



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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

May 1, 2006

Dr. Hubert R. O'Neal, Regulatory Consultant
KMG Bernuth, Inc.
10611 Harwin Drive, Suite 402
Houston, Texas 77036

Subject: Submission of a label amendment to update of label in accordance with 2000 TRED label revisions.

Product Name: 75% Rabon[®] Insecticide Wettable Powder

EPA Reg. No. 61483-44

Submission date: May 14, 2005

Dear Dr. O'Neal,

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), is acceptable subject to the comments listed below.

Labeling Comments:

1. Page 1
 - a. The ingredients percentages must be decimal aligned.
2. Page 2
 - a. Within the Conditions of Sale and Limitations of Warranty and Liability section, revise the sentence "In no event shall KMG-BERNUTH INC or seller to be liable for any incidental consequential or special damages resulting from the use or handling of this product." to: "It is KMG-BERNUTH INC intention that to the extent allowable under state law, KMG-BERNUTH INC, or the Seller shall not be liable for any incidental consequential or special damages resulting from the use or handling of this product."
3. Page 3
 - a. Move the boxed section entitled "FOR CHEMICAL EMERGENCY" to the front panel of the label. (shown below)

**FOR CHEMICAL EMERGENCY. Spill, leak, fire, exposure, or accident call
CHEMTREC 1-800-424-9300.**

4. Page 4

a. Within the Directions for Use re-arrange the statements as follows:

"DIRECTIONS FOR USE

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

Read the entire label prior to use.

Use only for formulation into an insecticide for the following:"

- b. Within the Use Restriction section entitled "For Horse Products" revise the subtitle: "For Horse Products" to: "For All Products Formulated as Feed Through Horse Uses". In addition, add the following statement: "Do not use this product on horses intended for slaughter."
- c. Remove the subtitles and associated language for "**For Pet Powder Products**" and "**For Outdoor Premise Products.**" These products would not be formulated as feed products, and therefore would require specific language, based on approved EPA registered uses.
- d. Revise the Storage and Disposal Statement as follows:

STORAGE AND DISPOSAL

DO NOT contaminate water, food or feed by storage or disposal.

PESTICIDE STORAGE: Store in cool dry location in original container.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site in accordance with the label directions, or at an approved waste disposal facility. Open dumping is prohibited.

CONTAINER DISPOSAL: Completely empty bag liner by shaking and tapping sides and bottom to loosen clinging particles. Empty any remaining residue into mixing equipment. Then dispose of liner in a sanitary landfill, or incinerate, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. If drum is contaminated and cannot be reused, dispose of in the same manner.

Two copies of the finished labeling must be submitted prior to releasing the product for shipment. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records. If you have any questions, you may contact Richard J. Gebken, at (703) 305-6701.

Sincerely,



George LaRocca
Product Manager 13
Insecticide Branch
Registration Division (7505C)

Enclosure

061-83-000-44 letter.doc

75% RABON® INSECTICIDE WETTABLE POWDER

An Insecticide for Formulating Use Only

ACTIVE INGREDIENT:

Tetrachlorvinphos (CAS# 22248-79-9) 75.0%*

OTHER INGREDIENTS: 25.0%

TOTAL: 100.0%

*RABON Insecticide

EPA Reg.No. 61483-44

EPA Est. No. 44616-MO-01

KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID

IF SWALLOWED: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not give anything by mouth to an unconscious person. Do not induce vomiting unless told to by a poison control center or doctor.

IF ON SKIN OR CLOTHING: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

IF IN EYES: 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. Call a poison control center or doctor for treatment advice.

IF INHALED: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth to mouth, if possible. Call a poison control center or doctor for further treatment advice.

HOTLINE NUMBER

Contains an organophosphate that inhibits cholinesterase.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment.

NOTE TO PHYSICIAN

This product is a cholinesterase inhibitor. If symptoms of cholinesterase inhibition are present, atropine sulfate by injection is antidotal. 2-PAM is also antidotal and may be administered, but only in conjunction with atropine. Product may cause aspiration pneumonia.

Mfd. For: KMG-Barnuth, Inc.
10611 Harwin Drive, Suite 402
Houston, Texas 77036
(713) 988-9252

Net Weight: 40 Lbs

ACCEPTED
with COMMENTS
In EPA Letter Dated:
May 1, 2006

Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the product is
registered under EPA Reg. No.
61483-44

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**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.

The Directions for Use of this product should be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, presence of other materials or other influencing factors in the use of the product, which are beyond the control of **KMG-BERNUTH, INC** or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold **KMG-BERNUTH, INC** and Seller harmless for any claims relating to such factors.

KMG-BERNUTH, INC warrants 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 **KMG-BERNUTH, INC**, and Buyer and User assume the risk of any such use. **KMG-BERNUTH, INC MAKES 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 **KMG-BERNUTH, INC** 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 KMG-BERNUTH, INC 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 KMG-BERNUTH, INC OR SELLER, THE REPLACEMENT OF THE PRODUCT.**

KMG-BERNUTH, INC 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 **KMG-BERNUTH, INC**.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

Harmful if inhaled, swallowed or absorbed through skin or inhaled. Do Not inhale dust. Causes moderate eye irritation. Avoid contact with eyes, skin or clothing. Prolonged or frequently repeated skin contact may cause allergic reaction to some individuals. Wash thoroughly with soap and water after handling.

FOR CHEMICAL EMERGENCY. Spill, leak, fire, exposure, or accident call CHEMTREC 1-800-424-9300.

PERSONAL PROTECTIVE EQUIPMENT

Mixers and handlers must wear:

- Long-sleeved shirt and long pants
- Chemical-resistant gloves made of any waterproof material
- Shoes plus socks
- Protective eyewear
- Chemical-resistant apron when cleaning equipment, mixing or loading

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.

USER SAFETY RECOMMENDATIONS

Users should:

Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

ENVIRONMENTAL HAZARDS

This product is highly toxic to fish. Drift and runoff may be hazardous to aquatic organisms in adjacent areas. 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 discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to the discharge. Do not discharge effluent containing this product into sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State

Water Board or the Regional Office of the EPA. Do not contaminate water when cleaning equipment or when disposing of equipment wash waters.

DIRECTIONS FOR USE – Read the entire label prior to use.

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

Use only for formulation into an insecticide for the following:

1. Uses for domestic animals and pets, livestock and their man-made premises, terrestrial nonfood uses and for domestic indoor uses.
2. Uses for which EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registrations.
3. Uses for experimental purposes that are in compliance with US EPA requirements.

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

USE RESTRICTIONS

For Horse Products: This product contains Tetrachlorvinphos, which is a cholinesterase inhibitor. The most frequently reported clinical signs of cholinesterase in the horse are abdominal pain, lethargy, sweating, tearing and excessive salivation. If these signs are seen in horses, consult your veterinarian immediately. Do not use this product simultaneously or within a week before or after treatment with cholinesterase inhibiting drugs, pesticides or chemicals. Consult a veterinarian before using this product on debilitated, aged, pregnant or nursing animals. This product has not been tested in breeding horses.

For Pet Powder Products: Use 1/3 oz. of powder per every 10 pounds of body weight of your cat or dog.

For Outdoor Premise Products: Restrict uses to only spot treatments. The product should be applied only one time per year. The product is to be used along woody borders of kennels, yard, campgrounds, recreational parks, and footpaths and roadways leading to such areas

STORAGE AND DISPOSAL

DO NOT contaminate water, food or feed by storage or disposal.

PESTICIDE STORAGE: Store in cool dry location in original container.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. Open dumping is prohibited.

CONTAINER DISPOSAL: Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into mixing equipment. Then dispose of liner in a sanitary landfill, or incinerate, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. If drum is contaminated and cannot be reused, dispose of in the same manner.
RABON® is a trademark of KMG-BERNUTH, INC.