

61282-51

10/14/2009

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Ms. Jennifer Seifert
Manager, Regulatory Affairs
Hess & Clark, Inc
110 Hopkins Dr.
Randolph, WI 53956

OCT 14 2009

Dear Ms. Seifert:

Subject: Label Amendment to Include Risk Mitigation Wording
EPA Registration No. 61282-51
Submission Date: August 31, 2009

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable. Additionally, the submitted label is in compliance with the Agency's revised May 28, 2008 "*Risk Mitigation Decision for Ten Rodenticides*". A stamped copy is enclosed for your records. Please submit one (1) final printed copy for the above mentioned label before releasing the product for shipment. If you have any questions regarding this label, please contact Jennifer Gaines at (703) 305-5967.

Sincerely yours,

A handwritten signature in black ink, appearing to read "John Hebert".

John Hebert
Product Manager (07)
Insecticide-Rodenticide Branch
Registration Division (7505P)

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ACCEPTED
OCT 14 2009
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
Registered under
EPA Reg. No. 61282-51

Prozap®
Zinc Phosphide Rodent Oat Bait
Kills Moles and Gophers

This product may only be used to control moles and/or pocket gophers in manual, below-ground applications.

ACTIVE INGREDIENT:

Zinc Phosphide 2.0%

OTHER INGREDIENTS: 98.0%

TOTAL 100.0%

EPA Reg. No. 61282-51

EPA Est. No. 61282-WI-1

KEEP OUT OF REACH OF CHILDREN
CAUTION

Net Contents:

- A range from 4 lbs.
- to 100 lbs.
- Such as:
- 4 x 1 lbs.
- 10 x 1 lbs.
- 12 x 1 lbs.
- 30 x 1 lbs.
- 50 x 1 lbs.
- 10 lbs. (bulk)
- 25 lbs. (bulk) 50 lbs. (bulk)

This Product May Not Be Sold in Packaging that Holds Less Than 4 Pounds of Bait.

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

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Keep away from children, domestic animals and pets. All handlers (including applicators) must wear shoes plus socks, and gloves. Any person who retrieves carcasses or unused bait following application of this product must wear waterproof gloves.

User Safety Requirements

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry. Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash hands thoroughly after applying the bait and before eating, drinking, chewing gum, using tobacco or using the toilet and change into clean clothing.

FIRST AID

HAVE LABEL WHEN OBTAINING TREATMENT ADVICE

Any person applying zinc phosphide products and experiencing signs and symptoms such as nausea, abdominal pain, tightness in the chest, or weakness, should be seen by a physician immediately.

If swallowed:	<ul style="list-style-type: none">• Call a poison control center, doctor, or 1-800-498-5743 immediately for treatment advice or transport the patient to the nearest hospital.• Do not drink water.• Do not administer anything by mouth.• Do not induce vomiting unless told to do so by the poison control center or doctor.
If on skin or on clothing:	<ul style="list-style-type: none">• Take off contaminated clothing.• Rinse skin immediately with plenty of water for 15-20 minutes.
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 15-20 minutes.• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.

For 24-hour emergency information on this product, call 1-800-498-5743 (US & Canada) or 1-651-523-0318 (all other areas).

ENVIRONMENTAL HAZARDS

This product is extremely toxic to mammals, birds and other wildlife. Dogs and scavenging mammals and birds might be poisoned if they feed upon animals that have eaten this bait. 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 allow bait to be exposed on soil surface. Do not apply where runoff is likely to occur. Do not contaminate water when disposing of equipment wash water or rinsate.

Notice: It is a Federal offense to use any pesticide in a manner that results in the death of a member of an endangered species. The use of this product may pose a hazard to Federally designated endangered/threatened species. Suggested measures to protect endangered species in your county may exist in an EPA "Interim Measures" pamphlet. You may call EPA's Endangered Species Hotline, 1-800-447-3813, to find out if an "Interim Measures" pamphlet exists for your county and have one sent to you. You can also consult your local county extension office or pesticide state lead agency to determine whether they have imposed any requirements in your area to protect endangered and threatened 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 this entire label and follow all use directions and use precautions.

Use only for the sites, pests, and application methods described on this label.

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 directly into moles and/or pocket gophers burrow systems, and
3. Dispose of product container, and unused, spoiled, and unconsumed bait as specified on this label.

LAWNS, GOLF COURSES, OTHER NON-CROP AREAS

USE RESTRICTIONS: This product may only be used against moles and/or pocket gophers in lawns, golf courses, and other non-crop areas. Do not apply in gardens and areas where food or feed may be contaminated. This product may only be applied at the use sites and by the application methods indicated on this label.

ONLY APPLY THE BAIT UNDERGROUND.

While wearing gloves, check for and dispose of excess or spoiled bait and exposed carcasses daily until the bait is expended or removed. This product is to be used in manual applications only. Do not apply this product by use of an artificial burrow builder. This product must be applied directly into moles' and pocket gophers' burrow systems.

Specific Directions for Moles: The presence of moles may be indicated by a network of surface ridges in the turf, by a series of conical mounds of earth pushed up from deep burrows, or by damage to bulbs.

Surface Ridges: Prior to treatment determine which burrows are active according to one of the following two methods: Either press down a small section of the tunnel or remove a one inch section of the tunnel's roof. Mark these sections and recheck in 24 hours. The burrow is considered active if the flattened runway has been raised up or if the roof has been repaired. Only treat active burrows. Carefully, with a long-handled spoon, punch a hole in the top of active tunnels, drop a teaspoon amount of this product [product name] and carefully close the hole with sod or stone. Do not collapse the runway again or allow loose soil to cover the bait. After a few days check to see if the burrows are still active according to one of the two methods described above. If so, repeat treatment.

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Conical Mounds: With a long handled spoon carefully remove the center plug from each conical mound. Drop a teaspoon amount of this product [product name] into the underground tunnel. Close the opening with a rock or sod. Do not allow loose dirt to cover bait. If mole activity persists after one treatment, a second treatment may be made. If mole activity persists after two treatments, abandon use of this product and seek another method for controlling moles.

Specific Directions for Pocket Gophers: Burrowing pocket gophers (*Thomomys spp.* and *Geomys spp.*) throw out low, fan shaped mounds on either side of their underground tunnel. These lateral tunnels coming to the surface are on the flat side of the fan and are plugged with soil. With a long-handled spoon carefully remove the plug. Insert a teaspoon of this product [product name] as far down as possible. Reclose opening being careful not to cover bait with soil.

STORAGE AND DISPOSAL

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

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

Pesticide Disposal: Dispose of wastes resulting from the use of this product in trash or at an approved waste disposal facility.

Container Handling: Nonrefillable container. Do not reuse or refill this container.

Plastic Containers: Triple rinse (or equivalent) then offer for recycling or reconditioning; or puncture and dispose of in a sanitary landfill; or incineration. In most states, burning is not allowed.

Paper Containers: Dispose of empty container by placing in trash, at an approved waste disposal facility or by incineration. In most states, burning is not allowed.

DISCLAIMER

DISCLAIMER: To the extent consistent with applicable law, seller makes no representation or warranty, either express or implied, for results due to misuse, improper handling or improper storage of this material. Nor does Seller assume any responsibility for injury to persons, crops, animals, soil or property arising out of misuse, improper handling or improper storage of this material.

OR

LIMITED WARRANTY

To the extent consistent with applicable law, Neogen Corporation makes no warranty concerning uses which extend beyond the use of the product under normal conditions in accord with the statements made on this label. To the extent consistent with applicable law, Neogen Corporation shall not be liable for (1) any consequential, incidental or special damages related in any way to this product or its uses, or (2) any damages related in any way to resistance to insecticides.

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OR

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. To the extent consistent with applicable law, 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 consistent with applicable 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 THE 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 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 (RN.NO.) RN.NO.

Optional Marketing Statements: Made in the U.S.A.

<American Flag Graphic>