



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

October 20, 2015

Jim Warren
USDA APHIS Environmental and Risk Analysis Services, Unit 149
4700 River Road
Riverdale, MD 20737

Subject: Label Amendment –Per Registration Review for Compound DRC-1339
Product Name: Compound DRC-1339 Concentrate-Pigeons
EPA Registration Number: 56228-28
Application Date: July 10, 2015
Decision Number: 509983

Dear Mr. Warren:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Gene Benbow by phone at 703-347-0235, or via email at Benbow.Gene@epa.gov.

Enclosure

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Suarez', with a stylized flourish at the end.

Mark Suarez, Product Manager 07
Invertebrate & Vertebrate Branch 3
Registration Division (7505P)
Office of Pesticide Programs

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

Acute Hazards: Fatal if inhaled. Corrosive. Causes irreversible eye damage and skin burns. May be fatal if swallowed. Harmful if absorbed through skin. Prolonged or frequently repeated skin contact may cause allergic reactions in some people.

Hazard Avoidance: Do not get in eyes, on skin, or on clothing. Do not breathe dust. Wear protective clothing, 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.

PERSONAL PROTECTIVE EQUIPMENT (PPE):

Handlers who mix packages containing 1 lb (0.45 kg) or more of this product must wear:

- Coveralls over long-sleeved shirt and long pants
- Chemical-resistant gloves (such as waterproof or rubber gloves)
- Chemical-resistant footwear plus socks
- Protective eyewear (goggles or face shield)
- A NIOSH approved particulate respirator, with any N, R, or P filter with NIOSH approval number prefix TC-84A

Handlers who mix packages containing less than 1 lb (0.45 kg) of this product must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves (such as waterproof or rubber gloves)
- Protective eyewear (goggles or face shield)

Applicators who handle bait must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves (such as waterproof or rubber gloves)

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.

Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

Remove PPE immediately after handling this product. As soon as possible, wash thoroughly and change into clean clothing.

RESTRICTED USE PESTICIDE

Due to High Acute Inhalation Toxicity and Eye and Skin Corrosiveness to Humans; High Acute Toxicity to Nontarget Birds and Aquatic Invertebrates; and the Need for Highly Specialized Applicator Training.

For retail sale to and use only by USDA APHIS Certified Applicators trained in bird control or by persons under their direct supervision.

**COMPOUND DRC-1339
CONCENTRATE – PIGEONS**

For control of pigeons causing health, nuisance, or economic problems in and around structures or in non-crop areas.

Active Ingredient:

DRC-1339, 3-chloro-p-toluidine hydrochloride:97.0%
Other Ingredients: 3.0%
TOTAL:100.0%

KEEP OUT OF REACH OF CHILDREN

DANGER-PELIGRO

POISON



If swallowed	- Call a poison control center or doctor immediately for treatment advice. - Have person sip a glass of water if able to swallow. - Do not induce vomiting unless told to do so by the poison control center or doctor.
If on skin or clothing	- Take off contaminated clothing. - Rinse skin immediately with plenty of water for 15-20 minutes. - Call a poison control center or doctor immediately for advice.
If inhaled	- Move person to fresh air. - If person is not breathing, call an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible. - Call a poison control center or doctor immediately for advice.
If in eyes	- Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. - Call a poison control center or doctor immediately for advice.

NOTE TO PHYSICIAN AND VETERINARIAN: Probable mucosal damage may contraindicate the use of gastric lavage. See additional **"PRECAUTIONARY STATEMENTS"** on Left Panel. If pet eats bait, call a veterinarian at once.

ENVIRONMENTAL HAZARDS:

This product is very highly toxic to birds and aquatic invertebrates. **Do not** use in any manner that may endanger nontarget and protected bird species. Runoff may be hazardous to aquatic organisms in neighboring areas. Do not apply when runoff is likely to occur. 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 the cleaning of equipment or disposal of waste.

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 Threatened or Endangered Species. **DO NOT** apply in areas where the product may be consumed by Threatened or Endangered Species.

DIRECTIONS FOR USE

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

READ THIS LABEL:

Read the entire label. This product must be used strictly in accordance with this label's precautionary statements and use directions, as well as with all applicable State and Federal laws and regulations.

Before using this product, contact the U.S. Fish and Wildlife Service and the applicable State wildlife agency and obtain all necessary kill or collecting permits. Use only for the sites, pests, and application methods described on this label.

PRODUCT INFORMATION:

This product contains a slow-acting avicide which kills target bird species (see list below) in 1 to 3 days. As many types of nontarget birds are potentially vulnerable to DRC-1339, it is necessary to use care and to follow the requirements of this label to minimize impacts to nontarget species.

(See next page for additional "DIRECTIONS FOR USE")

**UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION
SERVICE**

**4700 River Road, Unit 149
Riverdale, MD 20737**

**EPA Reg. No. 56228-28
California Reg. No 56228-28-AA
EPA Est. No. 56228-ID-1**

**Net Contents: _____
Batch Code No.: _____**

DIRECTIONS FOR USE, continued

USE RESTRICTIONS:

Baits made from Compound DRC-1339-Pigeons may only be used to control feral pigeons (*Columba livia*) in roosting or loafing areas on flat rooftops, or within fenced areas from which the public, pets, domestic animals, and most non-avian wildlife can be excluded during the time that toxic bait is used. Bait may only be applied in areas where nontarget species are seldom encountered and have not been detected to have fed upon prebait. Do not place baits at sites where peregrine falcons have been observed or known to prey upon pigeons.

DO NOT apply treated baits where they might be consumed by Threatened or Endangered Species. To avoid potential for poisoning the Endangered Species listed below, use of this product is prohibited in the following areas:

<u>Species</u>	<u>Prohibited Area</u>
Yellow-shouldered blackbird	Puerto Rico
Puerto Rican plain pigeon	Puerto Rico

All baits made from this product must consist of whole-kernel corn treated as indicated under "**BAIT PREPARATION.**"

Baits must be applied as specified on this label. **DO NOT** apply baits made from this product by air or by use of any mechanical equipment designed to broadcast baits or other pesticides. Users of this product must follow all limitations indicated on this label regarding the placement of treated baits.

Before baits made from this product are applied, sites that are to be treated must be observed for evidence of nontarget activity **and must be prebaited** (see specific instructions for these activities), **DO NOT** apply treated baits within 50 feet (15.2 m) of permanent manmade or natural bodies of water.

DO NOT exceed a maximum application rate of 0.05 lb of active ingredient per treated acre (0.56 g active ingredient/100 m²). That rate is equivalent to 25 lbs/acres (0.28 kg/100 m²) of a 1:1 dilution of properly treated whole-kernel corn with untreated whole-kernel corn.

DO NOT store, apply, or even temporarily place treated bait in locations accessible to children, pets, domestic animals, or nontarget wildlife.

DO NOT apply bait in a way that will contact workers or other persons.

DO NOT use treated baits as food or feed.

DIRECTIONS FOR USE, continued

USE RESTRICTIONS, continued:

DO NOT apply baits made from this product in any way that could contaminate human food or animal feed.

ENTRY RESTRICTIONS:

Only protected applicators may be in the area during bait application. Keep pets and livestock, and persons other than authorized handlers away from the bait at all times, and exclude all unauthorized persons from application sites during prebaiting and baiting. For example, post signage near, in the vicinity of, or at main entrances or commonly used access points to prebaiting and baiting sites that warns persons not to pick up or handle any baits and to keep pets and livestock away from bait.

PRETREATMENT OBSERVATIONS:

Prior to application, carefully observe target pigeon populations thoroughly to determine relative number of birds present, their feeding habits, their preferred feeding locations or their preferred "staging" areas, their daily activity patterns, and the relative abundance of nontarget species at various locations routinely visited by target populations. Observe birds throughout the day. During these observations, note desirable sites for bait exposure. These sites will be areas where target populations can be baited efficiently and where nontarget and protected species are unlikely to feed.

PREBAITING:

All potential use sites must be prebaited with untreated whole-kernel corn before corn treated with Compound DRC-1339 Concentrate-Pigeons is applied. Prebaiting is necessary to promote rapid acceptance of corn baits by pigeons and to further ascertain the potential for bait acceptance by nontarget species. After daily activity patterns of birds have been determined and appropriate baiting locations selected, apply untreated whole-kernel corn prebait on rooftops, in bait containers, or on bare ground (within fenced areas) at rates not to exceed 25 lbs/acre (0.28 kg/100 m²).

Prebait for 3 to 7 days or until prebait is generally well accepted. Change prebaiting locations if necessary to achieve good acceptance. Do not apply toxic bait at sites where prebait has not been accepted well or where nontarget species have been observed eating prebait.

BAIT PREPARATION:

Mix toxic bait on site (if possible) just prior to application. Screen corn to remove small particles. Use whole-kernel corn as the carrier for the toxicant.

DIRECTIONS FOR USE, continued

WHOLE-KERNEL CORN:

1. Dissolve 0.6 oz (17 g) of this product in 0.8 pint or 12.8 fl oz (380 ml) of warm potable water or 0.08 pint or 1.3 fl oz (38 ml) of edible oil at 110 °F (43 °C).
2. Pour the liquid mixture over 10 lbs (4.5 kg) of screened whole corn. Mix or tumble slowly until mixture is distributed evenly over the corn.
3. Allow bait to dry. Keep bait out of direct sunlight to inhibit discoloration and degradation.
4. Dilute treated corn with untreated whole-kernel corn at rates of one part treated corn to one-to-five parts untreated corn.

Apply bait within seven days of the date of its preparation.

APPLICATION DIRECTIONS:

NOTE: During application, wear all PPE as listed under "PERSONAL PROTECTIVE EQUIPMENT."

Wear rubber gloves when handling bait. Using a scoop or other appropriate utensil, dispense or broadcast bait. Collect uneaten prebait and substitute the mixture of treated and untreated whole-kernel corn at locations where prebait was accepted well by pigeons and where nontarget species have not been observed eating prebait. Apply bait at the rate at which prebait was accepted, but do not exceed a rate of 25 lbs of diluted bait per acre (0.28 kg/100 m²) or 0.05 lbs of active ingredient per acre (0.56 g active ingredient/100 m²). Expose bait in the same manner that was used for prebaiting. Bait acceptance may be greatly enhanced in winter applications if bait is applied when pigeons' natural feeding areas are covered by snow. When practical, observe bait throughout the day. Continue bait exposure until control is attained, or nontarget species begin to feed upon the bait.

POSTTREATMENT CLEAN-UP:

NOTE: During clean-up, wear long-sleeved shirt and long pants and chemical-resistant gloves (such as waterproof or rubber gloves). To further reduce the potential for exposure, use appropriate implements such as scoops or other tools to collect carcasses.

Retrieve all bait from bait dispensers and as much of the broadcast bait as possible and dispose of it properly. For applications made to bare ground, bury uneaten bait via mechanical (e.g., discing under) methods or to a minimum depth of 2 inches (5.08 cm) if manual (e.g., shoveling under) methods are used, as appropriate. For applications made to areas such as rooftops, use shovels, scoops or other tools to collect uneaten bait.

Within 72 hours after toxic bait application, search treated areas and other areas frequented by target pigeon populations and remove all carcasses found. Dispose of carcasses in accordance with applicable State, Federal, and local laws and regulations. As this product is relatively slow acting, most birds will die away from the baited area.

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, pets, and domestic animals.

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 HANDLING: Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Completely empty bags by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. If bags are not to be recycled, dispose of bags in a sanitary landfill or by incineration if allowed by State and local authorities. If burned, stay out of smoke.

A C C E P T E D

10/20/2015

Under the Federal Insecticide, Fungicide
and Rodenticide Act as amended, for the
pesticide registered under

EPA Reg. No. 56228-28