

73079-2

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Mr. Cisse W. Spragins
Rockwell Laboratories, Ltd.
d/b/a Rockwell Labs Ltd
1512 Taney Street, North Kansas City, Mo 55413

DEC 15 2005

Subject: Submission of a label amendment in accordance the Federal Fungicide and Rodenticide Act as Amended.
Product Name: In Tice Granular Bait
EPA Reg. No. 73079-2
Submission date: June 1, 2005, and revised label submitted October 3, 2005.

Dear Mr. Spragins;

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), is acceptable subject to the comments listed below.

I. Label revisions:

- a. The last stamped approved label approved by the Agency with comments on July 9, 2002, does not match with the label posted on the company web site identified as www.rockwelllabs.com. A copy of the label (enclosed) extracted from this internet site has the following inconsistencies, and are problematic with regards to correctly labeling the product with the stamped approved verbiage from the label dated July 9, 2002.
 - i. The stamped approved label lists the following company address: "1620 Central Ave NE • Minneapolis, MN 55413 USA." The label posted on the internet does not contain a company address.

The company name and address of the registrant must be on the pesticide product label. The name and address should be that of the manufacturer and can be preceded by "Manufactured by...." If the registrant is not the manufacturer (producer), the name and address must be qualified by the phrase "Manufactured for..." to indicate that the name shown is not the producer. The name and address must be displayed prominently and within the range of type size that is required for all label text. The name and address may be placed anywhere on the label, but is preferred on the front panel.

- ii. The Product Name "InTice Select ant granules" is not identified in the Agency's system as an approved alternate trade name. If this product is marketed under any name, other than those already approved, Rockwell Labs must submit a request for an alternate trade name to the Agency using the Agency's 8570-1 form, and identifying your request in the Explanation box of Section II on the form. In addition, all other sections of the form must be filled in, to complete the alternate trade name process.

- b. Changes required for the revised label submitted on October 3, 2005:

- i. Relocate the placement of the Storage and Disposal section to the end of the Directions for Use directly above the Warranty Limitations and Disclaimer header.
- ii. Within the Ingredient statement, revise the word "Inert" to "Other".
- iii. Directly below the statement "It is a violation of Federal law to use this product in a manner inconsistent with its labeling." within the Directions for Use, add a new subsection entitled "USE RESTRICTIONS" and shown with the appropriate language as follows:


USE RESTRICTIONS

- In food areas of restaurants, residential, health care, educational, daycare, agricultural buildings, animal rearing and handling establishments, food handling and food processing establishments, this product can only be applied as a crack and crevice treatment only. Product outside of the crack and crevice site must be cleaned up and removed.

- iv. Page 3 of 3, Remove tamper resistant bait stations. Boric Acid and the associated salts are limited to crack and crevice treatments only.
2. Efficacy Review conclusions and label revisions:
- a. The previously accepted label application rate of 6 oz. /100 ft². Turf applications are exempted. The previously acceptable application rate was 3 oz. /100 ft².
 - b. Remove the statement "Ants can take the bait back to the nest to kill the colony" or provide data in support of this claim.
 - c. The claim "weatherable, mold and moisture resistant formula should be evaluated separately. This marketing claim must be verified by supporting data to substantiate this claim.
 - d. Modify the directions for Use "The bait may also be sprinkled in and around rodent and termite bait stations to control...." By omitting termite bait stations. The product may interfere with the efficacy of the termite bait station against termites.
 - e. The statement in the directions for uses that, "In Tice Granular Bait may be used in combination with registered non-repellent insecticide treatments." Remove this statement, or identify which products are claimed to be "non-repellent". In addition, pesticides (even though they may not have repellency statement on the label), may detract from the efficacy of baits.

Five copies of the finished labeling must be submitted prior to releasing the product for shipment. If you have any questions, you may contact Richard J. Gebken, at (703) 305-6701.

Sincerely,



Richard Gebken
 Product Manager 10
 Insecticide Branch
 Registration Division (7505C)

InTice™ Granular Bait

Kills Ants, Roaches, Crickets, Mole Crickets, Silverfish, Sowbugs, Pillbugs, Earwigs, Centipedes, and Millipedes

Ants Can Take the Bait Back to the Nest and Kill the Colony

Weatherable, Mold and Moisture-Resistant Formula

For Indoor and Outdoor Use

Ready-to-Use Bait

ACCEPTED
with COMMENTS
In EPA Letter Dated
DEC 15 2005
Under the Federal Insecticide
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
73079-2

Active Ingredient: Orthoboric Acid.....5%
Inert Ingredients:.....95%
Total:.....100%

EPA Reg. No.: 73079-2
EPA Est. No.: 73079-MO-1
Net Contents: 40 lbs

KEEP OUT OF REACH OF CHILDREN

CAUTION

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals: CAUTION: Harmful if absorbed through the skin. Causes moderate eye irritation. Avoid contact with skin, eyes or clothing. Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. **Personal Protective Equipment (PPE)** Applicators and handlers must wear: Long-sleeved shirt and long pants; chemical resistant or water-proof gloves; and shoes plus socks.

First Aid

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 five minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice.

If on Skin: Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15-20 minutes. • Call a poison control center or doctor for treatment advice.

Have the product or label with you when calling a Poison Control Center or doctor or going for treatment. In case of emergency, for additional information call **800 858 7378**.

Environmental Hazards: 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 washwaters or rinsate.

DIRECTIONS FOR USE

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

Storage and Disposal

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

Storage: Store in a dry place. Do not store where children or animals may gain access.

Disposal: If empty: Do not reuse this container. Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency or **1-800-CLEANUP** which is managed as a public-private partnership.

Sites and Species

Use Sites: In and around residential, multi-family, commercial, industrial, municipal, institutional, research, recreational, health care, educational, daycare, hospitality and agricultural buildings and other man-made structures, garages, transport vehicles, sewers, animal rearing and handling establishments and food handling and food processing establishments. Turf sites include lawns, ornamental turf, parks, playing fields, right-of-ways, and golf courses.

Listed Species: Ants: Odorous House, Argentine, Carpenter, Pavement, Little Black, Pharoah, Crazy, Acrobat, Rover, Big-Headed, White-Footed, Ghost, Cornfield, and Thief; **Roaches:** German, American, Brown-Banded, Smokey Brown, Brown, Asian, Wood and Oriental; **Crickets:** House, Field, Camel, Ground, and Mole; **Others:** Silverfish, Earwigs, Sowbugs, Pillbugs, Centipedes and Millipedes.

Outdoor Perimeter Application: Apply bait at a rate of 2 lbs per 1000 square feet (3 oz or 2/3 cup per 100 square feet). Use a hand shaker, duster or mechanical spreader to apply the bait. Apply in a band from two up to four feet wide around the perimeter of buildings. Also apply around exterior light fixtures and along the edges of sidewalks, patios and driveways and under decks. Pay particular attention to potential insect harborage sites such as mulch beds, flowerbeds, compost heaps, wood piles, trees, stumps and trash areas and apply bait at the more liberal application rate in these areas. Do not apply the bait directly to paved or similar hard surfaces and do not pile the bait. The bait may also be sprinkled in and around rodent and termite bait stations to control insects that harbor in these stations. When treating for ants, apply 1/2 to 1 oz of bait around ant mounds and sprinkle along foraging trails. For ants, including Carpenter ants, pay particular attention to harborage areas and apply bait around trees and stumps, in tree cavities, in and around firewood piles, around landscaping stones and in mulch beds. Ants can take the bait back to the nest and kill the colony. Bait may also be applied in insect bait stations. Reapply bait after one week if infestation is still present. To prevent large insect populations from developing around structures in warm months, a quarterly application around the perimeter and to harborage areas, as described above, at a rate of 1 lb per 1000 square feet is recommended. This treatment is particularly effective to help prevent the establishment of large colonies of pest ants. InTice Granular Bait may be used in combination with registered non-repellent insecticide treatments. If the perimeter is treated with a repellent insecticide (eg. pyrethroid), the bait may still be used around the perimeter, but it should be applied in a band outside the repellent barrier for best results. As a separate matter from the use of this product, as part of an IPM program, it is recommended that overhanging trees and other vegetation touching the structure be trimmed back, and cracks or gaps around pipes and window and door frames be sealed to minimize potential insect entry into buildings.

Sewer Application: Apply bait along ledges inside sewers and around manhole covers.

Indoor Application: Apply bait only in areas inaccessible to children and pets, or in tamper-resistant bait stations. Apply bait at a rate of 3 oz (2/3 cup) per 100 square feet. Using a hand shaker or duster, apply bait in attics, crawl spaces, trash closets, utility closets, dropped ceilings, on dirt or gravel cellar floors, under and behind appliances and vending machines, in wall voids and voids under and behind cabinets, sinks and tubs, in drawer wells, garbage chutes, pipe chases, elevator pits, around drains, around electrical conduits and in cracks and crevices where insects may harbor. Focus application in areas where insects or their signs are seen. Reapply bait after one week if infestation is still present. A power duster may be used to apply bait in appropriate areas, such as attics and crawlspaces. The duster manufacturer's recommendations for settings should be followed.

(Continued on Page 3)

Application tips for certain sites follow:

1. In attics, be sure to get bait near the eaves and vent pipes where insects often first enter, as well as around any pipes or potential access points between the attic and the main structure. Attics should have proper ventilation to insure that no food odor from the bait seeps into the living area, particularly in hot weather. If in doubt, apply the product in a manner such that it can be easily removed.
2. When treating cabinetry areas, if there is no gap between the lower cabinets and the kickplate, then small holes can be drilled to access the voids. Escutcheon plates around pipes can also be pulled back to allow access to voids.
3. The bottom drawers in kitchen and bathroom cabinets can be removed and bait dusted into drawer wells. No bait should be left exposed when drawers are replaced.
4. Electrical switch plate covers can be removed to allow access to voids, but bait shouldn't be applied directly in electrical boxes.
5. If there are cracks between baseboards, cabinets, doorframes, hinges, counters or trim, and walls, these cracks can be lightly dusted with bait. If practical, these areas can be sealed once insect problems have been eliminated, to help prevent future problems.
6. Insects need moisture, so kitchen and bath areas and areas immediately surrounding them, and any other damp areas should be carefully inspected and treated if necessary. As a separate matter from the use of this product, it is advisable to fix any leaks to minimize structural damage and odors, and to prevent potential chronic insect problems.

To help prevent insect problems from developing in homes and similar structures, a preventative program is recommended. Once per year, apply bait in attics and crawlspaces at a rate of 8 oz per 1000 square feet.

Food Processing and Handling Establishment Application, including Federally- Inspected Meat and Poultry Plants: Follow instructions for other sites as appropriate. **In food areas, only apply bait in cracks, crevices, and other inaccessible areas, or in tamper-resistant bait stations.** Avoid contamination of food and feedstuffs. Never apply bait directly to a surface where food is stored, prepared or served. Any bait that is left visible after treatment should be swept into cracks and crevices or removed.

Turf Application: Apply bait evenly over the affected area using a hand shaker or mechanical spreader at a rate of 2 lbs per 1000 square feet or 90 lbs per acre. The product should not be watered in. For mole cricket treatments, results will be best if the area is irrigated prior to bait treatment. Mole crickets typically come to the surface to feed in the evening.

Warranty Limitations and Disclaimer

Seller makes no warranty expressed or implied, concerning the use of this product other than as indicated on the label. Buyer accepts this material subject to these terms, and assumes all risk of usage and handling except when used or handled in accordance with this label. There are no expressed or implied warranties of merchantability or fitness for any particular purpose, except as specifically stated herein. Manufacturer shall not be liable for any consequential damages based on the use of the product.

Manufactured by: Rockwell Labs Ltd (logo)
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