

72500-17

7/23/2009

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

NOTIFICATION

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JUL 23 2009

Scimetrics Ltd. Corporation
c/o Kim Davis, RegWest Company, LLC
30856 Rocky Road
Greeley, CO 80631

Subject: **Notification:** Addition of verbiage “ * Not for use in California” to “fruit tree orchards (dormant season only)”
Kaput Rodent Flea Control Bait
EPA Reg. No. 72500-17

Dear Ms. Davis:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 6-22-09 for the product EPA Reg No 72500-17. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action requested falls within the scope of PRN 98-10. The label submitted with the application has been stamped “Notification” and will be placed in our records.

If you have any questions, please call me @ 703-305-5314.

Sincerely,

Autumn Metzger
Biologist
Insecticide-Rodenticide Branch
Office of Pesticide Programs

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United States Environmental Protection Agency 1200 Pennsylvania Avenue, N.W. Washington, DC 20460-0001	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number <h2 style="text-align: center;">Notification</h2>
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Application for Pesticide – Section I

1. Company/Product Number EPA Reg. No. 72500-17	2. EPA Product Manager Venus Eagle	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/ Product (Name) Kaput[®] Rodent Flea Control Bait	PM # 1	
5. Name and Address of Applicant (Include ZIP Code) Scimetrics Ltd. Corporation c/o RegWest Company, LLC 30856 Rocky Road Greeley, CO 80631-9375 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i) my product is similar or identical in composition and labeling to: <div style="text-align: center; font-weight: bold; font-size: 1.2em;">NOTIFICATION</div> EPA Reg. No. <u> JUL 23 2009</u> Product Name _____	

Section – II

<input type="checkbox"/> Amendment – Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification – Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other – Explain below.
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Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

Submit label revision notification (to add California restriction) per PR Notice 98-10.
 Refer to the *Reference Label* for an illustration of the revisions.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR § 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to the EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR § 152.46 this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section – III

1. Material This Product Will Be Packaged In:			
Child Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Paper <input type="checkbox"/> Other (Specify): _____
*Certification must be submitted		If "Yes" Unit Packaging Wt. No. Per Container	If "Yes" Packaging Wt. No. Per Container
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 5, 10, 25 and 50 pounds	
5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling Accompanying Product		6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Stenciled <input checked="" type="checkbox"/> Paper glued <input checked="" type="checkbox"/> Other <u>Self-adhesive paper label; printed</u>	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application).		
Name Kim Davis, CC, APC, Manager	Title Consultant/Agent	Telephone No. (Include Area Code) (970) 353-0611 kim@regwest.com
I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both, under applicable law.		6. Date Application Received <div style="text-align: center; font-weight: bold; font-size: 1.2em;">(Stamped)</div>
2. Signature 	3. Title Consultant/Agent	
4. Typed Name Kim Davis, CC, APC, Manager	5. Date June 22, 2009	

Non-PRIA Label Revision Notification



June 22, 2009

Ms. Venus Eagle, Product Manager 1
Document Processing Desk – **NOTIF**
Office of Pesticide Programs – **7504P**
U.S. Environmental Protection Agency
One Potomac Yard, Room S-4900
2777 South Crystal Drive
Arlington, VA 22202

Dear Ms. Eagle:

Subject: Scimetrics Ltd. Corporation
Kaput[®] Rodent Flea Control Bait
EPA Reg. No. 72500-17

On behalf of **Scimetrics Ltd. Corporation**, RegWest Company, LLC is submitting the attached documents as a notification of a minor label revision for subject product. RegWest will act as sole agent in this endeavor.

Attached are the following:

- 1. Application for Pesticide: Other (Notification)
- 2. One **Reference Label** (illustrating the changes)
- 3. Two labels

At the request of California, we are adding an asterisk and the related verbiage *"Not for use in California"* to the "fruit tree orchards (dormant season only)" use site, as illustrated on the *Reference Label*. No other changes have been made to the label.

Please contact me at (970) 353-0611 or kim@regwest.com if you require additional information or have any questions.

Regards,
RegWest Company, LLC

Kim Davis, CC, APC, Manager
Consultant/Agent

Attachments

pc: SLC – Poché, R.

30856 Rocky Road
Greeley, CO 80631-9375
970-353-0611
970-353-0613 Fax
Kim@regwest.com

NOTIFICATION

JUL 23 2009

Reference Label

Added asterisk

RESTRICTED USE PESTICIDE
DUE TO NEED FOR HIGHLY SPECIALIZED APPLICATOR TRAINING

For retail sale to and use only by Certified Applicators or persons under their direct supervision and only for those uses covered by the Certified Applicator's certification.

Kaput

A Bait Containing an Insecticide to Aid in the Reduction of Flea Populations on Host Rodents.



This rodent bait is NOT lethal to the target rodents.



RODENT FLEA CONTROL BAIT

GRAIN BAIT FORMULA

NET WT. 25 LBS (11.3kg)

ACTIVE INGREDIENT:

Imidacloprid (CAS Number 138261-41-3)..... 0.025%

OTHER INGREDIENTS 99.975%

TOTAL 100.000%

EPA Est. 72500-CO-1
EPA Reg. No. 72500-17

EXPIRATION DATE
Not for Sale or Use after

Scimetrics LTD. CORP.

New Solutions to Old Problems

Keep Out of Reach of Children CAUTION

See back panel for First Aid and additional Precautionary Statements.

FIRST AID

Have the product container or label with you when calling a poison control center, doctor or 1-800-222-1222, or going for treatment.

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 the 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.

Note to Physicians: No specific antidote is available; treat the patient symptomatically.

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION

Keep away from humans, domestic animals and pets. Causes moderate eye irritation. Do not get in eyes or on skin or clothing. Wash arms, hands and face with soap and water after applying and before eating, drinking, chewing gum or using tobacco. Applicators must wear long-sleeved shirt, long pants, socks, shoes and gloves.

ENVIRONMENTAL HAZARDS

This product is highly toxic to aquatic invertebrates and toxic to mammals and birds. Do not apply this product directly to water, or 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.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. This label must be in the user's possession at the time of application of this product.

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

IMPORTANT: Do not expose children, pets or other domestic animals to this product. To help prevent accidents:

- 1. Store product not in use in a location out of reach of children, pets and other animals.
2. Apply this product only as specified on this label.
3. Keep pets and livestock out of treated areas until bait has been consumed by the rodents.

4. Dispose of product container, unused, spoiled or unconsumed bait as directed by this label.

Use Restrictions: This product may be used to aid in the reduction of flea populations on squirrels of the Genus Spermophilus and prairie dogs of the Genus Cynomys in parks, golf courses, rangeland, pasture, alfalfa, wheat, oats, barberry, fruit tree orchards (dormant season only), non-crop rights-of-way and other non-crop areas. The insecticide in this product acts systemically to aid in the reduction of fleas that commonly infest listed rodents including Onychomys leucogaster, O. hirsutus and Haplophysalus anomalus. Apply this product only at times of year when these rodents are readily accepting grains. Bait at a time when rain is not expected for at least four days after the time of baiting. Do not apply bait over roads, walkways or water.

Not for use in California.

Added

Wear gloves when applying bait. With detergent and hot water, wash all utensils used for applying bait. Do not use these utensils for mixing, holding or transferring foods or feeds.

Baiting: Manually scatter 1/4 cup of bait (approximately 2 ounces or 56 grams) on ground near each burrow opening being used by ground squirrels or prairie dogs. Bait spoons, measuring cups or other suitable implements may be used to measure and distribute bait. Re-apply bait to the same area every other day for 3 to 4 applications. Do not pile the bait; scattering the bait allows the rodents to utilize their natural foraging behavior and limits exposure to livestock and non-target wildlife.

A continuous supply of bait is needed for 6 to 8 days to ensure that all ground squirrels or prairie dogs present have an opportunity to feed on bait for at least 5 consecutive days. Do not exceed the maximum application rate of 1/4 cup per burrow for 4 applications.

STORAGE AND DISPOSAL

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

Pesticide Storage: Store in original container in a cool, 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 Management: Non-refillable container; do not reuse or refill this container. Triple rinse (or equivalent) container promptly after emptying, then offer for recycling, if available; or reconditioning, if appropriate; or puncture and dispose of in a sanitary landfill; or by incineration.

Lot Number:

NOTICE OF WARRANTY

1. Warranty Disclaimer

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.

Scimetrics LTD. CORP.

New Solutions to Old Problems
P.O. Box 1045 Wellington, CO 80549-1045
(970) 482-1330 info@scimetricsltd.com

Label Version 3/23/09 - Rev1



Handwritten mark: 5/10