

72500-17

2/4/2010

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



OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

February 4, 2010

Scimetrics Ltd.  
c/o RegWest Company, LLC  
30856 Rocky Road  
Greeley, CO 80631-9375

300 5-863129  
1155

Decision #  
423833

Attention: Ms. Kim Davis

**Subject** Kaput® Rodent Flea Control Bait  
EPA Reg. No. 72500-17  
Labeling Changes  
Your amended application of November 6, 2009

**Purpose** This submission revises the warranty, disposal, and other text on this label, under sec 3 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA).

**Label** The labeling submitted with the above letter, under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) is acceptable, provided you submit one (1) copy of final printed labeling to us, with the following change, before you ship your product.

1. In your "**Storage and Disposal**" section, delete "or, if allowed ... out of smoke). after "by incineration".
2. Under "**Hazards to Humans and Domestic Animals**", add the following paragraph after "shoes and gloves":

**USER SAFETY REQUIREMENTS:** Follow manufacturer's instructions for cleaning/maintaining personal protective equipment (PPE). If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

**Label-continued**

3. Place your "**FIRST AID**" and "**Note to Physician or Veterinarian**" texts under "**Hazards to Humans and Domestic Animals**".
4. Under "**LIMITATION OF LIABILITY**", delete the 3<sup>rd</sup> Paragraph ("**USES WITH ... specifically recommended.**") as this product is never tank mixed.

**Existing stocks**

Stocks of existing labels may be used for eighteen (18) months.

**Consequence for non-compliance**

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.

**Questions**

If you have questions about this letter, please contact me at 703-305-5407 (phone); 703-305-6596 (fax); or [peacock.dan@epa.gov](mailto:peacock.dan@epa.gov) (E-Mail).

Sincerely,



Daniel B. Peacock, Biologist  
Insecticide-Rodenticide Branch  
Registration Division (7504C)

**File Location**

Dan Peacock, Flash Drive, 16gb, E:\4G  
Dan\Doc\Word\Imidacloprid\72500-RT\72500-17, War + Dis + plus other label changes, 2-4-2010.doc

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{Front Panel}

**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<sup>®</sup> Rodent Flea Control Bait**

**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.**  
**Grain Bait Formula**

**Active Ingredient:**

Imidacloprid (CAS Number 138261-41-3) .....	0.025%
<b>Other Ingredients</b> .....	<b>99.975%</b>
<b>Total</b> .....	<b>100.000%</b>

Expiration Date  
Not for Sale or Use after {insert date six (6) months after manufacturing date}.

**Keep Out of Reach of Children**

### **CAUTION**

See back panel for First Aid and additional Precautionary Statements.

EPA Reg. No. 72500-17

EPA Est. 72500-GO-1

Net Weight: 5 [10] [25] [50] lbs.

ACCEPTED  
With COMMENTS  
In EPA Letter Dated: FEB 4 2010

Under the Federal Insecticide, Fungicide  
and Rodenticide Act, As amended, for the  
pesticide Registered under EPA Reg. No:

72500-17



[More Than Rodent Management Products]

{Back Panel}

### **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.

**Apply this product only for the sites, pests and application methods specified on this label.**

**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 locations out of reach of children, pets and other animals.
2. Keep pets and livestock out of treated areas until bait has been consumed by the rodents.
3. Dispose of product container, unused, spoiled or unconsumed bait as directed on this label.

**Use Restrictions:** Use this product 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, barley, fruit tree orchards (dormant season only), non-crop rights-of-way and other non-crop areas. The insecticide in this product

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acts systemically to aid in the reduction of fleas that commonly infest listed rodents including *Oropsylla idahoensis*, *O. hirsute* and *Hoplopsyllus 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.

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 1/2 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 1/2 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 Disposal:** Non-refillable container; do not reuse or refill this container. Offer for recycling, if available, or reconditioning, if appropriate; otherwise, dispose of empty container in a sanitary landfill; or by incineration; or, if allowed by state and local authorities, by burning (if burned, stay out of smoke).

Batch Code [Lot Number]: {Description of where lot number is located}

#### **First Aid**

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.

**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 Physician:** 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, using tobacco or using the toilet. 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.

### **WARRANTY DISCLAIMER**

The directions for use of this product must be followed carefully. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, (1) THE GOODS DELIVERED TO YOU ARE FURNISHED "AS IS" BY MANUFACTURER OR SELLER, AND (2) 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, CROP OR PLANT DAMAGE, OR LOSS OF YIELD, MAY RESULT BECAUSE OF SUCH FACTORS AS THE PRESENCE OR ABSENCE OF OTHER MATERIALS USED IN COMBINATION WITH THE GOODS, OR THE WEATHER, WIND, AND TEMPERATURE, OR THE MANNER OF USE OR APPLICATION, 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 OR MANUFACTURER, AND SELLER, AND NO PERSON OR AGENT OF MANUFACTURER OR SELLER HAS ANY AUTHORITY TO MAKE ANY OTHER REPRESENTATION OR WARRANTY OR AGREEMENT RELATING IN ANY WAY TO THESE GOODS. NO WARRANTIES SHALL BE CREATED BY COURSE OF DEALING, USAGE OF TRADE, OR COURSE OF PERFORMANCE. THERE ARE NO WARRANTIES THAT EXTEND BEYOND THE FACE HEREOF. THE SELLER OR MANUFACTURER ASSUMES NO RESPONSIBILITY THAT THE GOODS WILL BE FIT FOR ANY PARTICULAR PURPOSE FOR WHICH YOU MAY BE BUYING OR USING THE GOODS, EXCEPT AS OTHERWISE PROVIDED IN THE CONTRACT.

### **LIMITATION OF LIABILITY**

TO THE EXTENT CONSISTENT WITH 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. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, NEITHER MANUFACTURER NOR SELLER SHALL BE LIABLE TO BUYER OR USER OR TO CUSTOMERS OF BUYER, IF ANY, FOR INDEMNIFICATION OR ANY DAMAGES OR SUMS OF MONEY, CLAIMS OR DEMANDS WHATSOEVER, RESULTING FROM OR BY REASON OF, OR ARISING OUT OF THE USE, MISUSE, OR FAILURE TO FOLLOW LABEL WARNINGS OR INSTRUCTIONS FOR USE, OF THE GOODS SOLD. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER, USER, OR CUSTOMERS. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S OR USER'S EXCLUSIVE REMEDY, AND MANUFACTURER'S OR SELLER'S TOTAL LIABILITY, SHALL BE FOR DAMAGES NOT EXCEEDING THE PURCHASE PRICE OF THE GOODS AND, IF BUYER OR USER WISHES, THE RETURN OF THE GOODS BY BUYER TO SELLER.

**If you do not agree with or do not accept any of directions for use, the warranty disclaimers, or limitations on liability, do not use the goods, and return it unopened to the Seller, and the purchase price will be refunded.**  
*By using the goods, you expressly agree to all of the terms and conditions of this contract.*

**USES WITH OTHER PRODUCTS (TANK MIXES)** If the goods are used in combination with any other product except as specifically recommended in writing, then, to the extent consistent with applicable law, Seller or Manufacturer shall have no liability for any crop, plant, or other loss, damage, or injury arising out of its use in any such combination not so specifically recommended.

# **S** Scimetrics

LTD. CORP.

*New Solutions to Old Problems*

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[ ] Denotes optional/alternate language

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