

61282-41

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

NOTIFICATION

FEB 26 2009
OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Jennifer J. Siefert
Hacco, Inc.
110 Hopkins Drive
Randolph, WI 53956

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Ms. Siefert:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated November 29, 2007 for:

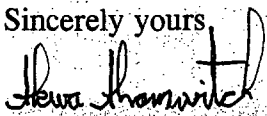
- EPA Registration 61282-13**
- EPA Registration 61282-15**
- EPA Registration 61282-37**
- EPA Registration 61282-41**
- EPA Registration 61282-44**
- EPA Registration 61282-45**
- EPA Registration 61282-51**

- Zinc Phosphide 82**
- Hopkins Bar Bait Kills Norway & Roof Rats and House Mice**
- Hopkins Pelleted Bait with Coated Warfarin Rat & Mouse Killer with Diphacinone**
- Diphacin 110A Concentrate Rodenticide**
- Ramick Brown**
- Prozap Zinc Phosphide Rodent Oat Bait**

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions please call me at (703) 308-8328.

Sincerely yours,

Akiva Abramovitch, Ph.D. Chemist
Insecticide-Rodenticide Branch
Registration Division (7505P)

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

Section I

1. Company/Product Number 61282-41	2. EPA Chemical Manager John Hebert	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Rat & Mouse Killer with Diphacinone	PM# 4	
5. Name and Address of Applicant (Include ZIP Code) HACCO, Inc. 110 Hopkins Drive Randolph, WI 53956	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. _____ Product Name _____	
<input type="checkbox"/> Check if this is a new address		

Section II

Amendment - Explain Below
 Final printed labels in response to Agency letter dated _____

Resubmission in response to Agency letter dated _____
 "Me Too" Application

Notification - Explain below
 Other - explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II).
 NOTIFICATION of Revised Storage and Disposal statements. Pursuant to PR-Notice 2007-04, for the product: Rat & Mouse Killer with Diphacinone, EPA Reg. No. 61282-41.

Section III

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No <small>*Certification must be submitted.</small>	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes," Unit Package Wt. No. Per Container	Water Soluble Packaging <input type="checkbox"/> Yes <input 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 type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) <u>C</u>
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) of Retail Container	5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product

6. Manner In Which Label is Affixed To Product
 Lithograph Paper Glued Stenciled
 Other (_____)

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. Seifert	Title Manager, Regulatory Affairs	Telephone No. (include Area Code) (920) 326-2464
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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.

2. Signature 	3. Title Manager, Regulatory Affairs	5. Date 2/1/09	6. Date Application Received (Stamped)
4. Typed Name Jennifer J. Seifert			



Manufacturing Plant
 110 Hopkins Drive
 Randolph, WI 53956-1316
 920 / 326-5141
 920 / 326-5135
 www.hacco.com

Registration Office
 110 Hopkins Drive
 Randolph, WI 53956-1316
 920 / 326-5141
 920 / 326-5135
 www.hacco.com

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February 4th, 2009

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

Fed Ex: 8671 4551 2420

RE: Rat & Mouse Killer with Diphacinone
 EPA Reg. No. 61282-41

Gentlemen/Ladies:

Pursuant to PR-Notices 2007-04, in regard to the subject product, we are hereby notifying the Agency of the revision to the Storage and Disposal text.

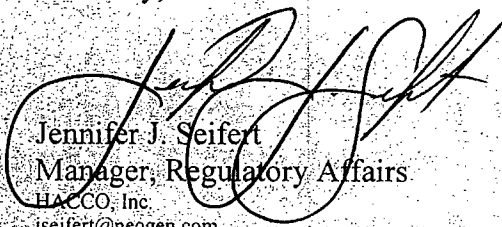
Following is my statement as required by PR-Notice 2007-04:

Notification of label change per PR Notice 2007-04. This notification is consistent with the guidance in PR Notice 2007-04 and the requirements of EPA's regulations at 40 CFR §156.10, 156.140, 156.144, 156.146, and 156.156. 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 any false statements to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §156.10, 156.140, 156.144, 156.146, and 156.156, 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 alternate brand name clearly marked.

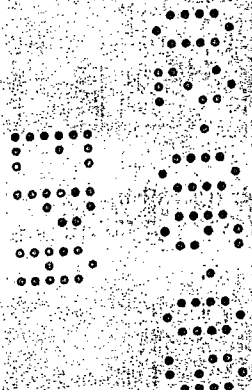
If you should have any questions regarding this matter, please contact me at 920-326-2461.

Sincerely,



Jennifer J. Seifert
 Manager, Regulatory Affairs
 Hacco, Inc.
jseifert@neogen.com

Enclosure(s): 2



NOTIFICATION

FEB 26 2009

Rat and Mouse Killer with Diphacinone A Pelletized Rodenticide Ready Mixed

ACTIVE INGREDIENT:

Diphacinone
(2-Diphenylacetyl-1,3-Indandione) 0.005%
INERT INGREDIENTS: 99.995%
TOTAL: 100.000%

EPA Reg. No. 61282-1

EPA Est. No. 61282-WI-1

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID

Have label with you when obtaining treatment advice.

If swallowed	• Call a poison control center, doctor, or 1-800-498-5743 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.

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.

PRECAUTIONARY STATEMENTS

HAZARD TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Keep away from humans, domestic animals and pets. If swallowed, this material may reduce the clotting ability of the blood and cause bleeding.

ENVIRONMENTAL HAZARDS

This product is toxic to mammals and birds. Do not apply this product directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark.

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 this entire label and follow all use directions and use precautions.

IMPORTANT: Do not expose children, pets, or other non-target animals to rodenticides. To help to prevent accidents:

1. Store product not in use in a location out of reach of children and pets.
2. Apply bait in locations out of reach of children, pets, domestic animals and non-target wildlife; or in tamper-resistant bait stations. These stations must be resistant to destruction by dogs and by children under six years of age, and must be used in a manner that prevents such children from reaching into bait compartments and obtaining bait. If bait can be shaken from stations when they are lifted, units must be secured or otherwise immobilized. Even stronger bait stations are needed in areas open to hoofed livestock, raccoons, bears, or other potentially destructive animals, or in areas prone to vandalism.
3. Dispose of product container, and unused, spoiled, and unconsumed bait as specified on this label.

USE RESTRICTIONS: For control of Norway rats, roof rats and house mice in and around homes, industrial and agricultural buildings, and similar man-made structures. Do not place bait in areas where there is a possibility of contaminating food or surfaces that come in direct contact with food. Do not broadcast bait.

Wear protective gloves when applying bait. With detergent and hot water, wash all implements used for applying bait. Do not use these implements for mixing, holding, or transferring foods or feeds.

SELECTION OF TREATMENT AREAS: Determine areas where rats and/or mice will most likely find and consume the bait. Generally, these areas are along walls, by gnawed openings, in or beside burrows, in

corners and concealed places, between floors and walls, or in locations where rodents or their signs have been seen. Protect bait from rain or snow. Remove as much alternative food as possible.

APPLICATION DIRECTIONS

Rats: Place 4 to 16 oz. of bait per placement. Maintain an uninterrupted supply of fresh bait for at least 10 days.

Mice: Apply ¼ to ½ oz. (1-2 level tablespoons) of bait at 8- to 12-foot intervals. Larger placements (up to 2 oz.) may be needed at points of very high mouse activity. Maintain an uninterrupted supply of fresh bait for at least 15 days.

Rats/Mice: Replace contaminated or spoiled bait immediately. Collect and dispose of all dead animals and leftover bait properly. To prevent reinfestation, limit sources of rodent food, water, and harborage as much as possible. If reinfestation does occur, repeat treatment. Where a continuous source of infestation is present, establish permanent bait stations and replenish as needed.

STORAGE AND DISPOSAL

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

Household Label

Pesticide Storage: Store in original container in a cool, dry place inaccessible to children and pets.

If empty: Nonrefillable container. Do not reuse this container. Place in trash or offer for recycling if available.

If partially filled: Call your local solid waste agency for disposal instructions.

Never place unused product down any indoor or outdoor drain.

Non-Household Label

Pesticide Storage: Store only in original container in a cool, dry place inaccessible to children and pets. Keep containers closed and away from other chemicals.

Pesticide Disposal: Wastes resulting from the use of this product, and spoiled and unconsumed bait, may be disposed of on site or at an approved waste disposal facility.

Pesticide Container Disposal: Non-refillable container. Do not reuse or refill this container. Offer for recycling if available. If recycling is not available then dispose of empty container in a sanitary landfill, or by incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

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.

NOTIFICATION

FEB 26 2009

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

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

Code (NU.NG.) NR.NO.

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