700 River Road, Unit 152
Riverdale, MD 20737-1237

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S-515661

Attention: Dr. Teung F. Chin

Subject: Compound DRC-1339 Concentrate-Gulls
EPA Reg. No. 56228-17
Your amended application of August 13, 1997

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable provided that you submit one (1) copy, with the following changes, to us before you ship your product:

1. Revise the first sentence of your "Restricted Use Pesticide" text as follows:

Due to Acute Hazards (Oral, Dermal, Inhalation, and Eye) to Humans, Nontarget Birds, and Aquatic Invertebrate and the Need for Highly Specialized Applicator Training.

2. Revise your text under "DANGER" as follows:

DANGER

Fatal if swallowed or inhaled. Corrosive. Causes irreversible eye damage and skin burns. This product may cause skin sensitization reactions in some people. Do not get in eyes, on skin, or on clothing. Wear protective clothing, protective eyewear, and respiratory protection, as listed under "Personal Protective Equipment". Wash thoroughly with soap and water after handling and before eating or smoking. Remove contaminated clothing and wash before reuse.

3. In your PERSONAL PROTECT EQUIPMENT section, add the following as a second paragraph:

Handlers who mix packages containing less than 1 lb of this product must wear:

Rubber gloves

Goggles or face shield

5. Change your "Statement of Practical Treatment" heading to "First Aid" and modify text as follows:

FIRST AID

- IF SWALLOWED: Call a physician or Poison Control Center. Drink 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. Do not induce vomiting or give anything by mouth to an unconscious person.
- IF INHALED: Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth-to-mouth. Get medical attention.
- IF IN EYES: Flush with a steady, gentle stream of water for 15 minutes. Call a physician.
- IF ON SKIN: Wash with plenty of soap and water. Get medical attention.

NOTE TO PHYSICIAN

Probable mucosal damage may contraindicate the use of gastric lavage.


This registration will be subject to cancellation in accordance with FIFRA sec. 6(e) if you do not comply with these conditions. Your release for shipment of the product bearing the amended labeling constitutes acceptance of these conditions.

A stamped copy of the labeling is enclosed for your records.

If you have questions about this letter, you may reach me by phone (703-305-5407, fax (703-305-6596), or E-Mail (peacock.dan@epamail.epa.gov).

Note: We will review the labeling for this product again at the time that we issue a Notice of Reregistration for this product.

Sincerely yours,



Dan Peacock, Biologist
Insecticide-Rodenticide Branch
Registration Division (H7504C)

Enclosures: 1. Stamped Label
2. A-79 Enclosure

Peacock WP#16:A:\Starlicide\56228-17.May:305-5407:5/8/98

**COMPOUND DRC-1339
CONCENTRATE-GULLS**

For control of the target gull species specifically listed on this label. During breeding season, these species may be controlled in their active coastal or inland nesting colonies for the purposes of protecting other colonially nesting species and to reduce populations of target gulls which damage property or crops in other areas. At any time of the year, these species may be controlled at their feeding sites at airports, industrial areas, landfills or other noncrop areas throughout the year [E these gulls pose immediate threats to Threatened or Endangered Species or immediate human health or safety hazards.

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

Fatal if inhaled. Corrosive. Causes irreversible eye damage. Causes burns. May be fatal if swallowed. Harmful if absorbed through the skin. This product may cause skin sensitization reactions in some people. Do not breathe dust. Avoid contact with skin, eyes, or clothing. Wear goggles or face shield and rubber gloves when handling quantities less than 1 lb, and wear PPE when handling quantities 1 lb or greater. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash thoroughly before reuse.

PERSONAL PROTECTIVE EQUIPMENT

Handlers who mix packages containing 1 lb or more of this product must wear:

- Coveralls over long-sleeved shirt and pants
- Water-proof gloves
- Chemical-resistant footwear plus socks
- Protective eyewear
- Respirator with a dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21c).

USER SAFETY REQUIREMENTS

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions are provided for washables, use detergent and hot water. Keep and wash PPE separately from other laundry

USER SAFETY RECOMMENDATIONS

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

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. As soon as possible, wash thoroughly and change into clean clothing.

RESTRICTED USE PESTICIDE
Due to Acute Hazards to Humans, Nontarget Animals and Aquatic Invertebrates and the Need for Highly Specialized Applicator Training.

For retail sale to and use only by Certified Applicators or persons under their direct supervision and only for those uses covered by the Certified Applicators certification.

For use only by U.S. Department of Agriculture personnel trained in bird control or persons under their direct supervision

**COMPOUND DRC-1339
CONCENTRATE-GULLS**

ACTIVE INGREDIENT:
3-Chloro-4-methylbenzenamine hydrochloride 97.0%

INERT INGREDIENTS: 3.0%

TOTAL: 100.0%

**KEEP OUT OF THE REACH
OF CHILDREN
DANGER—POISON**



**STATEMENT OF PRACTICAL TREATMENT
IF INHALED OR SWALLOWED: CALL A PHYSICIAN
IMMEDIATELY**

FIRST AID

IF INHALED: Remove victim to fresh air. If not breathing, give artificial respiration, preferably mouth-to-mouth. Get medical attention.
IF IN EYES: Flush with plenty of water. Get medical attention.
IF ON SKIN: Remove contaminated clothing. Wash skin with plenty of soap and water. Get medical attention.
IF SWALLOWED: Drink 1 or 2 glasses of water and induce vomiting by touching the back of throat with finger. Call a physician or Poison Control Center. Do not induce vomiting or give anything by mouth to an unconscious person.

See left panel for additional precautionary statements.

ENVIRONMENTAL HAZARDS

This product is toxic to birds. Do not expose in areas accessible to waterfowl, poultry, and other non-target birds. 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 apply where runoff is likely to occur. Do not contaminate water when disposing of equipment washwaters.

**ENDANGERED SPECIES
CONSIDERATIONS**

Before undertaking any control operations with the product, consult with local, State, and Federal wildlife authorities to ensure the use of this product presents no hazard to any endangered species

STORAGE AND DISPOSAL

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

STORAGE: Store only in original container, in a dry place inaccessible to children, pets, and domestic animals

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: Completely empty by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment, then dispose of bags in a sanitary landfill or by incineration if allowed by State and local authorities. If burned, stay out of smoke.

DO NOT USE TREATED BREAD AS FOOD OR FEED

UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE
Riverdale, MD 20737-1237
EPA Reg. No. 56228-12
EPA Est. No. 56228-01-1

ACCEPTED
with comments
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Pesticide,
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icide
EPA Reg. 56228-12

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DIRECTIONS FOR USE

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

Read entire label. Use strictly in accordance with precautionary statements, use directions and all applicable State and Federal laws and regulations. Before using this product, contact the U.S. Fish and Wildlife Service and the applicable wildlife agency and obtain all necessary kill or collecting permits.

USE RESTRICTIONS

Baits made from Compound DRC 1339 -Gulls may be used to control the species of gulls listed under "TARGET SPECIES" under the conditions described in this section. During the breeding season, target species may be controlled in coastal or inland gull colonies that are: (1) within predation radii of important nesting colonies of terns, puffins, (nontarget) laughing gulls, or other colonially nesting birds; or (2) close to areas where target species gulls damage property or crops. Throughout the year, baits made from this product may be used to control target species of gulls at feeding sites located at airports, industrial sites, dumps or landfills, or other noncrop areas IF these species of gulls pose immediate threats to Endangered or Threatened Species or pose immediate human health or safety hazards that cannot be readily resolved by other means.

Target Species

Herring gull (*Larus argentatus*)
Great black-backed gull (*Larus marinus*)
Ring-billed gull (*Larus delawarensis*)
Laughing gull (*Larus arcticus*) except in
New England States (see below)
Western gull (*Larus occidentalis*)
California gull (*Larus californicus*)

DO NOT use baits made from this product to control laughing gulls in Connecticut, Rhode Island, Massachusetts, New Hampshire, or Maine, or in other areas where this species is protected. **DO NOT** apply baits made from this product on food or feed crops or in any way which could contaminate materials to be used as human food or animal feed. This product may only be used to make bread cubes to bait target species of gulls. **DO NOT** use treated bread cubes as food or feed.

DIRECTIONS FOR USE (Cont.)

DO NOT apply treated bread cubes where they might be consumed by Endangered or Threatened Species. **DO NOT** store, apply, or even temporarily place treated bread cubes in locations accessible to children, pets, or domestic animals. Exclude all unauthorized persons from application sites during prebaiting and baiting. **DO NOT** apply treated baits within 50 feet of perennial manmade or natural water bodies. **DO NOT** apply this product in a way that will contact workers or other persons. Only protected handlers may be in the area during application.

ENTRY RESTRICTIONS: Keep persons other than authorized handlers, as well as pets and livestock, away from the bait at all times.

PREBAITING: Prebaiting is necessary to evaluate potential hazards to nontarget species and to promote rapid acceptance of treated bread cubes by target species of gulls. Gull nesting colonies or feeding areas at airports, industrial sites, dumps, landfills, or other noncrop areas must be prebaited with untreated bread cubes before bread cubes treated with Compound DRC-1339 Concentrate - Gulls are introduced. The number of untreated bread cubes exposed at a site must not exceed 5 times the total number of gulls to be controlled at that location. Do not apply treated bread cubes unless gulls consume at least 75% of the untreated bread cubes applied in a 12 hour period and nontarget species are not observed feeding on the untreated bread cubes.

BAIT PREPARATION: Mixing Bait: Blend 0.2 oz (6 gm) of Compound DRC-1339 Concentrate - Gulls into 1 lb (454 gm) of melted, stick margarine. Spread 0.5 oz (1 Tbsp, 15 gm) of the blended mixture on a slice of standard sandwich bread and cover with another slice. Immediately cut each sandwich into 9 equally-sized cubes. Place treated bread cubes in a container marked "POISON" for transportation or distribution.

Stability: Use treated bread cubes within 12 hours. Unused treated bread cubes that have been exposed to direct sunlight or heat in excess of 110° F (43°C) for more than 1 hour should be used immediately or disposed of as pesticide waste.

DIRECTIONS FOR USE (Cont.)

APPLICATION DIRECTIONS: In Target Gulls' Nesting Colonies: With gloved hands, hand broadcast or place treated bread cubes in the same areas where untreated bread cubes were accepted by gulls during the prebaiting period. Initial applications may be hand broadcast or hand placed in nesting colonies or sites, however, no hand broadcast applications may be made when nontarget birds are present. Applications when other nesting birds are present may be made only by hand placement in or near gull nests. Do not apply additional treated bread cubes unless gulls consume at least 75% of the previously applied treated bread cubes in a 12 hour period. The number of treated bread cubes used in each application may not exceed 5 times the total number of gulls remaining to be controlled at that location. Make no more than 10 applications at individual nesting colonies.

APPLICATION DIRECTIONS: In Gulls' Feeding Areas at Airports, Industrial Sites, Dumps, Landfills, and Noncrop Areas: With gloved hands, hand broadcast or place treated bread cubes in the same areas where untreated bread cubes were accepted by gulls during the prebaiting period. Do not apply additional treated bread cubes unless gulls consume at least 75% of the previously applied treated bread cubes in a 12 hour period. The number of treated bread cubes used in each application may not exceed 5 times the total number of gulls remaining to be controlled at that location. Make no more than 10 applications at the same feeding site.

POST TREATMENT: Retrieve and properly dispose of all treated bread cubes that are not accepted or are regurgitated by gulls within 12 hours after each application. Dispose of treated bread cubes by burial or other allowed means. Within 72 hours after each toxic bait application, search treated areas and other locations frequented by target gull populations and remove all carcasses found. Dispose of all gull carcasses in accordance with applicable State and Federal laws. Carcass collections should not be made in areas where human entry would adversely affect nontarget species and their breeding efforts, unless the carcasses themselves also pose risks to nontarget species.

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