



U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Reg. Number:

61282-5

Date of Issuance:

SEP 29 2008

NOTICE OF PESTICIDE:

Registration
 Reregistration
(under FIFRA, as amended)

Name of Pesticide Product:

Diphacinone Technical Grade

Name and Address of Registrant (include ZIP Code):

Hacco, Inc.
110 Hopkins Drive
Randolph, WI 53956

676 5-600385
1275
Decision 325025

Attention: Ms. Jennifer Seifert

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

Based on your response to the Rodenticide Cluster Reregistration Eligibility Decision, EPA has reregistered the product listed above. This action is taken under the authority of section 4(g)(2)(C) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Reregistration under this section does not eliminate the need for continual reassessment of pesticides. EPA may require submission of data at any time to maintain the registration of your product.

Generic data requirements that have been identified in the RED as confirmatory data for the active ingredient contained in the subject product will continue to be tracked and assessed in the Agency's continual reassessment of pesticides.

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 of your final printed labeling, with the changes below, before you release the product for shipment:

Signature of Approving Official:

Meredith F. Laws, Chief
Insecticide-Rodenticide Branch
Registration Division (7504P)

Date:

SEP 29 2008

1. Revise text under product name to read: "A Rodenticide only for Formulation into Registered Products".
2. In your Ingredient Statement, remove the "S" from "ACTIVE INGREDIENTS".
3. Revise your text under "DANGER" to read:

Fatal if swallowed, absorbed through the skin or inhaled. Causes moderate eye irritation. Do not breathe dust. Do not get in eyes, on skin, or on clothing. Wash hands before eating eating, drinking, chewing gum, using tobacco or using the toilet. Remove contaminated clothing and wash clothing before reuse. Wash thoroughly with soap and water after handling. Avoid exposure to this product during pregnancy.

The PPE text, "When mixing baits, wear dust respirator and rubber gloves." is optional.

4. Revise your use directions as follows:

DIRECTIONS FOR USE

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

Only for formulation into a rodenticide for

- i. the following uses: in and around buildings, inside transport vehicles, in sewers (Norway rat, roof rat, and house mouse); in pome fruits, stone fruits, nurseries, forestry plantations, rangeland, and selected non-crop sites and
- ii. uses for which USEPA has accepted the required data and/or citation of data that the formulator has submitted in support of registration; and
- iii. Experimental Use Permits that are in compliance with the requirements of the U.S. Environmental Protection Agency.

Formulators using this product are responsible for obtaining EPA registration for their formulated product.

5. Under "STORAGE AND DISPOSAL", revise "Container Disposal" to "Container Handling" followed by instructions for each type of container. In general, you will be adding the new text required by the "Container Regulations" (40 CFR 156.140 – .159) and explained in PRN 2007-4 to the existing container disposal instructions. Contact us if you need assistance in developing correct text. Also, all products distributed or sold in nonrefillable containers will need batch codes on the label or the container.

6. Add the phrase "To the extent consistent with applicable law," before each of these sentences in your "Conditions of Sale and Limitation of Warranty and Liability": "This warranty ...", "MANUFACTURER AND ...", Buyer is solely ...", and "In no event ...".
7. Follow Enclosure 2, "Minimum Type Sizes for Final Printed Label". Also, "Skull and Crossbones" and "POISON" must in red text.

The acceptable Confidential Statement of Formula (CSF) for this product is dated August 4, 2004. All other versions are obsolete.

Stocks of product with existing labels may be used for eighteen (18) months.

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.

A stamped copy of the label is enclosed. If you have any questions, please contact Dan Peacock by phone (703-305-5407), or E-Mail (peacock.dan@epa.gov).

- Enclosures:
1. Stamped Label
 2. Minimum Type Sizes for Final Printed Label

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Rec'd 12/14/02

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DIPHACINONE TECHNICAL GRADE

A VERTEBRATE PESTICIDE FOR FORMULATING REGISTERED PRODUCTS
ONLY

ACTIVE INGREDIENTS:

Diphacinone [2-(Diphenylacetyl)-1, 3- Indandione]..... 98.6%
Related Products..... 1.4%
Total 100.0%

EPA Reg. No. 61282-5

EPA Est. No. 61282-WI-1

DANGER

ACCEPTED
with **COMMENTS**
in EPA Letter Dated:

POISON  **POISON**

SEP 29 2008

KEEP OUT OF REACH OF CHILDREN

Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.
61282-5

FIRST AID	
If Swallowed	<ul style="list-style-type: none">• Call a poison control center or doctor for treatment advice.• Have a 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	<ul style="list-style-type: none">• Wash with plenty of soap and water.
If Inhaled	<ul style="list-style-type: none">• Move person to fresh air.• If person is not breathing call an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible.
If in Eyes	<ul style="list-style-type: none">• Hold eye open and rinse slowly and gently with water for 20 minutes.• Remove contact lenses if present, after the first 5 minutes, then continue rinsing eye.
<ul style="list-style-type: none">• Call a poison control center or doctor for treatment advice.• Have label with you when obtaining treatment advice.• Note to Physician: If ingested, administer Vitamin K₁, intramuscularly or orally as indicated in bishydroxycoumarin overdose. Repeat as necessary based on monitoring of prothrombin times.	
For a medical emergency involving this product, Call 1.800.228.5635, Ext. 136	

See side panels for additional precautionary statements.

Net Weight

HACCO, INC.
BOX 7190 • MADISON, WI 53707 • U.S.A.

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

Fatal if swallowed or inhaled. Keep away from humans, domestic animals and pets. Exposure during pregnancy should be avoided. Do not breathe dust. Do not get in eyes, on skin, or on clothing. If swallowed, this material may reduce the clotting ability of the blood and cause bleeding. When mixing baits, wear dust respirator and rubber gloves.

ENVIRONMENTAL HAZARDS

This product is toxic to mammals and birds. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

DIRECTIONS FOR USE

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

Only for formulation into Products for:

- (1) use in and around homes, agricultural and industrial buildings, and similar man-made structures and in sewers to control Norway rats, roof rats, and house mice and use in non-crop areas, forests, parks, nurseries, dormant and non-bearing orchards, rangeland, and crop land (manual application underground or around burrow entrance) to control Polynesian rats, ground squirrels, moles, chipmunks, muskrats, jackrabbits, cotton-tail rabbits, meadow mice, deer mice, meadow voles, pine voles, prairie voles, pocket gophers, or mongooses.
- (2) uses for which USEPA has accepted the required data and/or citations of data that the formulator, user group, or grower has submitted in support of the registration; and
- (3) uses for experimental purposes that are in compliance with USEPA requirements.

STORAGE AND DISPOSAL

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

STORAGE: Store in original container in a well ventilated area separately from fertilizer, feed, or foodstuffs and away from product with strong odors. Avoid cross-contamination with other pesticides.

In Case of Spill: Isolate area and keep animals and unprotected persons away. Personnel equipped with protective suits, gloves, and dust respirators should place the spilled product in sift-proof containers or plastic bags. Spillage or leakage should be contained, moistened, and carefully swept up avoiding inhalation of dust. Wash areas of spill with detergent and water. Contact local authorities for disposal.

PESTICIDE DISPOSAL: Pesticide wastes may be acutely hazardous. Improper disposal of excess pesticide, mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State

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Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Plastic Bag: Completely empty bag in application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Plastic Pail: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or if allowed by State and local authorities, by burning. If burned, stay out of smoke. **Fiber drums with liners:**

Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Then dispose of liner in a sanitary landfill or by incineration if allowed by State and local authorities. If drum is contaminated and cannot be reused, dispose of in the same manner.

**CONDITIONS OF SALE AND LIMITATION
OF WARRANTY AND LIABILITY**

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

Manufacturer and Seller warrant that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of this product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or Manufacturer, and Buyer and User assume the risk of any such use. MANUFACTURER AND SELLER MAKE NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

In no event shall Manufacturer or Seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF MANUFACTURER AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF MANUFACTURER OR SELLER, THE REPLACEMENT OF THE PRODUCT.

Manufacturer and Seller offer this product, and Buyer and User accept it, subject to the foregoing conditions of sale and limitations of warranty and of liability, which may not be modified except by written agreement signed by a duly authorized representative of Manufacturer.