



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

June 26, 2020

Anna Crowder
Regulatory Affairs Specialist
Nisus Corporation
100 Nisus Drive
Rockford, TN 37853

Subject: Registration Review Label Mitigation for Boric Acid
Product Name: Boric Acid EU
EPA Registration Number: 64405-27
Application Dates: October 7, 2018
Decision Numbers: 563616

Dear Ms. Crowder:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all the information submitted with your application to support the Registration Review of the above referenced product in connection with the Boric Acid Interim Decision, and has concluded that your submission is acceptable. The label referred to above, submitted in connection with registration under FIFRA, as amended, is acceptable.

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 the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. 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. 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.

A copy of your label stamped "Accepted" is enclosed. Products shipped after 12 months from the date of this amendment 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 section 6.

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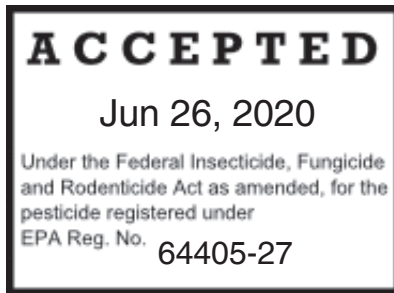
If you have any questions about this letter, please contact Jaclyn Pyne by phone at 703-347-0445, or via email at pyne.jaclyn@epa.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Linda Arrington', with a stylized flourish at the end.

Linda Arrington, Branch Chief
Risk Management and Implementation Branch 4
Pesticide Re-Evaluation Division
Office of Pesticide Programs

Enclosure



BORIC ACID/SODIUM SALTS	GROUP:	8D	INSECTICIDE FUNGICIDE
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{The MOA Box will be used if required}

Boric Acid EU

[ABN: BORACID56, BORACID 56, BorAcid 56, Boracid 56]

Active Ingredient:

Boric Acid..... 100.00%

[Boric Oxide (B₂O₃) equivalent: 56.3%]

KEEP OUT OF REACH OF CHILDREN CAUTION

See back [side] panel for First Aid and Precautionary Statements

EPA Reg. No. 64405-27

EPA Est. _____

Net Wt. _____

{1 lb through 25 lbs}

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 do so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
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In case of emergency, call a poison control center or doctor for treatment advice. Have the product container or label with you when calling a poison control center or doctor or going for treatment. [You may also contact {insert appropriate toll free number} for emergency medical treatment information.]

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION: Harmful if swallowed. Causes moderate eye irritation. Avoid with contact eyes or clothing. Wash thoroughly with soap and water after handling, before eating, drinking, chewing gum, using the toilet or using tobacco.

{PPE for Loading and Applying Dust Only}

Personal Protective Equipment (PPE)

When using pressurized equipment to load and apply dust products to structural building components and poultry houses wear a minimum of a NIOSH-approved particulate filtering facepiece respirator with any N*, R or P filter; OR a NIOSH-approved elastomeric particulate respirator with any N*, R or P filter; OR a NIOSH-approved powered air purifying respirator with HE filters

Respirator fit testing, medical qualification, and training

Using a program that conforms to OSHA's requirements (see 29 CFR Part 1910.134), employers must verify that any handler who uses a respirator is:

- Fit-tested and fit-checked,

- Trained, and
- Examined by a qualified medical practitioner to ensure physical ability to safely wear the style of respirator to be worn. A qualified medical practitioner is a physician or other licensed health care professional who will evaluate the ability of a worker to wear a respirator. The initial evaluation consists of a questionnaire that asks about medical conditions (such as a heart condition) that would be problematic for respirator use. If concerns are identified, then additional evaluations, such as a physical exam, might be necessary. The initial evaluation must be done before respirator use begins. Handlers must be reexamined by a qualified medical practitioner if their health status or respirator style or use-conditions change.
- Upon request by local/state/federal/tribal enforcement personnel, employers must provide documentation demonstrating how they have complied with these requirements.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.
For treatments in poultry houses/industrial/structural or commercial buildings: Do not apply dust with pressurized application methods except for use with crack and crevice, spot or void treatments

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**.

Use Restrictions

- Do not apply in areas accessible to children and pets.
- Do not introduce the product into the air.
- Any visible powder outside of a crack or crevice treatment area must be removed.
- This product can only be applied as a mop, spot or crack and crevice treatment in food areas. Any visible powder must be removed and the exposed surface washed.
- Do not contaminate of food or feedstuffs. Do not apply in areas where food is exposed.
- Do not apply powder to a surface if it is likely to be contacted by food.

Application Directions

For use in and around agricultural, animal rearing and handling establishments, commercial, daycare, educational, food handling and food processing establishments, garages, healthcare, hospitality industrial, institutional, multi-family, municipal, new building construction, poultry houses recreational, research, residential and other man-made structures, transport vehicles and sewers

Application Sites include around, behind, in or under: appliances, attics, baseboards, cabinets voids, around counters, cracks, crawl spaces, crevices, door frames, drawer wells, perimeter of dropped ceilings, eaves, electrical conduits, elevator pits, garbage chutes, hinges, pipe chases, plumbing voids, sinks, trim, tubs, trash closets, utility closets, vending machines, vent stacks, walls and wall voids

For Void, Spot, Crack and Crevices Treatments: Apply Boric Acid EU at rate of [up to] 1 lb. per 1 000 sq. ft. Apply powder where insects may harbor and where insects or signs of insects have been seen.

Attics- apply powder near the eaves, vent pipes and around any pipes or potential access points between the attic and the main structure.

Cabinetry and Drawers- drill small holes to access the space between the lower cabinets and the kick plate if necessary. Dust powder in drawer wells after removing kitchen and bathroom cabinet bottom drawers. Leave no exposed powder after drawers are replaced.

Wall voids- move metal collars surrounding pipes and remove electrical switch plate covers to allow access to voids. Do not apply product directly into electrical boxes.

Cracks and Crevices- Lightly dust cracks and crevices. To prevent re-infestation, seal cracks or crevices after infestation has been eliminated.

Poultry Houses for Darkling Beetle Control- Do not apply when any birds or other animals are present. After product application and before re-introducing birds, apply at least 4 inches of fresh litter to all floor areas. Apply product at a rate of 1-2 lbs. per 100 sq. ft. over floor or old litter. Product should also be applied to wall voids, framing and insulation. Do not apply directly to manure piles or pits.

Storage and Disposal

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

Pesticide Storage: Store in a cool, dry place away from heat and inaccessible to children and pets.

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

Container Handling: Non-refillable container; do not reuse or refill this container. Completely empty bags into application equipment. Offer for recycling, if available; otherwise dispose of empty bag in a sanitary landfill or by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

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

[{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 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 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
(800) 264-0870**

Boric Acid EU™ is a Trademark of Nisus Corporation

© _____

{Optional Marketing Claims}

Kills: Ants (Excluding Carpenter Ants), Darkling Beetles, Palmetto bugs, Roaches, Silverfish and Waterbugs

Long-lasting, Odorless Powder

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

[...] Optional/Alternate Label Language