

67517-71

06/25/2010

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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
Registration Division (7505P)
Ariel Rios Building
1200 Pennsylvania Ave., NW
Washington, D.C. 20460

EPA Reg. Number:
67517-71

Date of Issuance:
JUN 25 2010

NOTICE OF PESTICIDE:

Registration
 Reregistration
(under FIFRA, as amended)

Term of Issuance: Unconditional

Name of Pesticide Product:
Assault Mouse/Rat Pellets

Name and Address of Registrant (include ZIP Code):

Mr. Joseph E. Dyer
PM Resources, Inc.
13001 St. Charles Rock RD
Bridgeton, MO 63044

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

Based on your response to the Reregistration Eligibility Decision, EPA has reregistered the product listed above. This action is taken under the authority of section 4(g)(2)(C) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Reregistration under this section does not eliminate the need for continual reassessment of pesticides. EPA may require submission of data at any time to maintain the registration of your product.

Generic data requirements that have been identified in the RED as confirmatory data for the active ingredient contained in the subject product will continue to be tracked and assessed in the Agency's continual reassessment of pesticides.

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable with the following comments:

Please see pages 2, 3, 4, and 5 for label comments.

You must submit one (1) copy of the final printed label before you release the product for shipment. Products shipped after 12 months from the date of this Notice or the next printing of the label whichever occurs first, must bear the new revised label.

A stamped copy of the label is enclosed for your records. Should you have any questions, please contact Jennifer Gaines at (703) 305-5967.

Signature of Approving Official:

John Hebert, Product Manager 7
Insecticide-Rodenticide Branch
Registration Division

Date:

JUN 25 2010

1. “**Professional (PCO) Use**”, located on the Master Label and Sublabel B, must be preceded by “*Intended for...*” so the statement reads “***Intended for Professional (PCO) Use***”.
2. Revise the “*EPA Reg. No.:61517-71*” located at the bottom of the Master Label to read “*EPA Reg. No.:67517-71*”.
3. On the front panel of sublabels A and B, immediately under the product name, add the statement “*This product may only be used inside and within 50 feet of buildings or inside of transport vehicles (ships, trains, or aircraft).*”
4. Revise “*Fast and Effective Indoor and Outdoor Rodent Control*” to read “*Effective Indoor and Outdoor House Mouse and Rat Control*” on sublabels A and B.
5. Revise the paragraph on page 1 to read “*House mice, Norway Rats, and Roof Rats usually consume a lethal dose in a single night’s feeding but it may take two or more days for them to die. Due to...anticoagulant-resistant mice and rats.*”
6. Change your signal word from “**CAUTION**” to “**WARNING**”.
7. Change the statement on page 1 beginning with “***MAY BE HARMFUL IF EATEN...***” to read “***MAY BE FATAL IF EATEN BY CHILDREN OR PETS.***”
8. Add a bullet next to “*Remove contact lenses...then continue rinsing eye.*” within the **FIRST AID** box on sublabels A and B.
9. Revise the **PRECAUTIONARY STATEMENTS** as indicated:

WARNING: May be fatal if swallowed. Harmful if absorbed through the skin. Keep away from children, domestic animals, and pets. Causes moderate eye irritation. Do not get in eyes, on skin, or on clothing. All handlers (including applicators) must wear long-sleeved shirt, long pants, shoes plus socks, and chemical resistant gloves (such as or made out of any waterproof material, selection category A). Any person who retrieves carcasses or unused bait following application of this product must wear gloves.

User Safety Requirements

Follow manufacturer’s instruction for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry. Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash hands thoroughly after applying bait and before eating, drinking, chewing gum, using tobacco, or using the toilet and change into clean clothing.

TREATMENT FOR PET POISONING
If animal eats bait, call veterinarian or 1-800-xxx-xxxx [optional] at once.
NOTE TO PHYSICIAN OR VETERINARIAN
Contains the nerve poison Bromethalin . This is not an anticoagulant type rodenticide. For humans or animals ingesting bait and/or showing poisoning signs (such as muscle tremors, loss of hind limb use, or seizures for animals), limit absorption by either emesis or gastric lavage. Sublethal symptoms, if present, would be the result of cerebral edema and should be treated accordingly through administration of an osmotic diuretic and corticosteroid.

10. Revise the **ENVIRONMENTAL HAZARDS** section on sublabels A and B as follows: *“This product is extremely toxic to mammals and birds. Dogs and scavenging mammals and birds might be poisoned if they feed upon animals that have eaten this bait. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark.*

11. For sublabels A and B, add the following statement to the **READ THIS LABEL** section of the **DIRECTIONS FOR USE**: *“Use only for the sites, pests, and application methods described on this label.”*

12. Revise the **USE SITES** and **USE RESTRICTIONS** sections on sublabel A to state:
USE SITES: *“This product may be used only to control Norway Rats, Roof Rats, and House Mice. This product may be used inside and outside within 50 feet of industrial and agricultural buildings, and similar man-made structures, and in alleys located in urban areas, inside transport vehicles (ships, trains, aircraft), and inside and outside within 50 feet of related port or terminal buildings.”*

USE RESTRICTIONS: *“Do not place near or inside ventilation duct openings. Do not contaminate water, food, feedstuffs, food or feed handling equipment, or milk or meat handling equipment or surfaces that come into direct contact with food. Do not use this product in sewers. Do not broadcast bait. Do not sell this product in individual containers holding less than 4 pounds of bait.”*

13. Revise the **USE SITES** and **USE RESTRICTIONS** sections on sublabel B to state:
USE SITES: *“This product may be used only to control Norway Rats, Roof Rats, and House Mice. This product may be used inside and outside within 50 feet of homes, industrial and agricultural buildings, and similar man-made structures, and in alleys located in urban areas, inside transport vehicles (ships, trains, aircraft), and inside and outside within 50 feet of related port or terminal buildings.”*

USE RESTRICTIONS: *“Do not place near or inside ventilation duct openings. Do not contaminate water, food, feedstuffs, food or feed handling equipment, or milk or meat handling equipment or surfaces that come into direct contact with food. Do not use this product in sewers. Do not broadcast bait. This product may be applied only by licensed pest control operators (PCOs). Do not sell this product in individual containers holding less than 4 pounds of bait.”*

14. At the end of **“IMPORTANT”** and immediately before **“USE RESTRICTIONS”** add: *“Note: Bait stations are mandatory for outdoor, above-ground use. Tamper-resistant bait stations must be used if children, pets, non-target mammals, or birds may access the bait.”*

15. Make the following revisions to the **SELECTION OF TREATMENT AREAS** section:

- a. Revise the first sentence to read "*Determine areas where rats and mice will most...*"
- b. Revise the second sentence to read "...or in locations where rats and mice or their signs have been seen."

16. Make the following revisions to the **APPLICATION DIRECTIONS** section on sublabels A and B:
- a. Revise "*Individual rodents...*" to read "*Individual rats and mice...*"
 - b. Add "*in infested areas*" after "...bait per placement location." in both the **Rats** and **Mice** sections.
 - c. Remove "...or enclose bait pellets in a material such as plastic or paper bags to make a bait pack. Use 1 or 2 ounces per burrow."
 - d. Add "...and children." after "Remove packs that have become more accessible to non-target animals."

17. Make the following revisions to the **Follow-Up** section on sublabels A and B:
- a. Replace "rodent" with "mouse and rat" where ever it is mentioned.
 - b. Replace "rodents" with "rats and mice" where ever it is mentioned.
 - c. Revise "Collect and..." to read "Wearing gloves, collect...dead rats and mice and leftover bait."

18. Revise the **STORAGE AND DISPOSAL** statement on sublabels A and B to read:

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store only in a cool, dry place inaccessible to children and pets. Keep containers closed and away from other chemicals.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. **[Plastic:]** Triple rinse (or equivalent), then offer for recycling or recondition; or puncture and dispose of in a sanitary landfill; or by incineration. In most states, burning is not allowed. **[Paper:]** Dispose of empty container by placing in trash, at an approved waste disposal facility or by incineration. In most states, burning is not allowed.¹

19. As stated in 40CFR156.140(a)(4), a batch code must be included on the label or package for container and containment for nonrefillables.

As stated under the **Terms and Conditions of Sale and Distribution** on page 35 of the Agency's revised May 28, 2008 "*Risk Mitigation Decision for Ten Rodenticides*":

- a. Product is prohibited for sale in stores oriented towards residential consumers: Grocery, Drug, Hardware and Home Improvement. It is acceptable for sale in stores oriented toward agricultural consumers: Farm, Agricultural, Tractor Stores.
- b. Product may not be sold in packaging that holds less than 4 pounds of bait.

After the changes noted above are instituted, this product will be in full compliance with the Agency's revised May 28, 2008 "*Risk Mitigation Decision for Ten Rodenticides*".

The Confidential Statement of Formula (CSF) dated October 20, 2009 is acceptable. All other versions are obsolete.

Please be aware of the following stipulations concerning existing stocks:

- The registrant may not distribute or sell existing stocks of this product after June 4, 2011 unless they conform to the terms and conditions of registration as amended today.
- Any person other than the registrant may sell and distribute existing stocks of this product with the previously approved label until such stocks are exhausted.
- Any person may use existing stocks of this product with the previously approved label until such stocks are exhausted.

Note: Should you wish to add/retain a reference to the company's website on your label, 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 Assurance.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions. A stamped copy of the label is enclosed.

Enclosures: 1. Stamped Label
2. Burn Texts

Original and Alternative "Burning" Texts in "Storage and Disposal" Section			
Alternative Text 1 (Best)	Alternative Text 2 (Better)	Alternative Text 3 (Good)	Alternative Text 4 (Worst)
"...dispose of in sanitary landfill, or by incineration. Do not burn, unless allowed by state and local ordinances."	"...dispose of in sanitary landfill, or by incineration. In most states, burning is not allowed."	"...dispose of in sanitary landfill, or by incineration."	"...dispose of in sanitary landfill, or by incineration, or if allowed by state and local authorities, by burning."

Note: The table omits "If burned, stay out of smoke." for all versions because it is a true, but unneeded, common sense statement.

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Note: This master label bears directions and sublabels for Agricultural/Industrial and Professional Use with use restrictions specific to the container size and user.

ASSAULT® MOUSE/RAT PELLETS
Contains Bitrex

ACCEPTED
with COMMENTS
In EPA Letter Dated
JUN 25 2010
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
67517-71

Sublabel A: Agricultural and Industrial Use
Sublabel B: Professional (PCO) Use

ACTIVE INGREDIENT:

Bromethalin (CAS No. 63333-35-7)	0.01%
OTHER INGREDIENTS	<u>99.99%</u>
TOTAL	100.00%

Manufactured By
PM RESOURCES, INC.
13001 St. Charles Rock Road
Bridgeton, MO 63044

EPA Reg. No.: 61517-71
EPA Est. No.: 67517-MO-1

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FRONT PANEL -Sublabel A

ACCEPTED
with COMMENTS
In EPA Letter Dated

ASSAULT® MOUSE/RAT PELLETS

Contains Bitrex
Rodenticide Bait Pellets

JUN 25 2010
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
67517-71

For Use In and Around Agricultural Buildings and Industrial Sites Only

Fast and Effective Indoor and Outdoor Rodent Control
Kills House Mice, Norway Rats and Roof Rats

Sublabel A: Agricultural and Industrial Use

House Mice, Norway Rats and Roof Rats usually consume a lethal dose in a single feeding. It may take two or more days from time of bait consumption for rodents to die. Due to Stop Feed Action, rodents cease feeding after consuming a toxic dose. This product is effective against anticoagulant-resistant mice and rats.

ACTIVE INGREDIENT:

Bromethalin (CAS No. 63333-35-7) 0.01%

OTHER INGREDIENTS 99.99%

TOTAL 100.00%

KEEP OUT OF THE REACH OF CHILDREN
CAUTION:
SEE SIDE/BACK PANEL FOR ADDITIONAL
PRECAUTIONARY STATEMENTS

MAY BE HARMFUL IF EATEN
BY CHILDREN OR PETS

EPA Reg. No.: 67517-71

EPA Est. No.: 67517-MO-1

NET CONTENTS: 4 to 50 POUNDS

Manufactured By
PM RESOURCES, INC.
13001 St. Charles Rock Road
Bridgeton, MO 63044

Lot/Code/Product/Revision Numbers as Needed
Precautionary Labeling Must Meet Type Size and Prominence Requirements

Mfg. & Printed in U.S.A.

PRECAUTIONARY STATEMENTS
HAZARDS TO HUMANS AND DOMESTIC ANIMALS
CAUTION

Keep away from humans, domestic animals and pets. May be harmful or fatal if swallowed. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling bait.

FIRST AID

Have the product container or label with you when calling a poison control center or doctor for treatment. You may also contact the Hotline Number 1-800-858-7378 for health concerns, emergency medical treatment information or pesticide incidents.

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- If Swallowed**
- Call a poison control center, doctor, or HOT LINE NUMBER 1-800-858-7378 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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- 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 eye.
 - Call a poison control center or doctor for treatment advice.
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- 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, doctor, or HOT LINE NUMBER 1-800-858-7378 immediately for treatment advice.
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NOTE TO PHYSICIAN

This product is not an anticoagulant type of rodenticide. If ingested, limit absorption by either emesis or gastric lavage. Sublethal symptoms, if present, would be the result of cerebral edema and should be treated accordingly through administration of an osmotic diuretic and corticosteroid.

ENVIRONMENTAL HAZARDS

This product is toxic to mammals and birds. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark.

DIRECTIONS FOR USE

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

READ THIS LABEL: Read this entire label and follow all use directions and use precautions.

IMPORTANT: Do not expose children, pets or other nontarget animals to rodenticides.

To help prevent accidents:

1. Store product not in use in a location out of reach of children and pets.
2. Apply bait in locations out of the reach of children, pets, domestic animals and nontarget wildlife, or in tamper-resistant bait stations. These stations must be resistant to destruction by dogs and by children under six years of age, and must be used in a manner that prevents such children from reaching into bait compartments and obtaining bait. If bait can be shaken from stations when they are lifted, units must be secured or otherwise immobilized. Even stronger bait stations are needed in areas open to hooved livestock, raccoons, bears, or other potentially destructive animals, or in areas prone to vandalism.
3. Dispose of product container and unused, spoiled and unconsumed bait as specified on this label.

USE SITES: This product may be used to control Norway Rats, Roof Rats and House Mice in and around industrial and agricultural buildings, and similar man-made structures. This product may also be used in alleys located in urban areas, inside transport vehicles (ships, trains, aircraft), and in and around port or terminal buildings.

USE RESTRICTIONS: Do not place bait in areas where there is a possibility of contaminating food or surfaces that come in contact with food. Do not broadcast bait. Bait stations are mandatory for outdoor, above-ground use. Tamper-resistant bait stations must be used if children, pets, non-target mammals, or birds may access the bait. Do not use in homes or other human residences. Do not apply further than 50 feet from agricultural buildings. Do not sell this product in individual containers holding less than 4 pounds of bait.

SELECTION OF TREATMENT AREAS: Determine areas where rodents will most likely find and consume the bait. Generally, these are along walls, by gnawed openings, in or beside burrows, in corners and concealed places, between floors and walls, or in locations where rodents or their signs have been seen. Remove as much alternative food accessible to rodents as possible.

APPLICATION DIRECTIONS: The active ingredient in this product is different from anticoagulant rodenticides. Individual rodents cease feeding after consuming a toxic dose.

Rats: Apply 1-8 ounces of bait per placement location. Space placements at intervals of 15 to 30 feet. For burrows baiting, use ASSAULT® MOUSE/RAT PLACE PACKS or enclose bait pellets in a material such as plastic or paper bags to make a bait pack. Use 1 or 2 ounces per burrow. When baiting burrows, insert each bait pack into the burrow far enough so that only a person who knows that bait is there would be likely to see it. Do not bait the burrows in any location accessible to children or non-target animals unless there is no other way to bait the target population effectively. If burrows in such an area are baited, check burrows every morning and evening, to make sure that rodents have not pushed bait packs out of burrows and that bait have not become more accessible to children and non-target animals in any way. Remove packs that become more accessible to non-target animals. Remove the packages of bait from burrows if the bait has not

DIRECTIONS FOR USE (CONTINUED)

been touched by target rodents for seven days. These packs may be relocated or properly disposed.

Mice: Apply 1/4 ounce to 3 ounces of bait per placement. Space placements at intervals of 8 to 12 feet. Larger placements may be needed at points of extremely high mouse activity.

Follow-Up: Adjust the amount of bait applied to the level of rodent feeding expected at each bait placement location. Highest bait consumption is expected to occur on the first day or two after treatment. After several days, inspect bait placements and replenish bait at sites where there is heavy feeding or where there is continued evidence of rodent activity. Maintain bait for at least one week and continue baiting until all signs of rodent activity have ceased or it becomes clear that the remaining rodents are not attracted to the bait.

Collect and properly dispose of all dead rodents and leftover bait. To discourage reinfestation, limit sources of rodent food, water, and harborage as much as possible. If reinfestation does occur, repeat treatment. Where a continuous source of infestation is present, establish permanent bait stations and replenish as needed.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store only in original container in a cool, dry place inaccessible to children and pets. Keep containers closed and away from other chemicals.

PESTICIDE DISPOSAL: Wastes 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 used stations in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

NOTICE OF WARRANTY

Buyer assumes all responsibility for safety and use not in accordance with directions.