

#### OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

WASHINGTON, D.C. 20460

September 2, 2025

Anna Crowder
Nisus Corporation

Electronic Transmittal: <a href="mailto:annac@nisuscorp.com">annac@nisuscorp.com</a>

Subject: Label Amendment – Changes Required by the Boric Acid and Naphthenate Salts

Amended Interim Registration Review Decisions

Product Name: Monkey Paste

EPA Registration Number: 64405-26

Received Date: 4/30/2020

Decision Numbers: 562347, 596321

#### Dear Anna Crowder:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), 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 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 Registration Review of the above referenced product in connection with the Boric Acid and Naphthenate Salts Amended Interim Decisions, and has concluded that your submission is acceptable.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling and must be used at your next label printing. Pursuant to 40 CFR 156.10(a)(6) 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 12 months from the date of this letter. After 12 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.

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Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under FIFRA and is subject to review by the Agency. See FIFRA section 2(p)(2). If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process, FIFRA section 12(a)(1)(B). Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

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 Megan Snyderman by phone at 202-566-0639, or via email at <a href="mailto:snyderman.megan@epa.gov">snyderman.megan@epa.gov</a>.

Sincerely,

Eric Miederhoff

E. Mideleff

Chief, Reevaluation Branch Antimicrobials Division EPA Office of Pesticide Programs

**Enclosure: Stamped Label** 

# **ACCEPTED** 09/02/2025

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. CAAOF OC

<sup>₁. №0.</sup> 64405-26

## Monkey Paste™ Wood Preservative

### WOOD PRESERVATIVE PASTE FOR EXTERIOR USE ONLY

For the prevention and remedial control of wood infesting organisms including:

Carpenter Ants, Decay Fungi, Soft Rot Fungi, Termites, and Wood Boring Beetles

A wood preservative for preventative protection and remedial treatment of decks, lumber (<4"), timbers (>4"), posts, poles, piles and ties against fungal decay and wood destroying insects including termites

#### **Active Ingredients:**

| Copper naphthenate (CAS No. 1338-02-9)                | 18.16%*       |
|---|---------------|
| Disodium octaborate tetrahydrate (CAS No. 12280-03-4) | 30.00%        |
| Other Ingredients                                     | <u>51.84%</u> |
| Total 1   | 00.00%        |

\*Equivalent to 2% copper & 54.5% Borax

### KEEP OUT OF REACH OF CHILDREN DANGER

| FIRST AID                 |   |  |  |  |
|---------------------------|---|--|--|--|
| If in Eyes                | <ul> <li>Hold eye open and rinse slowly and gently with water for 15 - 20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eyes.</li> <li>Call a Poison Control Center or doctor for treatment advice.</li> </ul>                            |  |  |  |
| If on Skin<br>or Clothing | <ul> <li>Take off contaminated clothing.</li> <li>Immediately rinse skin with plenty of water for 15 - 20 minutes.</li> <li>Call a Poison Control Center or doctor for treatment advice.</li> </ul>   |  |  |  |
| If Swallowed              | <ul> <li>Call a Poison Control Center or doctor for treatment advice.</li> <li>Have person sip a glass of water if able to swallow.</li> <li>Do not induce vomiting unless told by a Poison Control Center or doctor.</li> <li>Do not give anything by mouth to an unconscious person.</li> </ul> |  |  |  |
| Have the produc           | SICIAN: Probable mucosal damage may contraindicate use of gastral lavage.  St container or label with you when calling a Poison Control Center or doctor or going in for may also contact 1-800-XXX-XXXX for emergency medical treatment information.   |  |  |  |

See label for additional Precautionary Statements and First Aid

**Net Contents:** 0.5 through 500 pounds, tankers **Net Weight:** 8.0 Pounds (3.6 kilos)

EPA Reg. No. 64405-26

| <b>EPA</b> | Fst  | Nο   |  |
|------------|------|------|--|
| -          | LOL. | IIO. |  |

#### PRECAUTIONARY STATEMENTS

#### **Hazards to Humans & Domestic Animals**

**DANGER** Corrosive. Causes skin burns. Causes irreversible eye damage. May be fatal if absorbed through the skin. May be fatal if swallowed. Do not get in eyes, on skin, or on clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

#### Personal Protective Equipment (PPE)

- Applicators must wear chemical resistant gloves (such as Barrier Laminate, Butyl Rubber, Neoprene Rubber, Nitrile Rubber), shoes plus socks.
- Applicators must wear protective eyewear (goggles, face shield or safety glasses) and long-sleeved shirt-and long pants during the application process and all situations where dermal contact is expected.
- Tank clean-up crews in dip diffusion treatment facilities must wear a minimum of a NIOSH approved (TC-84A) air-purifying half-mask elastomeric respirator with any R or P filter

#### **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.

#### **Users must:**

- 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 toxic to fish, aquatic invertebrates, and aquatic plants. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or public waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your state, water board or regional office of the EPA. Wood treated with this product shall not be used in the construction of beehives.

Wood treatment facilities must take steps to prevent runoff of the product into the waterway. Treated material stored outdoors within 100 feet of a pond, lake, stream, or river must be covered, surrounded by a containment berm, or otherwise protected to prevent surface water runoff. The containment berm must be of sufficient height to prevent runoff during heavy rainfall events.

#### **DIRECTIONS FOR USE**

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

#### Notice

Read and understand the entire label before using. Use only according to label directions. Before buying or using this product, read *Warranty Disclaimer* and *Limitation of Remedies* statements found elsewhere on this label. If terms are unacceptable, return unopened package to seller for full refund of purchase price. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under *Warranty Disclaimer* and *Limitation of Remedies*.

#### PRODUCT INFORMATION:

Monkey Paste™ Wood Preservative treated wood will prevent infestation of wood destroying organisms including termites, wood boring beetles, carpenter ants, soft rot and decay fungi. Monkey Paste [This product] [This product] meets the American Wood Protection Association (AWPA) Standard M4-15 requirements for exterior and ground contact field treatments.

Monkey Paste [This product] is [both] a ready-to-use formula [and a dilutable concentrate]. Effective application rates vary according to severity of conditions to which the treated product is exposed and the wood species to be treated.

#### **APPLICATION INFORMATION:**

#### For Exterior Use Only

Monkey Paste [This product] is intended for use as a remedial or preventive treatment for <u>decks</u>, standing wood utility poles, piles, lumber, timber, posts, ties and other exterior wooden structures including those standing in or in proximity to the ground, such as decks, that are susceptible to attack by decay and soft rot fungi, termites, carpenter ants, carpenter bees or wood boring beetles.

This product may produce a strong, lingering, unpleasant odor. Monkey Paste [This product] treated wood is not suitable for garden applications where fruit and or vegetables will be grown. Wood treated with Monkey Paste [This product] [this product] must not be used where it may come in contact with food, feed or potable water.

Monkey Paste [This product] will tint the wood. The color will fade over time. The treated wood, once dry, can be top-coated with paint or stain. Always test the paint or stain in an inconspicuous area for color satisfaction. Water repellents and colorants (including universal machine colorants) may be mixed with Monkey Paste. Make sure wood is thoroughly seasoned, free of bark, bare, dry and free of dust, dirt and debris. Make certain all areas are fully treated to get the maximum benefits. Agitate before using.

**END CUT AND DIP TREATMENTS:** To satisfy AWPA M4-15 [and the International Residential Code], apply Monkey Paste [This product] to cuts, holes or other injuries to previously pressure treated wood. To meet AWPA M4-15 [and the International Residential Code], a 1% to 2% copper as metal strength is required.

For use as a liquid dip or brush application, Monkey Paste [this product] may be diluted from a 1:1 ratio (by weight) to make a 1% copper /15% DOT solution for wood species that are difficult to penetrate (such as Douglas fir or white oak) to a 2:1 ratio for wood species that are easily penetrated (such as southern pine).

#### PRESSURE TREATMENT

Wood used in above-ground applications, in ground contact or that may be exposed to severe conditions such as extended periods of wetting, can be subjected to an extended soaking or pressure treatment with a solution containing 0.2% to 1.0% copper metal to a target retention in the wood of 0.04 to 0.20 lbs copper metal/ ft³ or in accordance with AWPA Standards U1-18 and T1-18.

#### IN SERVICE TREATMENTS:

For prevention or control of exterior decay in utility poles, piles, posts, and other wooden structures standing in the ground or if below grade, excavate the soil away from the structure to a depth of 18" – 24". Thoroughly clean and remove any decay or damaged wood from the treatment zone before applying the preservative. Apply [this product] at rates from 1/16" to 3/8" thick to the area that is 2" above ground line down to a depth of up to 24". Application rate and treatment zone is dependent on the severity of the infestation, age and condition of the original preservative. After treatment, thoroughly dry or cover the treatment zone plus the area 2" above, with an impermeable moisture barrier such as polyethylene-backed Kraft paper [those containing polyethylene, copper or aluminum].

For control of internal decay in utility poles, pilings, posts, and other wooden structures drill 3/8" – 7/8" diameter holes into each quarter of the area near the internal decay. Do not drill holes nearer than two feet of each other in the vertical direction. These holes should be at a 45-degree angle downward or other appropriate angle and to a depth equal to or slightly greater than the radius of the pole. Pack or inject the preservative into the holes leaving enough room at the top to insert a tightly fitting treated wood or plastic plug to cap the hole. When filling internal cavities, Monkey Paste [this product] may be diluted using a 1:1 ratio (by weight) with water and injected or foamed into the cavity.

When applying to railroad ties, bridges and other wooden structures apply by brush, trowel, roller or injection. Apply [this product] at a rate of 1/6" to 3/8" thick or until void area or drill hole is full, allowing room for a plug. Apply by brush or trowel to adzed, cut or damaged areas that are exposed. Apply by injection to internal areas. Internal treatment holes should be sealed with a tightly fitting treated wood or plastic plug after treatment.

**Pre-packaged Monkey Paste Wood Preservative bandages** may be used to cover ground line areas of structures in bands typically 18" – 22" (45 – 55 cm) in height. Monkey Paste [This product] should be applied to at least cover the wood surface 4" (10 cm) below

the last evidence of decay and at least 2" (5 cm) above the ground line. More than one bandage may be used in special cases where the structure spans a height greater than 22" (55 cm), such as on hillsides or if the circumference of the structures exceeds the bandage length.

Cut off sufficient length of Monkey Paste [This product] bandage [this product] leaving 2" – 6" (5 - 15 cm) of wrap to serve as overlap. Lay on ground, exposing the pouches of preservative. Peel off top layer exposing the saturated pad below. [Cut open pouches by slicing diagonal lines every 3" – 4" through the inner plastic layer, exposing the saturated pads.] Wrap the proper length of Monkey Paste [This product] bandage [this product] around the pole with the saturated pad against the pole and staple or tack firmly in place. Allow wrap to extend at least 2" (5 cm) above ground line. Overlap ends of the bandage to ensure complete coverage of pole with preservative paste. Wrap bandage tightly over wooden structure, stapling or nailing it in place. Back-fill and tamp dirt firmly, mounding within 1" (2.5 cm) of bandage top. Do not back-fill above top edge of bandage.

### {For product packaged in one-time use caulking tube and one-time use plastic pouch} Storage and Disposal

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

**Pesticide Storage:** Store in original container in a (preferably locked) storage area inaccessible to children and pets. Do not freeze. **Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. **Container Handling:** Offer for recycling if available or dispose of in trash or in a sanitary landfill or by incineration.

### {For product packaged in rigid, non-refillable containers with liners} Storage and Disposal

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

**Pesticide Storage:** Store in a cool, dry (preferably locked) storage area inaccessible to children and pets. Do not freeze. **Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. Plastic and/or paper packaging materials may be used as wraps to cover the Monkey Paste treatment around the poles. **Container Handling:** Nonrefillable container; do not reuse or refill this container. Completely empty bag into application equipment, then offer for recycling if available or dispose of empty bag in a sanitary landfill or by incineration. If [container] [drum] [pail] is contaminated and cannot be reused or recycled, dispose of it in the manner required for its liner.

### [For product packaged in rigid, non-refillable containers greater than 5 gallons] Storage and Disposal

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

**Pesticide Storage:** Store in a cool, dry (preferably locked) storage area inaccessible to children and pets. Do not freeze. **Pesticide Disposal:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. **Container Handling:** Nonrefillable container; do not reuse or refill this container. Triple rinse (or equivalent) container 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. Then offer for recycling, if available; or reconditioning, if appropriate; or puncture and dispose of in a sanitary landfill; or by incineration.

{The Batch Code or Lot Number will appear either on the container or labeling per PR Notice 2007-4}

**CONTAINER HANDLING:** [For the end-user's bulk tanks]. Refillable container. Refill with pesticide only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. Use standard industry practices for cleaning bulk containers or contact the registrant for more information.

**Spill or Leak Procedures:** Refer to the Safety Data Sheet (SDS) associated with this product for information on how to properly clean-up spillage.

#### [{Option 1}

#### WARRANTY DISCLAIMER

To the extent not prohibited by applicable law, 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. To the extent not prohibited by applicable law, 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.]

#### [{Option 2}

[For a complete and printable Warranty Disclaimer, please visit www.nisuswarranty.com.]



100 Nisus Drive Rockford, TN 37853 [{Telephone Number}]

Monkey Paste Wood Preservative is a trademark and Nisus Corporation is a registered trademark of Nisus Corporation.

Made in the U.S.A.



[Non Restricted Use Wood] [Ground Contact] [Wood] Preservative

General Use Pesticide

Approved For Use On Wood With Ground Contact

[Use] Above Or Below Ground [& Ground Contact]

For Exterior And Ground Contact Use Only

For Wood In Contact With Soil

For wood in contact with soil and water

Preserves Wood

Prolongs The Life Of Non-Pressure Treated Wood

[Ideal For] [Pressure-Treated Wood] End Cut Protection

Brush on preservative especially formulated for the remedial treatment of pressure treated wood

For Use on {insert application sites listed on label}

For Preservation of Wood Against (insert pests listed on label)

Prevents {insert pests listed on label}

Protects Against Decay (insert pests listed on label)

Resists mold and mildew

Stops (insert pests listed on label)

Kills {insert pests listed on label} {insert application sites listed on label}

Highly Effective Against (insert pests listed on label)

Deep Penetrating formula

Printed in USA

Covers 6-25 sq. ft. (0.5-2.3m2) {to be used on the 1 gallon container}

**Contains Copper Naphthenate** 

Contains Disodium Octaborate Tetrahydrate [DOT]

2% by Weight Metallic Copper

Contains 4 Naturally Found Components

Contains No Synthetic Carboxylic Acids [per AWPA Standard P-36]

This product produced from 100% recycled Copper metal and by-products from the refining industry

Non Emulsion Forming

Non Corrosive to Utility Hardware [Railroad Spikes and Tie Plates]

Can Help Prevent "Spike Kill"

Treated Wood Does Not Become Brittle or Hard

Easy soap and water clean-up

Water clean up

<sup>[]</sup> Denotes alternate/optional language

<sup>{}</sup> Denotes language that will not appear on market labeling