

61282-5

07/01/2013

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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

JUL 01 2013

Jennifer Klika  
HACCO, Inc.  
110 Hopkins Dr.  
Randolph, WI 53956

Subject: Notification to Add Company Logo to Label  
Diphacinone, Technical Grade  
EPA Registration No. 61282-5

Dear Ms. Klika:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated May 21, 2013 for the product Diphacinone Technical Grade. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please contact me directly at 703-305-5967 or via e-mail at [gaines.jennifer@epa.gov](mailto:gaines.jennifer@epa.gov).

Sincerely,

A handwritten signature in black ink that reads "Jennifer Gaines".

Jennifer Gaines  
Wildlife Biologist  
Insecticide-Rodenticide Branch  
Registration Division (7505P)  
Office of Pesticide Programs

(A)	United States Environmental Protection Agency Office of Pesticide Programs (H7505C) Washington, DC 20460 <b>Application for Pesticide:</b>	<input type="checkbox"/> <b>Registration</b> <input type="checkbox"/> <b>Amendment</b> <input checked="" type="checkbox"/> <b>Other</b> Notification	OPP Identifier Number
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Section I

1. Company/Product Number 61282-5	2. EPA Chemical Manager John Hebert	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Diphacinone Technical Grade	PM# 4	
5. Name and Address of Applicant (Include ZIP Code)  HACCO, Inc. 110 Hopkins Drive Randolph, WI 53956  <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to:  EPA Reg. No. <b>NOTIFICATION</b> Product Name <u>JUL 01 2013</u>	

Section II

<input type="checkbox"/> Amendment - Explain Below	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application
<input checked="" type="checkbox"/> Notification - Explain below	<input type="checkbox"/> Other - explain below

**Explanation:** Use additional page(s) if necessary. (For Section I and Section II).  
 NOTIFICATION of the addition of a company logo pursuant to PR-Notice 98-10 for the product Diphacinone Technical Grade.

Section III

1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No  <small>*Certification must be submitted.</small>	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "Yes," Unit Package Wt.      No. Per Container	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "Yes," Package Wt.      No. Per Container	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) <u>C</u>
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) of Retail Container 4 oz., 8 oz., 12 oz., 1 lb., 4 lb., 5 lb., 10 lb., 12 lb., and 50 lb.	5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product
6. Manner In Which Label Is Affixed To Product <input type="checkbox"/> Lithograph      Other ( _____ ) <input checked="" type="checkbox"/> Paper Glued <input type="checkbox"/> Stenciled			

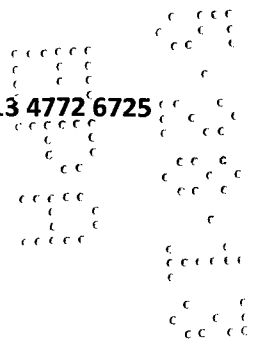
Section IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Jennifer J. Klika	Title Manager, Regulatory Affairs	Telephone No. (Include Area Code) (920) 326-2461
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received  <b>(Stamped)</b>
2. Signature 	3. Title Manager, Regulatory Affairs	
4. Typed Name Jennifer J. Klika	5. Date May 21, 2013	

May 21, 2013

Fed Ex: 8013 4772 6725

Document Processing Desk (NOTIF)  
Office of Pesticide Programs (7504P)  
One Potomac Yard  
2777 South Crystal Drive  
Arlington, VA 22202-4501



RE: Diphacinone Technical Grade  
EPA Reg. No. 61282-05

Gentlemen/Ladies:

Pursuant to PR-Notices 98-10, in regard to the subject product, we are hereby notifying the Agency of the following optional marketing graphic of the company logo.


Following is my statement as required by PR-Notice 98-10:

This notification is consistent with the provisions of PR-Notice 98-10 and EPA regulations 40 CFR 152.46, and no other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make and false statement to EPA. I further understand that if this notification is not consistent with terms of PR-Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under Sections 12 and 14 of FIFRA.

Attached please find the completed application form marked for Notification, as well as a "before" and "after" label, with the graphic company logo clearly marked.

If you should have any questions regarding this matter, please contact me at 920-326-2461 or at [jklika@neogen.com](mailto:jklika@neogen.com).

Sincerely,



Jennifer J. Klika  
Manager, Regulatory Affairs

Enclosure(s)

# AFTER LABEL

## DIPHACINONE TECHNICAL GRADE

**A Vertebrate Pesticide For Formulating Registered Products for Use in Terrestrial Non-Food Crops; Indoor Non-Food; Indoor Residential; Outdoor Residential; Forestry, and Aquatic, Non-Food Sites**

### ACTIVE INGREDIENT:

Diphacinone  
(2-Diphenylacetyl-1,3-Indandione).....98.6%

INERTS.....1.4%  
TOTAL.....100.0%

EPA Reg. No. 61282-5

EPA Est. No. 61282-W1-1

**DANGER**



**POISON**

**POISON**

**KEEP OUT OF REACH OF CHILDREN**

### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**DANGER**  
Fatal if swallowed, inhaled or absorbed through the skin. Causes eye irritation. Do not get in eyes, on skin, or on clothing. Do not breathe dust. Wear protective clothing 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:

- Handlers who mix the product must wear:
  - Coveralls over long-sleeved shirt and long pants
  - Chemical-resistant gloves (such as water-proof rubber gloves)
  - Chemical-resistant footwear (rubber boots)
  - Respirator with a dust/mist filtering respirator (MSHA/NIOSH approval number prefix TC-21C or NIOSH approved respirator with any N, R, P, or HE filter)

#### 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.

**PROHIBITIONS:** Do not contaminate STORAGE: Store in original container and away from products with foodstuffs and away from products with In Case of Spill: Isolate area and keep protective suits, gloves, and dust resp plastic bags. Spillage or leakage should inhalation of dust. Wash areas of spill. **PESTICIDE DISPOSAL:** Pesticide pesticide, mixture, or rinsate is a viola according to label instructions, contain Hazardous Waste representative at the **CONTAINER DISPOSAL:** Fiber B equipment. Then dispose of empty bag local authorities, by burning. If burned dispose of in the same manner. **Plastic Pail:** Triple rinse (or equivalent) dispose of in a sanitary landfill, or inc If burned, stay out of smoke. Fiber di sides and bottom to loosen clinging incineration if allowed by State and dispose of in the same manner.

#### CONDITIONS OF SALE AND

**NOTICE:** Read the entire Director and Liability before buying or using product at once, unopened, and the

Manufacturer and Seller warrant that it is reasonably fit for the purposes state above, when used in accordance with extend to the use of this product con conditions not reasonably foreseeable User assume the risk of any such use. OF MERCHANTABILITY OR OF F EXPRESS OR IMPLIED WARRANTY To the extent allowed by law, in no consequential or special damages res; REMEDY OF THE USER OR BUYE AND SELLER FOR ANY AND ALL CLAIMS BASED ON BREACH OF LIABILITY OR OTHERWISE) R PRODUCT, SHALL BE THE RETU THE ELECTION OF MANUFACTU

Manufacturer and Seller offer this I conditions of sale and limitations of written agreement signed by a duly au

For non-emerg

Code (NL.RG.) NL.RG.

Additional Marketing Statement:

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FIRST AID	
If Swallowed	<ul style="list-style-type: none"> <li>• Have label with you when obtaining treatment advice, including 1-800-498-5743 or transport the patient to the nearest hospital.</li> <li>• Do not drink water.</li> <li>• Do not administer anything by mouth or induce vomiting unless told to do so by the poison control center or doctor.</li> </ul>
If on Skin or Clothing	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor immediately for treatment advice.</li> </ul>
If Inhaled	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call an ambulance, then give artificial respiration, preferably mouth-to-mouth, if possible.</li> <li>• Call a poison control center or doctor immediately for treatment advice.</li> </ul>
If in Eyes	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>• Call a poison control center or doctor immediately for treatment advice.</li> </ul>

**Note to Physician**  
If ingested, administer Vitamin K<sub>1</sub> intramuscularly or orally. Severe cases may require administering Vitamin K<sub>1</sub> intravenously and giving blood transfusions. Repeat as necessary based on monitoring of prothrombin times.

Manufactured By:  
HACCO, Inc.  
110 Hopkins Drive  
Randolph, WI 53956 U.S.A.

**NOTIFICATION**

**JUL 0 1 2013**

**AFTER LABEL**

**DIPHACINONE  
TECHNICAL GRADE**

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Randolph, WI 53956 U.S.A.

**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 products 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 self-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 rinseate 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:** Fiber Box with Plastic Bag Liner: 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. If box is contaminated and cannot be reused, dispose of in the same manner.

**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.**

To the extent allowed by law, 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.

For non-emergency (e.g. current product information) call:  
1-800-621-8829

Code ((NL.RG.) NL.RG.

Additional Marketing Statement:



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