



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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

OCT 12 2010

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S 883662 S 880928
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Mr. Kenneth Seeley, Chief
Environmental Services
Policy and Program Development
Animal and Plant Health Inspection Service
U.S. Department of Agriculture
4700 River Road, Unit 149
Riverdale, MD 20737-1237

Dear Mr. Seeley:

Subject: M-44 CYANIDE CAPSULES Arctic Fox
EPA Registration Number: 56228-32
Amendment Applications Dated July 13, 2010, and August 23, 2010, plus e-mail
submissions of July 23, 2010, August 20, 2010, August 23, 2010,
September 30, 2010, October 5, 2010, and October 7, 2010

Dear Mr. Seeley:

For the reasons indicated in an e-mail note from Ms. Stephanie Stephens of your program, the container label and the use restriction bulletin included in the amendment application of July 13, 2010, were replaced by revised documents supplied via the amendment application of August 23, 2010, and by e-mail on August 20, 2010. The elements of labeling on August 23, 2010, were replaced by corresponding documents submitted on September 30, 2010. In turn, those elements were replaced by corresponding documents submitted on October 7, 2010, in response to communications between Ms. Stephens and Dr. William Jacobs of our office. Therefore, the container labels, capsule labels, and use restriction bulletins submitted on July 13, 2010, August 20, 2010, August 23, 2010, and September 30, 2010, are not accepted and are not considered further in this letter.

The labeling submitted for this product on October 7, 2010, is accepted under the provisions of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended. This labeling includes the container label, the label for individual capsules, and the bulletin of "M-44 Use Restrictions" dated "October 7, 2010".

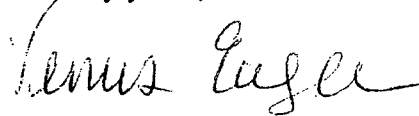
Stamped copies of all 3 elements of this product's labeling are enclosed for your records.

Submit two copies of all 3 elements (container and capsule labels plus Use Restriction bulletin) of final printed labeling before releasing this product for shipment under the labeling accepted via this letter. Product released for shipment after October 12, 2011, must bear the labeling accepted via this letter.

If these conditions are not complied with, this registration will be subject to cancellation in accordance with FIFRA section 6(e).

If you have any questions regarding this letter, you may reach Dr. William Jacobs by phone at 703-305-6406, by FAX at 703-308-0029, or via e-mail at jacobs.bill@epa.gov.

Sincerely yours,



Venus Eagle
Product Manager 01
Insecticide-Rodenticide Branch
Registration Division (7505P)

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

DANGER

Sodium cyanide may be fatal if swallowed or inhaled. Use only with adequate ventilation and do not breathe the gas or dust. When handling, setting out or checking M-44 cyanide capsules, always have at least six pearls of Amyl-Nitrite readily available in case sodium cyanide is swallowed or inhaled.

While handling sodium cyanide capsules, protect hands with gloves and shield eyes to prevent eye burns and skin irritation. Wash thoroughly before eating or smoking.

Do not use in areas frequented by humans or domestic dogs.

ENVIRONMENTAL HAZARDS

This pesticide is TOXIC TO WILDLIFE. Keep out of lakes, ponds or streams. Do not contaminate water by cleaning of equipment or disposing of wastes. The M-44 ejector device may not be used in areas inhabited by endangered canids and felids.

CHEMICAL HAZARDS

Contact with acid liberates poisonous and flammable hydrogen cyanide gas.

DIRECTIONS FOR USE

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

For use in specific situations to reduce arctic fox that deplete Federally designated threatened or endangered species. For use in the Aleutian Islands, Alaska only. Do not place in areas where food crops are planted. Do not use within 200 feet of the median high tide.

IMPORTANT: Before handling or placing M-44 cyanide capsules or M-44 ejector devices, consult the Use Restriction Bulletin (revised October 7, 2010) for specific use directions, additional precautions, information on endangered species, warning signs and antidotal measures.

WARNING SIGNS: Bilingual (Spanish/English) warning signs must be posted in the general area and at the application site.

RESTRICTED USE PESTICIDE

**DUE TO INHALATION HAZARD TO HUMANS AND THE NEED
FOR HIGHLY SPECIALIZED APPLICATOR TRAINING**

For retail sale and distribution to and use only by Certified Applicators who have taken the required additional training to use M-44 Sodium Cyanide Capsules in M-44 ejector units, and for whom the registrant assumes a supervisory role with respect to the use of this product.

M-44 CYANIDE CAPSULES

Arctic Fox

For use in the M-44 ejector device to control arctic fox (Alopex lagopus) that deplete Federally designated threatened or endangered species in the Aleutian Islands, Alaska

ACTIVE INGREDIENT

Sodium cyanide 91.06%
INERT INGREDIENTS 8.94%
TOTAL 100.0%

**KEEP OUT OF REACH OF CHILDREN
DANGER - PELIGRO
POISON**



STATEMENT OF PRACTICAL TREATMENT
IF SWALLOWED: CALL A PHYSICIAN OR POISON CONTROL
CENTER IMMEDIATELY!

IF SWALLOWED OR INHALED: Prompt treatment is of the utmost importance. Carry patient to fresh air, have him lie down. Patient should breathe the contents of an Amyl Nitrite pearl 15-30 seconds each minute if necessary, until five pearls have been used. Use artificial respiration if breathing has stopped. Remove contaminated clothing, but keep patient warm.

CALL A PHYSICIAN IMMEDIATELY.

IF ON SKIN: Immediately flush with plenty of water.

IF IN EYES: immediately flush with plenty of water and call a physician.

**SEE LEFT SIDE PANEL FOR ADDITIONAL PRECAUTIONARY
STATEMENTS.**

STORAGE AND DISPOSAL

PESTICIDE STORAGE: Store M-44 cyanide capsules under lock and key in a dry place away from food, domestic animals and acids. Do not contaminate feed or food stuffs.

PESTICIDE DISPOSAL: Dispose of defective and used M-44 capsules by burial in a safe location in the field or at a proper landfill site. Incineration may be used instead of burial for disposal of used capsules. Place capsules in an incinerator or refuse hole and attend the burn until the contaminated material is completely consumed. If burned, stay out of smoke.

CONTAINER DISPOSAL: Styrofoam Container: Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. If container is not to be recycled, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance in disposing of container at approved hazardous waste disposal facilities.

**ENDANGERED SPECIES
CONSIDERATIONS**

Use of this product is prohibited in areas where such use might jeopardize the continued existence of endangered species. Contact the local office of the U.S. Fish and Wildlife Service to determine the locations of habitats occupied by an endangered species which may be affected by the use of this product.

ACCEPTED

OCT 12 2010

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

56228-32

EPA Reg. No.: ~~UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE~~
Riverdale, MD 20737-1237
EPA Est. No. 56228-ID-1
EPA Reg. No. 56228-32

50 capsules: Net Weight: 48.5 grams

Batch Code No.: _____

Revised 10/2010

Rec'd 10/17/10 WJW