

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

December 12, 2014

Janet Kintz-Early Nisus Corporation 100 Nisus Drive Rockford, TN 37853

Subject: Label Amendment – Revise Dilution Instructions, Marketing Statements, Package Handling, and Container Handling Instructions and Addition of Alternate Brand Name Product Name: Bora Bait Liquid Ant Bait EPA Registration Number: 64405-23 Application Date: October 14, 2014 Decision Number: 497035

Dear Ms. Kintz-Early:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

The alternate brand name **DominAnt Liquid Ant Bait** has been added to the product record.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Maggie Rudick by phone at 703-347-0257, or via email at <u>rudick.maggie@epa.gov</u>.

Page 2 of 2 EPA Reg. No. 64405-23 Decision No. 497035

Sincerely,

Kable Bo Davis, Product Manager 3 Invertebrate & Vertebrate Branch 1 Registration Division (7505P) Office of Pesticide Programs

Bora Bait™ Liquid Ant Bait

[ABN: DominAnt Liquid Ant Bait]

Active Ingredient:

64405-23

ACCEPTED

12/12/2014

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the

pesticide registered under

EPA Reg. No.

Sodium Tetraborate Decahydrate (Borax)	5.40%
Other Ingredients:	94.60%
Total	100.00%

EPA Reg. No. 64405-23 EPA Est

EPA Est. 64405-TN-1

Net Contents: 1 ounce through 250 gallons Lot No._____

Keep Out of Reach of Children See Booklet [Package] [Side Panel] [Back Panel] for Complete Directions for Use.

FOR USE IN AND AROUND: Apartments, Boats, Cafeterias, Commercial and Cruise Ships, Dairies, Food Processing Plants, Garages, Grocery Stores, Homes, Hospitals, Hotels, Institutional Buildings, Kennels, Military Bases, Military Ships, Mills, Mobile Homes, Motels, Nursing Homes, Pet Stores, Public and Private Institutions, Restaurants, Schools, Storage Areas, Supermarkets, Theaters, Vending Machines, Warehouses and Zoos.

APPLY NEAR, ON OR INTO: Appliances, Bathrooms, Baseboards, Corners, Cracks, Crawl Spaces, Crevices, Decks, Dining Rooms, Edible Waste Storage Areas, Fences, Floors, Food Storage Areas, Foundations, Garages, Kitchens, Janitorial Closets, Loading Docks, Liquid Baits Stations, Locker Rooms, Maintenance Rooms, Mechanical Rooms, Offices, Packing Areas, Pallets, Piers, Processing Areas, Receiving Areas, Storage Areas, Trash Rooms, Trees, Utility Rooms, Vending Machines, Walls and Other Areas Ants May Forage.

ATTRACTS AND KILLS ALL COMMON HOUSEHOLD ANTS INCLUDING: Acrobat Ants, Argentine Ants, Big-Headed Ants, Cornfield Ants, Crazy Ants, Ghost Ants, Little Black Ants, Odorous House Ants, Pavement Ants, White-Footed Ants and other Sweet-Eating Ants (except pharaoh, carpenter, fire and harvester ants).

PRECAUTIONARY STATEMENTS

Environmental Hazards: Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high-water mark. Do not contaminate water when disposing of equipment washwaters or rinsate.

Physical/Chemical Hazards: Do not mix or allow contact with an oxidizing agent. Hazardous chemical reaction may occur.

DIRECTIONS FOR USE

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

Place bait in areas inaccessible to children and pets.

Bora Bait Liquid Ant Bait may be used full strength or can be diluted with water to obtain a 1% or 2% solution. Use a 1% solution if evaporation is a concern and a 2% solution for large infestations. Use full strength for all other situations.

Do not contaminate this product with other pesticides. If this product becomes contaminated with another pesticide it will lose its effectiveness. Do not apply directly to food and avoid contamination of feed and foodstuff. Do not treat pets with this product. Place stations in areas accessible to insects but inaccessible to children and pets.

Dilution Instructions

1% Dilution (for large colonies): Add 1 part Bora Bait Liquid Ant Bait to 5 parts water. Mix thoroughly.

2% Dilution (for quicker control): Add 1 part Bora Bait Liquid Ant Bait to 2 parts water. Mix thoroughly.

1% Dilution

Bora Bait	+	WATER	=	FINISHED PRODUCT
5 fl. oz.	+	25 fl. oz.	=	1 Quart (approximately)
20 fl. oz.	+	100 fl. oz.	=	1 Gallon (approximately)
1 gallon	+	5 gallons	=	6 gallons

2% Dilution

Bora Bait	+	WATER	=	FINISHED PRODUCT
10 fl. oz.	+	20 fl. oz.	=	1 Quart (approximately)
42 fl. oz.	+	84 fl. oz.	=	1 Gallon (approximately)
1 gallon	+	2 gallons	=	3 gallons

Bait Stations: Add the undiluted 5.4% or the diluted 2% or 1% Bora Bait Liquid Ant Bait solution into bait stations designed to hold liquid bait. Follow directions included with the bait stations to obtain best results.

{For product packaged and sold in pre-filled bait stations:}

[1. Choose locations where ant traffic is visible.]

[2. Cut along the indented line at the top using scissors to open the bait station]

[Choose locations where ant traffic is visible. Open bait station by holding the station with one hand and grabbing the snap tab with the other hand. Bend the snap tab back and forth while gently pulling until it breaks free from the main unit. While continuing to hold the station in place with one hand, gently pull the snap tab to activate. *{May appear as a numbered list if desired}*]

Spray Applications: Outdoors: Apply diluted bait as a spot or spray application to areas such as foundations, walls, fence posts, piers and other stationary structural components. **Indoors:** Apply diluted bait into cracks and crevices in kitchens, bathrooms, utility rooms and other areas. Do not over apply and do not let liquid seep out onto non target surfaces.

Application for Food Processing and Handling Establishments, Including Federally Inspected Poultry and Meat Plants: In food areas, only apply product into cracks, crevices and other inaccessible areas. Avoid contamination of food and feed stuffs. Cover or remove any food during application. Do not apply product directly onto a surface where food is prepared, served or stored. Any product left visible on a food surface after treatment should be removed and surface washed. In food handling and other areas, record the number and location of bait stations. This product is designed to be used as a residual treatment in an Integrated Pest Management program incorporating good sanitation practices.

Food Areas Include: Serving Areas, such as dining rooms, food storage areas, receiving areas, processing areas, including enclosed systems such as oil and syrup plants, mills and dairies; Packing Areas, including canning, bottling, wrapping and boxing; and Edible Waste Storage Areas. In these areas, direct product applications into cracks and crevices, such as along baseboards and between elements of construction. Do not allow product on any surfaces that may be contacted by food. Do not apply when facility is in operation or when food is exposed.

Non-Food areas include: bathrooms, locker rooms, offices, maintenance rooms, mechanical rooms, trash rooms, garages, janitorial closets, storage areas after bottling or canning and floor drains leading to sewer entries. In these areas, apply product as labeled for other non-food areas.

{Optional Use Directions for packages including bait trays:}

[Remove bottle from packaging. Unscrew cap and remove foil seal. Tear off perforated bait trays. Pour a few drops of liquid ant killer inside the bait tray and place where ants are seen. The use of several bait trays is recommended for optimal success. Inspect bait tray placements and re-apply liquid ant killer as needed.

Do not contaminate this product with other pesticides. If this product becomes contaminated with another pesticide it will lose its effectiveness. Do not apply directly to food and avoid contamination of feed and foodstuff. Do not treat pets with this product. Place in areas accessible to insects but inaccessible to children and pets.] *{End of optional use directions}*

{S&D to be used for all household/residential products}

Storage and Disposal

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

STORAGE: Store in a cool dry place. Do not store where children or animals may gain access. **PESTICIDE DISPOSAL AND CONTAINER HANDLING:** Nonrefillable Container. Do not reuse or refill this container. **If Empty:** Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

{S&D to be used for rigid, nonrefillable containers of \leq 5 gallons}

Storage and Disposal

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

STORAGE: Store in a cool dry place. Do not store where children or animals may gain access. **PESTICIDE DISPOSAL AND CONTAINER HANDLING:** Nonrefillable container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Do not reuse or refill this container. If Empty: Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

{S&D to be used for rigid, nonrefillable containers of \geq 5 gallons}

Storage and Disposal

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

STORAGE: Store in a cool dry place. Do not store where children or animals may gain access. **PESTICIDE DISPOSAL AND CONTAINER HANDLING:** Nonrefillable container. Do not reuse or refill this container. Triple rinse (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. If Empty: Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

[Warranty Disclaimer

Manufacturer warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. TO THE EXTENT NOT PROHIBITED BY APPLICABLE LAW, MANUFACTURER MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

Inherent Risks of Use

The directions for use of this product are believed to be adequate and must be carefully followed. It is impossible to eliminate all risks associated with use of this product. Lack of performance or other unintended consequences may result because of such factors as use of the product contrary to label instructions, abnormal conditions, the presence of other materials, climatic conditions or the manner of use/application, all of which are beyond the control of the Manufacturer. The buyer/user assumes all such risks.

Limitation of Remedies

To the extent not prohibited by applicable law, the exclusive remedy for losses or damages resulting from this product (including claims based on contract, negligence, strict liability or other legal theories) shall be limited to, at Manufacturer's election, one of the following:

- 1. Refund of purchase price paid by buyer or user for product bought, or
- 2. Replacement of amount of product used.

To the extent not prohibited by applicable law: a) Manufacturer shall not be liable for losses or damages resulting from handling or use of this product unless Manufacturer is promptly notified of such loss or damage in writing; and b) TO THE EXTENT NOT PROHIBITED BY APPLICABLE LAW, IN NO CASE SHALL MANUFACTURER BE LIABLE FOR CONSEQUENTIAL OR INCIDENTAL DAMAGES OR LOSSES, INCLUDING WITHOUT LIMIT, HEALTH RELATED DAMAGES OR INJURIES.

The terms of this **Warranty Disclaimer** and **Limitation of Remedies** cannot be varied by any written or verbal statements or agreements. No employee or sales agent of Manufacturer or the seller is authorized to vary or exceed the terms of this **Warranty Disclaimer** or **Limitation of Remedies** in any manner.

It is not intended that this product be used to practice any applicable patent, whether mentioned or not, without procurement of a license, if necessary, from the owner, following investigation by the user.]

{Optional Marketing Claims to Choose From :}

[Kills and Controls [Sugar] [Sweet Eating] Ants [in] [on] [into] [near] [around] [*{insert application sites listed on the label}*] Contains Borax No Offensive Odors Use Indoors and Outdoors [in] [on] [into] [near] [around] [*{insert application sites listed on the label}*] Rapidly [Attracts] [Kills] [*{insert pests listed on the label}*] Ants (except pharaoh, carpenter, fire and harvester ants) Kills the colony Kills the queen Kills the queen and the colony Contains [3] [4] [X] Bait Trays [Stations] Attracts and kills common household ants [including *{insert pests listed on the label}*] (except pharaoh, carpenter, fire and harvester ants) Place and Peel Snap/Peel/Kill Peel and Kill No Scissors [Required] [Needed] Easy to [Open] [Use] Easy to Use Ready to Use [Made] With Over 50% US Parts Use for trailing [sugar] [sweet eating] [*{insert pests listed on the label}*] ants]

[{Optional Graphics to Choose From :}







100 Nisus Drive, Rockford, TN 37853 • (800) 264-0870

Made in the U.S.A.

Bora Bait, DominAnt and Nisus Corporation are trademarks or registered trademarks of Nisus Corporation. ©20xx Nisus Corporation. {insert Marketing label code}]

{...} Master Label Instructions that will not appear on the market labeling

[...] Optional/Alternate Label Language