

72500-9

02-06-2009

1/5



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

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

Ms. Kim Davis  
Scimetrics, Ltd. Corp  
c/o RegWest Company, LLC  
30856 Rocky Rd.  
Greeley, CO 80631

FEB 06 2009

Dear Ms. Davis:

Subject: Labeling Amendment to Kaput-D Pocket Gopher Bait  
EPA Registration No. 72500-9  
Submission Date: November 7, 2008

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable. Additionally, the submitted label is in compliance with the Agency's revised May 28, 2008 "Risk Mitigation Decision for Ten Rodenticides". A stamped copy is enclosed for your records. Please submit one (1) final printed copy for the above mentioned label before releasing the product for shipment. If you have any questions regarding this label, please contact Jennifer Gaines at (703) 305-5967.

Sincerely yours,

A handwritten signature in black ink, appearing to read "John Hebert", written over a large, stylized circular flourish.

John Hebert  
Product Manager (07)  
Insecticide-Rodenticide Branch  
Registration Division (7505P)

2/5

# Kaput<sup>®</sup>-D Pocket Gopher Bait

This product may only be used to control pocket gophers in manual, below-ground applications.

**Active Ingredient:**

Diphacinone: 2-(diphenylacetyl)-1-3-indandione .....	0.005%
<b>Other Ingredients</b> .....	<b>99.995%</b>
<b>Total</b> .....	<b>100.000%</b>

**Keep Out of Reach of Children**

## CAUTION

Harmful if swallowed.

Read additional precautionary statements below.

EPA Reg. No. 72500-9

EPA Est. 72500-CO-1

Net Weight: \_\_\_\_ lbs.  
{1 through 50 lbs.}

<b>ACCEPTED</b>
<b>FEB 06 2009</b>
Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide Registered under EPA Reg. No. 72500-9

**Read This Label:** Read this entire label and follow all use directions and use precautions.

### PRECAUTIONARY STATEMENTS

#### Hazards to Humans and Domestic Animals

**CAUTION:** Harmful if swallowed or absorbed through skin. Causes moderate eye irritation. Do not get in eyes, on skin or on clothing. Keep away from children, domestic animals and pets.

#### Personal Protective Equipment (PPE)

All handlers (including applicators) must wear long-sleeved shirt and long pants, socks and shoes, 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 instructions for cleaning/maintaining PPE. If no such instructions for washables are given, 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.

#### First Aid

**If Swallowed:** Immediately call a poison control center or doctor 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.

**If on skin or clothing:** Take off contaminated clothing. Immediately rinse skin with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

**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.

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact the National Poison Information Center at 1-800-858-7378 for emergency medical treatment information.

**Note to Physician:** This product reduces the clotting ability of the blood and may cause hemorrhaging. If ingested, administer Vitamin K<sub>1</sub> intramuscularly or orally as indicated for bis-hydroxycoumarin overdoses. Vitamin K<sub>1</sub> is antidotal at doses of 10-20 mg total (not mg/kg).

**Treatment for Pet Poisoning:** If animal eats bait, call a veterinarian at once.

**Note to Veterinarian: Anticoagulant and Diphacinone:** For animals ingesting bait and/or showing poisoning signs (bleeding or elevated prothrombin times), give Vitamin K<sub>1</sub> at 2-5 mg/kg. Repeated doses may need to be given, based upon monitoring of prothrombin times. In severe cases, blood transfusion may be necessary.

### Environmental Hazards

This product is toxic to fish, birds and other wildlife. Dogs and other predatory and scavenging mammals and birds might be poisoned if they feed upon animals that have eaten this bait. 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 washwater or rinsate.

### DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its label.  
Apply this product only for the sites, pests and application methods specified on this label.

**Important:** Do not expose children, pets or other non-target 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 non-target wildlife.
3. Dispose of product container and unused, spoiled and unconsumed bait as specified on this label.

**Use Restrictions:** For control only of Pocket Gophers (*Geomys* sp. and *Thomomys* sp.) in and bordering crops (alfalfa, forage, hay, vegetables and grains); rangeland; orchards; and non-crop areas (forestry, plantations, golf courses, lawns and other turf areas, level/ditch banks, nurseries, parks and around agricultural buildings). Apply only by the methods of application on this label. Do not place bait in areas where there is a possibility of contaminating food or surfaces that come in direct contact with food. Do not apply bait above ground; bait must be applied directly into pocket gophers' burrow systems. Remove or bury any bait spilled on the ground during application.

**Endangered Species Considerations:** Do not use this product within prairie dog towns within the range of the black-footed ferret without first contacting endangered species specialists, U.S. Fish and Wildlife Service, Denver Regional Office. Do not use this pesticide within one mile of active dens of the San Joaquin Kit Fox in the following California counties: Fresno, Kern, Kings, Merced, Monterey, San Benito, Santa Barbara, San Luis Obispo, Tulare and Ventura. Prior to use, contact endangered species specialists at the California Department of Fish and Game or the U.S. Fish and Wildlife Service, Portland Regional Office, for recommendations. To review endangered species within your state and county, log on to [www.fws.gov](http://www.fws.gov). At the top of the page use the drop down menu to select your region; then select endangered species or ecological services (dependant on the region); next search for the listed species by state or county; review list of endangered species for that area.

4  
5

**Selection of Treatment Areas:** Pocket gophers throw out low, fan-shaped mounds of earth from their underground tunnels. The tunnel entrance is plugged with soil and is found near one edge of the mound. The mounds are usually at the end of short lateral tunnels which connect with the main burrow system. The main burrow is typically about 18 inches from the mound and within 10 inches of the surface. A single gopher burrow system will be about 50 feet in diameter.

**Application Directions:** **Method 1:** Use a pointed metal rod to probe for the main burrow. The probe will "give" when the burrow is penetrated. Remove the probe. Insert a funnel into the hole. Apply 1/2 cup Kaput bait into the burrow. Carefully plug the hole with leaves, grass or similar material to prevent light from entering and soil from covering the bait. Make 2-3 applications per burrow system. Repeat treatment if fresh mounds appear after 2-3 weeks. {Graphic required} **Method 2:** Using a long-handled teaspoon, remove the plug from the mound. Carefully deposit 1/2 cup of Kaput bait as far as possible into the burrow. Close the opening with soil, being careful not to cover the bait. Treat again if fresh mounds appear after 2-3 weeks. **Method 3:** If using the Sub-Station (underground bait station) place 1 lb. of Kaput bait in the station. Align the openings of the station with the tunnel system, then cover the station with dirt. Add bait to the station as necessary. {Graphic required} **Method 4:** When using a hand probe applicator, insert the tip into the burrow system, making certain to penetrate the tunnel. Follow the directions on the applicator and dispense 1/2 cup of bait into the gopher burrow. Remove the probe and close the remaining hole by placing a sod plug over it or kicking the opening closed. Treat again if fresh mounds appear after 2-3 weeks.

*(Non-homeowner-sized containers:)*

#### **Storage and Disposal**

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

**Pesticide Storage:** Store in original container in a dry place inaccessible to children and pets.

**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. Offer for recycling, if available; otherwise dispose of empty container in a sanitary landfill or if allowed by state and local authorities, by burning; if burned, stay out of smoke.

Batch [Lot] Code [No.]: \_\_\_\_\_

*(Homeowner-sized containers:)*

#### **Storage and Disposal**

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

**Pesticide Storage:** Store in original container in a dry place inaccessible to children and pets.

**Container Disposal:** **If empty:** Nonrefillable container; do not reuse or refill this container. 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.

Batch [Lot] Code [No.]: \_\_\_\_\_

#### **Notice of Warranty**

##### **1. Warranty Disclaimer**

Scimetrics warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, when used in accordance with the Directions under normal use conditions. The Directions for Use of this product must be followed carefully. The goods delivered to you are furnished "as is" by Manufacturer or Seller. To the extent permitted by applicable law, Manufacturer and Seller make no warranties, guarantees or

representations of any kind to Buyer or User, either express or implied, or by usage of trade, statutory or otherwise, with regard to the product sold, including, but not limited to, merchantability, fitness for a particular purpose, use or eligibility of the product for any particular trade usage. Unintended consequences, including, but not limited to ineffectiveness, may result because of such factors as the presence or absence of other materials used in combination with the goods, the manner of use or application, including weather, all of which are beyond the control of Manufacturer or Seller and assumed by Buyer or User. This writing contains all of the representations and agreements between Buyer, User, Seller and Manufacturer, and no person or agent of Manufacturer or Seller has any authority to make any representation, warranty or agreement relating in any way to these goods.

**2. Limitation of Liability**

To the extent permitted by applicable law, in no event shall Manufacturer or Seller be liable for special, incidental or consequential damages, or for damages in their nature of penalties relating to the goods sold, including use, application, handling and disposal. Manufacturer or Seller shall not be liable to Buyer or User by way of indemnification to Buyer or to customers of Buyer, if any, or for any damages or sums of money, claims or demands whatsoever, resulting from or by reason of, or arising out of the misuse, or failure to follow label warnings or instructions for use, of the goods sold by Manufacturer or Seller to Buyer. Buyer's or User's exclusive remedy, and Manufacturer's or Seller's total liability, shall be for damages not exceeding the cost of the product purchased. The Buyer, its customers or User assume all such risks.

**3. If you do not agree with or do not accept any of the directions for use, warranty disclaimers or limitations of liability, do not use this product; return it unopened to the Seller and the purchase price will be refunded.**

Manufactured by:  
**Scimetrics Ltd. Corporation**  
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[ ] Denotes optional/alternate language

{ } Denotes language which does not appear on the market label