

61483-69

02-09-2012

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460-0001



OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

February 9, 2012

KMG-Bernuth, Inc.
c/o Hubert R. O'Neal
9555 W. Sam Houston Pkwy S., Ste 600
Houston, TX 77099-2145

Subject: Amended Reregistration Label
Product Name: Ear Force™ Tags
EPA Registration Number: 61483-69
EPA Decision Numbers: 413321

Dear Dr. O'Neal:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all of the information submitted with your application to support the reregistration of the above referenced product in connection with the Permethrin RED, and has concluded that your submission is acceptable.

NOTE: This product is **not** being reregistered under sections 3(c)5 and 4(g) of FIFRA at this time.

Please note that the record for this product currently contains the Confidential Statements of Formulation (CSFs) listed below. Any previously dated CSFs are superseded.

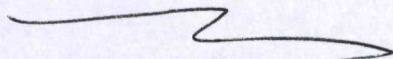
- Basic CSF, dated 2/11/2011
- Alternate CSF A, dated 3/13/2010
- Alternate CSF B, dated 3/13/2010
- Alternate CSF C, dated 3/13/2010

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 non-refillable containers. The code may appear either on the label or durably marked on the container itself, and can be added by non-notification per PRN 98-10.

A copy of your label stamped "Accepted" is enclosed along with copies of the acute toxicity and product chemistry reviews completed for the subject product. Products shipped after 12 months from the date of this amendment or the next printing of the label whichever occurs first, must bear the new revised label. Your release for shipment of the product bearing the amended label constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e).

If you have any questions about this letter, please contact Julie Chao at (703) 308-8735 or chao.julie@epa.gov.

Sincerely,



Richard J. Gebken
Product Manager (10)
Insecticide Branch
Registration Division (7504P)

*Enclosures: Label stamped "Accepted," dated February 9, 2012
Acute Toxicity Review, dated July 26, 2010
Product Chemistry Reviews, dated January 21 and August 18, 2011*

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EAR FORCE™ TAGS

FOR USE ON DRY OR LACTATING DAIRY AND BEEF CATTLE AND CALVES TO CONTROL HORN FLIES, FACE FLIES, GULF COAST TICKS, SPINOSE EAR TICKS, AND AS AN AID TO CONTROL LICE, STABLE FLIES AND HOUSEFLIES.

KEEP OUT OF REACH OF CHILDREN

CAUTION

See side and end panels for additional directions for use.

ACTIVE INGREDIENT:

Permethrin (CAS # 52645-53-1).....10.0%

OTHER INGREDIENTS90.0%

Total 100.0%

EPA Reg. No. 61483-69

Est. No. 61483-KS-01

FIRST AID

- | | |
|-------------------------------|---|
| IF SWALLOWED: | <ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to by poison control center or doctor. • Do not give anything by mouth to an unconscious person |
| 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. • Call a poison control center or doctor for treatment advice. |
| IF ON SKIN OR CLOTHING | <ul style="list-style-type: none"> • 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. |

HOT LINE NUMBER

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-322-8177 for emergency medical treatment information.

Net Weight: 10 Grams Per Tag
Contents: 24 Tags

Manufactured By: KMG-Bernuth, Inc.
Houston, TX 77099 1-800-322-8177

ACCEPTED
FEB 09 2012

Under the Federal Insecticide, Fungicide,
and Rodenticide Act, as amended, for the
pesticide registered under:

EPA. Reg. No: 61483-69

PRECAUTIONARY STATEMENTS**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

CAUTION. Harmful if swallowed. Harmful if absorbed through skin. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

PERSONAL PROTECTIVE EQUIPMENT

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Shoes and socks, and
- Chemical-resistant gloves made of any waterproof material.

User Safety Requirements

- Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.
- Discard clothing and other absorbent materials that have been heavily contaminated with this product. Do not reuse them.

USER SAFETY RECOMMENDATIONS

Users should wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.

Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

Users should 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 pesticide is extremely toxic to aquatic organisms, including fish and invertebrates. Do not contaminate water by disposal of used tags.

PHYSICAL OR CHEMICAL HAZARDS: Do not use or store near heat or open flame.

DIRECTIONS FOR USE:

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

For adequate control of horn flies, attach one tag per animal. For optimum control of flies, Gulf Coast ticks, spinose ear ticks, and as an aid in the control of lice, stable flies and houseflies, attach one tag to each ear (two per animal) for each season (up to 5 months). Replace as necessary. Apply as indicated (Figures 1-5). Calves less than 3 months of age should not be tagged as ear damage may result. **Remove tag prior to slaughter.**

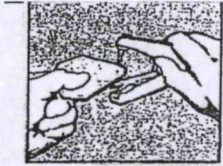


Figure 1. Place female tag under clip by depressing lever. Collar on tag must be pointing down.

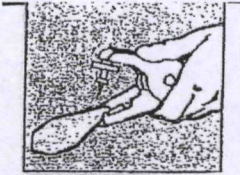


Figure 2. Slide rivet on pin. Align tip of rivet with female portion of tag. Tag and rivet are now ready for application.



Figure 3 and Figure 4. Position tag on the inner flat surface in center of ear. Do not allow the shaft of the male rivet to penetrate any cartilage rib or blood vessel or ear damage may result. We recommend that tag be rotated at a 90° angle (Fig. 3) for ease of application. Tag may also be extended outward from the pliers in a straight manner (Fig. 4)

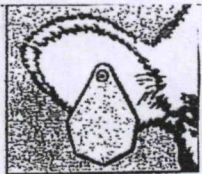


Figure 5. When properly positioned, the tag should hang as shown.

DIRECTIONS FOR USE (For Duflex Tagging System)

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

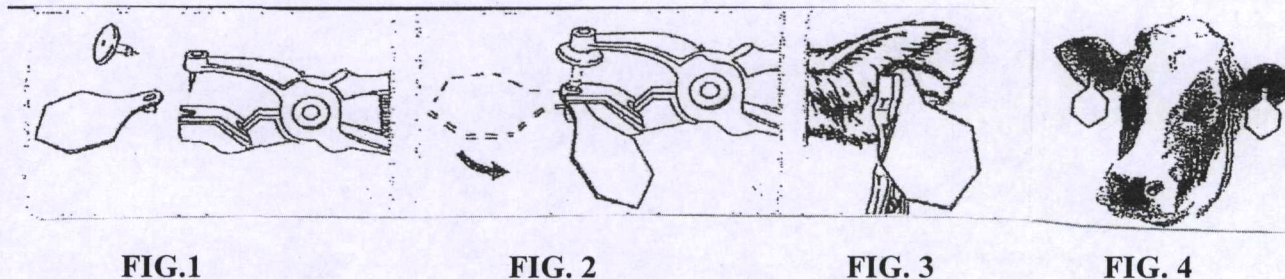


Figure 1: Place female tag under clip by depressing lever. Collar on tag must be pointing down.

Figure 2: Slide male stud on pin until it is firmly seated. Tag and stud are ready for application. Disinfect pliers and tags prior to application.

Figure 3: Position tag on the flat surface in center of ear. Do not allow shaft of the male stud to penetrate any cartilage rib or blood vessel. Ear damage may result. When properly positioned, the tag should hang down as shown in Figure 4.

STORAGE AND DISPOSAL

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

Pesticide Storage: Store in a cool place in original container. Opened pouches containing ear tags should be resealed for storage.

Pesticide Disposal: Waste (spent tags) resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Disposal: Nonrefillable container. Do not reuse or refill this container. Dispose of empty pouch in a landfill or by incineration. Do not burn unless allowed by state and local ordinances.

WARRANTY AND LIMITATION OF DAMAGES

Seller warrants that this material conforms to its chemical description and is reasonably fit for the purposes stated on the label when used in accordance with directions under normal conditions of use and buyer assumes the risk of any use contrary to such directions. **To the extent consistent with applicable law, Seller makes no other express or implied warranty, including any other express or implied warranty of Fitness or of Merchantability, and no agent of Seller is authorized to do so except in writing and with specific reference to this warranty.** To the extent consistent with applicable law, in no event shall Seller's liability for any breach of warranty exceed the purchase price of material as to which a claim is made.