



80224-5

09/20/2006

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 U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505C) 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460 NOTICE OF PESTICIDE: <input checked="" type="checkbox"/> Registration <input type="checkbox"/> Reregistration (under FIFRA, as amended)	EPA Reg. Number: 80224-5	Date of Issuance: 9/20/06
	Term of Issuance: Conditional	
	Name of Pesticide Product: OvoControl-G	
Name and Address of Registrant (include ZIP Code): Innolytics, LLC P.O. Box 675935 Rancho Santa Fe, CA 92067		
Note: Changes in labeling differing in substance from that approved in connection with the registration must be submitted to and approved by the Registration Division prior to use of the label in commerce. In the absence of such approval, it will be unlawful to use such labels on the product.		
<p>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.</p> <p>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.</p> <p>This product is conditionally registered in accordance with FIFRA section 3(c)(7)(A) provided that you:</p> <ol style="list-style-type: none">1. Submit and/or cite all data required for registration/reregistration of your product when the Agency requires all registrants of similar products to submit such data.2. Make the following label changes before you release the product for shipment:<ol style="list-style-type: none">a. Revise the EPA Registration Number to read, "EPA Reg. No. 80224-5".		
Signature of Approving Official:  John Hebert, Product Manager (07) Insecticide-Rodenticide Branch, Registration Division (7505C)		Date: Sept. 20, 2006

- b. Revise "...gradually increase the amount of bait applied until it reaches 1 ounces (25 grams) per bird per day each day." to read:
- "...gradually increase the amount of bait applied until it reaches 1 ounce (25 grams) per bird per day each day."
- c. Revise the statement "Do not exceed 100 ounces (2.8 kilos) OvoControl G/acre/day." to read:
- "If the flock size in the area (<1 acre) is greater than 100, then do not use this product since it exceeds the maximum application rate of 6 lbs/acre/day."
- d. Revise the statement "This product will not reduce the existing population of adult geese and is intended as a component of an integrated resident goose management program." to read:
- "This product is to be used as part of an integrated pest management program for the control of resident geese. This product will not reduce the existing population of adult geese. In addition, the long-term benefits of this product have not been tested."
3. The data requirements for storage stability (830-6317) and corrosion characteristics (830-6320) have not been satisfied, and must be submitted within one year of the date of this letter.
4. Submit one copy of the revised final printed label for the record before you release the product for shipment.

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 for your records.

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

Enclosure

Restricted Use Pesticide
Due to Potential Risk to Non-Target Wildlife Species

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 ~~ACREDITED~~ **with COMMENTS** In EPA Letter Dated: 9/20/2006



OvoControl™ G
Ready-to-Use Bait

Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 805224-5

FOR USE IN REDUCING EGG HATCH IN CANADA GEESE

ACTIVE INGREDIENT

Nicarbazin..... 0.5%

OTHER INGREDIENTS..... 99.5%

TOTAL..... 100.0%

KEEP OUT OF REACH OF CHILDREN
CAUTION

PRECAUCION: Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.

Precautionary Statements

Hazards to Humans and Domestic Animals:

CAUTION: Causes moderate eye irritation. Remove and wash contaminated clothing before reuse. Avoid contact with eyes or clothing. Wear protective eyewear. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Wear: Long sleeved shirt and long pants, socks, shoes and gloves.

First Aid

If in Eyes	<ul style="list-style-type: none"> • 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.	
Note to Physician: Treat symptomatically.	

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Manufactured by: Innolytics, LLC.
P.O. Box 675935
Rancho Santa Fe, CA 92067

EPA Registration Number: 80224-3
EPA Establishment Number: 1990-MN-001

Net Weight: 20 pounds (9.072 kgs)

For Technical Support and Information Call: 858.759.8012

Important!

Read This Entire Label Before Using This Product: Replace label in pouch and reseal after reading.

Environmental Hazards

Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not apply within 20 feet of water, including lakes, ponds or rivers. Do not contaminate water when disposing of equipment wash water or rinsate.

General Information

OvoControl G is a ready-to-use bait designed for administration to resident Canada geese in urban areas. In order to achieve efficacy, OvoControl G must be fed daily and consistently consumed by the geese. The product will not reduce the existing population of adult geese and is intended as a component of an integrated resident goose management program. Geese fed OvoControl G according to label directions may continue to lay eggs, although the hatch rate will be reduced.

Warning! This product will reduce egg hatchability and adversely affect other aspects of reproduction in all avian species. The applicator must follow label instructions to minimize the potential for non-target wildlife species to feed on bait.

Training Requirements

OvoControl G is a restricted use pesticide. All applicators require the appropriate restricted use applicators state license for use of this product.

DIRECTIONS FOR USE

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

Use Restrictions

This product is a restricted use pesticide for use in Canada goose management programs. Only certified personnel may apply the product.

The use of OvoControl G is limited to sites in urban areas such as office parks, recreational parks, golf courses, schools, hospitals, restaurants, and commercial and industrial sites. Urban is defined as a municipality with a population of 50,000 or more and its adjacent areas.

OvoControl G may also be used at land airports holding FAA certifications under 14 Code of Federal Regulations 139.101 and a wildlife hazard management plan under 14 Code of Federal Regulations 139.337.

Other use restrictions include the following:

- Not for use in Hawaii, Guam, American Samoa, Northern Mariana Islands, Puerto Rico and the U.S. Virgin Islands.

Federal Permit Requirement and Threatened or Endangered Species Considerations

In order to avoid and minimize potential impacts to Threatened and Endangered (T&E) species, the permit applicant must contact the local USFWS Ecological Services Office (contact information can be found at <http://www.fws.gov/endangered>) for assistance in determining the likelihood of effects to T&E species.

The federal Migratory Bird Treaty Act protects Canada geese. Landowners or wildlife management agencies seeking to control resident Canada geese using OvoControl G must contact the U.S. Fish and Wildlife Service (USFWS) Migratory Bird Permit Office responsible for the region where the geese are located for a federal permit before bait is dispensed. Permit application forms and contact information are available at <http://www.fws.gov/forms/1-200-13.pdf>. Information on any T&E species that occur in the area must be provided to the USFWS Migratory Bird Permit Office with the migratory bird application. Once it has been determined that no additional permits (e.g., for take of T&E species) will be required, allow 90 days of processing of a complete application. The permit applicant must also identify the Certified Applicator who will apply the bait.

Application Rate and Directions

Egg laying in Canada geese is activated by a combination of daylight and weather conditions. Canada geese typically lay eggs beginning in March or early April depending on locality. Consult with your local state wildlife agency, USDA/APHIS/Wildlife Services, or U.S. Fish and Wildlife Service for the goose nesting season in your area.

Begin baiting a minimum of 21 days prior to goose nesting and egg lay in your area. During this time, geese become accustomed to the bait and the delivery procedure. Bait must be applied by the intended method of application each day at approximately the same time to train geese to consume bait. For optimal performance, apply OvoControl G to resident Canada geese at daybreak in close proximity to the location where they are known to feed.

Begin by applying a small quantity of bait (1/8 ounce (3.5 grams)/bird) and confirm the geese eat it. Gradually increase the amount of bait applied until it reaches 1 ounces (25 grams)/bird each day. If uneaten bait remains after 2 hours of application, clean up and remove bait. Adjust bait quantity appropriately for the next application.

The application rate is based on a daily flock count, which must be performed just prior to the intended time of application. If geese cannot be habituated to the feeding program within 21 days, discontinue treatment at that particular site. Feeding must continue DAILY through the entire nesting period, which lasts from 8 to 10 weeks. Do not exceed 100 ounces (2.8 kilos) OvoControl G/acre/day.

By the end of the initial 21 day period, the daily dose (based on flock size) must be entirely consumed within 2 hours of application. If habituation is not successful within 21 days cease treatment.

After the initial 21 days of baiting, observations must be made to ensure that the geese are continuing to consume the bait within 2 hours of application. After the initial 21 day acclimation period, target population estimates and 2 hour observations for non-target wildlife species must be made weekly. The amount of bait being applied must be increased or decreased according to the number of geese observed at the site during the target population estimate. During treatment (day 22+), if the applicator finds uneaten bait left over at the site from the previous day's feeding, the applicator must remove it, a target population estimate must be performed, and the daily application rate must be adjusted accordingly. Additionally, the applicator must resume 2 hour observation for non-target wildlife species, every two days, until the bait is again consumed within 2 hours of application. If uneaten bait is found at the site for five consecutive observations, cease treatment.

The applicator must maintain daily and weekly records on baiting, consistent with the above instructions, and document the amount of bait applied and confirm that bait is consumed within 2 hours. Records must also document an estimate of the amount of bait remaining after two hours or the amount of a previous day's bait observed prior to baiting. The records must also document the method used to clean and remove uneaten bait. With their migratory bird permit annual report, the federal migratory bird permit holder must submit these baiting records.

Example Dosage Calculation:

Estimated goose population x 1 ounces (25 grams) OvoControl G = Amount of OvoControl G to be applied daily.

For example,

0.5 pound of bait = 8 geese

1 pounds of bait = 16 geese

2.5 pounds of bait = 40 geese

10 pounds of bait = 160 geese

1 cups of bait = 7 ounces = 7 geese

0.5 gal of bait = 56 ounces = 56 geese

Depending on the site characteristics and number of resident geese, bait may be applied either with bait pans, directly on the ground or with mechanical feeders as follows,

1) Bait Pans

Use bait pans, trays or bowls made of durable plastic or metal, perforated to allow drainage. Use a sufficient number of trays and place them in a manner to accommodate all geese and to ensure that each goose has the opportunity to consume bait. For optimal consumption, the placement of the bait pans can be adjusted daily, based on the prior day bait consumption, until the applicator believes the geese have the best opportunity to feed.

2) Broadcast Application

a. Hand broadcast

For optimal performance, bait must be broadcast directly on the ground in small-localized areas (up to a 20 ft radius) to accommodate feeding by multiple pairs of geese. Broadcast application will allow all geese sufficient access to the bait for consumption. Broadcast bait in areas where geese typically feed. Application to grass must be made in grass that is typically mowed to increase access to the bait.

b. Mechanical feeders

For sites larger than one (1) acre, mechanical feeders available through Innolytics may be used. Mechanical feeders must be attended and triggered by the applicator daily. Adjust feeders to limit broadcast radius to 20 ft. Use multiple baiting sites to ensure that all the geese have the opportunity to consume the bait. Broadcast bait in areas where geese typically feed. Application to grass must be made in grass that is typically mowed to increase access to the bait.

Unattended mechanical feeders may be used at land airports which have FAA certification under 14 CFR 139.101 and a wildlife hazard management plan under 14 CFR 139.337.

Follow the operating instructions on the mechanical feeder to ensure that the appropriate application rate is being dispensed on a daily basis.

Non-Target Wildlife Species

Do not apply more OvoControl G than the geese will eat in a single feeding, as this may result in non-target wildlife species exposure to leftover bait. Do not apply bait at sites where non-target wildlife is observed feeding on OvoControl G during the first 21 days. Daily observations for non-target wildlife species must be conducted for a minimum of 21 days after feeding begins and once weekly thereafter until feeding ends. Observations must be for at least two hours after application. Written records must be kept to ensure such observations are done and should include information such as the date, time, number and identification of non-target wildlife species feeding on the bait. These records must be provided to the landowner.

If non-target wildlife feed on bait during treatment, delay baiting until local wildlife authorities can determine if unacceptable risks exist to non-target wildlife species. It may be a violation of state and federal law to feed treated bait to protected non-target wildlife species.

With their migratory bird permit annual report, the federal migratory bird permit holder must submit a record of non-target wildlife species observed feeding on the bait and the contact information for the local wildlife authority that was consulted prior to product use.

Limit of Warranty and Liability

Innolytics, LLC ("Company") warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes set forth in the Label [booklet] ("Directions") when used in accordance with those Directions under the conditions described therein. NO OTHER EXPRESS WARRANTY OR IMPLIED WARRANTY OF FITNESS FOR PARTICULAR PURPOSE OR MERCHANTABILITY IS MADE. This warranty is also subject to the conditions and limitations stated herein.

Buyer and all users shall promptly notify this Company of any claims whether based in contract, negligence, strict liability, other tort or otherwise.

Buyer and all users are responsible for all loss or damage from use or handling which results from conditions beyond the control of this Company, including, but not limited to, effects on non-target wildlife species.

This Company does not warrant any product formulated or repacked from this product except in accordance with this Company's stewardship requirements and with the express written permission of this Company.

THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE LIMIT OF THE LIABILITY OF THIS COMPANY OR ANY OTHER SELLER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT (INCLUDING CLAIMS BASED IN CONTRACT, NEGLIGENCE, STRICT LIABILITY, OTHER TORT OR OTHERWISE) SHALL BE THE PURCHASE PRICE PAID BY THE USER OR BUYER FOR THE QUANTITY OF THIS PRODUCT INVOLVED, OR, AT THE ELECTION OF THIS COMPANY OR ANY OTHER SELLER, THE REPLACEMENT OF SUCH QUANTITY, OR, IF NOT ACQUIRED BY PURCHASE, REPLACEMENT OF SUCH QUANTITY. IN NO EVENT SHALL THIS COMPANY OR

ANY OTHER SELLER BE LIABLE FOR ANY INCIDENTAL, CONSEQUENTIAL OR SPECIAL DAMAGES.

Upon opening and using this product, buyer and all users are deemed to have accepted the terms of this LIMIT OF WARRANTY AND LIABILITY WHICH MAY NOT BE VARIED BY ANY VERBAL OR WRITTEN AGREEMENT. If terms are not acceptable, return at once unopened.

Storage and Disposal

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

Pesticide Storage: Store at or below room temperature. Store bait in a DRY location, free of other pests.

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

Container Disposal (Plastic): 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 for disposal instructions. Never place unused product down any indoor or outdoor drain. Keep unused bait dry.