

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

July 19, 2023

Carrie M. Tackema Sr. Regulatory Manager Nufarm, Inc. 11901 S. Austin Ave. Alsip, IL 60803

Subject: Registration Review Label Mitigation for Bifenthrin

Product Name: Menace GC 0.029% Plus Fertilizer

EPA Registration Number: 228-524

Application Date: 04/26/21 Decision Number: 573413

## Dear Carrie Tackema:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all the information submitted with your application to support the Registration Review of the above referenced product in connection with the Bifenthrin Interim Decision, and has concluded that your submission is acceptable. The label referred to above, submitted in connection with registration under FIFRA, as amended, is acceptable.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 12 months from the date of this letter. After 12 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Page 2 of 2 EPA Reg. No. 228-524 Decision No. 573413

If you have any questions about this letter, please contact Samantha Thomas by phone at 202-556-2368, or via email at thomas.samantha@epa.gov.

Sincerely, Collup Sitter

Cathryn Britton, Chief

Risk Management and Implementation Branch 5

Pesticide Re-Evaluation Division

Office of Pesticide Programs

Enclosure

# MENACE® GC 0.029% PLUS FERTILIZER

### RESTRICTED USE PESTICIDE

Toxic to Fish and Aquatic Organisms

For retail sale to and use only by certified applicators, or persons under direct supervision and only for those uses covered by the certified applicator's certification.

For use to control Ants, mole crickets and other insect pest on lawns in landscaped areas and perimeters around residential, institutional, public, commercial and industrial buildings, parks, recreational areas, golf courses and athletic fields. Aids in the control of Imported Fire Ants.

<b>ACTIVE</b>	INGREDIENT:
---------------	-------------

Bifenthrin*		0.029%
OTHER INGREDIENTS		
	TOTAL	100.000%

## REFER TO FERTILIZER TAG FOR ANALYSIS

## 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. (If you do not understand the label, find someone to explain it to you in detail.)

[SEE BACK PANEL FOR FIRST AID AND ADDITIONAL PRECAUTIONARY STATEMENTS]

For Chemical Spill, Leak, Fire, or Exposure, Call CHEMTREC (800) 424-9300 For Medical Emergencies Only, Call (877) 325-1840

NOTE: Spanish language is optional

EPA REG NO. 228-524	MANUFACTURED [BY] FOR
EPA EST. NO.	NUFARM AMERICAS INC.
	11901 S. AUSTIN AVE.
	ALSIP, IL 60803



NET CONTENTS\_\_\_\_ lbs / (\_\_\_kg)

000228-00524.20101028.MASTER

ACCEPTED

07/19/2023

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 200 FO.4

228-524

<sup>\*</sup>Cis isomers 97% minimum, trans isomers 3% maximum.

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION - PRECAUCION

Harmful if absorbed through the skin. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet. Remove and wash contaminated clothing before reuse.

FIRST AID	
IF ON SKIN OR CLOTHING	Take off contaminated clothing. Rinse skin immediately with plenty of water for 15 to 20 minutes. Call a poison control center or doctor for treatment advice.
HOT LINE NUMBER	

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-877-325-1840 for emergency medical treatment information.

## **NOTE TO PHYSICIAN**

This product is a pyrethroid. If large amounts have been ingested, milk, cream and other digestible fats and oils may increase absorption and should be avoided.

### **ENVIRONMENTAL HAZARDS**

This pesticide is extremely toxic to fish and aquatic invertebrates. To protect the environment, **DO NOT** allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Sweeping any product that lands on a driveway, sidewalk, or street, back onto the treated area of the lawn or garden will help avoid run off to water bodies or drainage system. Drift and run-off from treated areas may be hazardous to aquatic organisms in neighboring areas.

#### **DIRECTIONS FOR USE**

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Not for use on turf being grown for sale or other commercial use as sod, or for grass grown for seed, or for research purposes. This granular product is for outdoor use only.

In New York State, **DO NOT** apply to any grass, or turf area within 100 feet of a water body (lake, pond, river, stream, wetland, or drainage ditch). In New York State, make a single repeat application of this product if there are signs of renewed insect activity, but not sooner than two weeks after the first application.

DO NOT allow children and pets to enter the treated area until dry.

DO NOT apply by air.

**DO NOT** apply when the wind speed is greater than 15 mph.

DO NOT apply more than 800 pounds of this product per acre per year.

**DO NOT** apply within 25 feet of lakes, reservoirs, rivers, permanent streams, marshes or natural ponds, estuaries and commercial fish farm ponds.

DO NOT make applications during rain.

**DO NOT** apply this product into fish pools, ponds, streams, or lakes.

**DO NOT** apply this product directly to sewers or storm drains, or to any area like a drain or gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur.

DO NOT allow the product to enter any drain during or after application.

**DO NOT** apply directly to impervious horizontal surfaces such as sidewalks, driveways, and patios except as a spot or crack-and-crevice treatment.

Apply this product directly to the lawn or garden area. Water treated area as directed on this label. **DO NOT** apply or irrigate to the point of run-off.

For applications at rates above 0.34 lb. bifenthrin/A (1172.4 lbs. product/A), users must water the treated area immediately after application. Spot treatments must not exceed 2 square feet in size (for example, 2 sq. ft. by 1 sq. ft. or 4 sq. ft. by 0.5 sq. ft.).

## **INSECT RESISTANCE MANAGEMENT**

For resistance management, this product contains bifenthrin, a Group 3A pyrethroid insecticide. Repeated and exclusive use of this product or other Group 3A insecticides may lead to the buildup of resistant strains of insects in some crops.

Some insects are known to develop resistance to products used repeatedly for control. Because the development of resistance cannot be predicted, this product may be used as part of a resistance management strategy established for the use area. These strategies may include incorporation of cultural and biological control practices, alternation of mode-of-action classes of insecticides on succeeding generations and targeting the most susceptible life stage. Consult your local or state agricultural authorities for details.

Unless directed otherwise in the specific crop/pest sections of this label, the best practices are to follow these instructions to delay

the development of insecticide resistance:

- Avoid using the same mode of action (IRAC group number) on consecutive generations of insect pests.
- Apply this product using a "treatment window" approach to avoid exposure of successive insect pest generations to the same mode of action.
- A "treatment window" is defined as the period of residual activity provided by single or sequential applications of products with the same mode of action. This "treatment window" should not exceed approximately the length of one generation of the target pest.
- Within the "treatment window", make no more than 2 applications of this product or other product that contains a Group 3A insecticide within a single generation of the target pest on a crop or within a 30-day period to the same insect species on a crop.
- Following a "treatment window", rotate to a treatment window of effective products with a different mode of action. This window should approximate the duration of one generation of the target pest.
- Target the most susceptible insect life stages, whenever possible.
- DO NOT use less than the labeled rates of this product when applied alone or in tank mixtures.
- Monitor insect populations for product effectiveness.

If resistance to this product develops in your area, this product or other products with a similar mode of action, may not provide adequate control. If poor performance cannot be attributed to improper application or extreme weather conditions, a resistant strain of insect may be present. If you experience difficulty with control and resistance is a reasonable cause, immediately consult your local Nufarm representative or agricultural advisor for the best alternate method of control for your area. For additional information on insect resistance monitoring, visit the Insecticide Resistance Action Committee (IRAC) on the web at <a href="https://www.irac-online.org">https://www.irac-online.org</a>.

### **INSECTS CONTROLLED**

Use to control the following lawn insects:

PEST	USE RATE PER 1,000 SQ. FT.
Chiggers Chinch Bugs Sod Webworms (Lawn Moth)	4 pounds
Annual Bluegrass Weevils (Hyperodes) (Adult) Armyworms Billbugs (Adult) Black Turfgrass Ataenius (Adult) Centipedes Crickets Leafhoppers Mealybugs Millipedes Pavement Ants Pillbugs Red Ants Sowbugs Weevils	4 to 8 pounds
Ants Feas Foraging Imported Fire Ants Mole Crickets Ticks	8 to 16 pounds

Treat when insects first appear. Apply this product evenly over the turfgrass area using a properly calibrated drop or rotary spreader. Check frequently to make sure the equipment is working properly and the granules are being evenly distributed. A more uniform application will be achieved by spreading half of the required amount of product over the area and then applying the remaining half in swaths at a right angle to the first. Best results will occur if the treated area is thoroughly irrigated with water immediately after application.

## **COMMENTS:**

American Dog Ticks: These ticks tend to gather along paths or roadways where humans are likely to be found.

**Annual Bluegrass Weevil:** Treat to control the adult weevils as they migrate from their overwintering sites and move into grass areas. Contact your State Cooperative Extension service for more specific information.

**Armyworms, Cutworms, and Sod Webworms:** For best results, the treated area should be irrigated immediately after application with up to 0.1 inches of water to activate the insecticide.

Billbugs: Apply when adult Billbugs are first observed during April and May. Consult your State Cooperative Extension Service for information on degree days and timing in your region.

**Black Turfgrass Ataenius:** Apply treatments during May and July to control both generations of adults. Time May application to coincide with the full bloom stage of Vanhoutte spiraea and the Horse chestnut. Time July application to coincide with the blooming of Rose of Sharon.

**Chinch Bugs:** These bugs infest the base of the plant and are usually found in the thatch layer. Watering the treated area with up .25 inches immediately after application will result in quicker control.

**Deer Ticks:** These ticks have a life cycle that ranges over a two year period and involves four life stages. Treat in mid-to-late spring to control larvae and nymphs that are present on the soil.

Flea Larvae: These larvae develop in the soil and shady areas. Irrigate the treated area with up to 0.5 inches of water immediately after application.

**Imported Fire Ants:** This product aids in the control of Fire Ants by killing foraging Fire Ants. Control of Fire Ants also requires treatment of the Fire Ant mounds with a product registered for that use, such as 7.9% bifenthrin flowable [or any other product name from your product line registered for that use]. Be sure to follow the directions for use on Fire Ant mounds on that product's label

**Mole Cricket Adults:** These adults can be difficult to control because of their extremely active stage in the early spring. Apply as late in the day as possible and water up to 0.5 inches immediately after treatment. If the soil is not moist prior to application, irrigate to ensure control.

**Mole Cricket Nymphs:** Optimum control can be reached by treating young nymphs because they are more susceptible to the insecticide. Irrigate soil if it is not moist before application. Treat as late in day as possible. Water the treated area with up to 0.5 inches directly after application.

**Ticks:** Do not make spot applications. Treat the entire area where ticks occur. Use the higher application rate if heavy leaf litter or dense ground cover exists. Retreat if animals reintroduce new populations.

#### SPREADER SETTINGS

**Note:** Following will be a list of application spreaders and approximate settings. This list will vary dependent on market of spreaders. (This note will not appear on final printed label.)

**Note:** These spreader settings were established using standard equipment available from the spreader manufacturer at swath widths and speeds typically used within the industry. Calibrate all spreader equipment at the time of application to achieve the desired application rate.

## STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Keep out of reach of children and animals. Store in original container only. Store in a cool, dry place and avoid excess heat.

**PESTICIDE DISPOSAL:** Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility. Do not pour or dispose down-the-drain or sewer. Call your local solid waste agency for local disposal options.

## [Nonrefillable plastic containers]

**CONTAINER DISPOSAL: Nonrefillable container.** Do not reuse or refill this container. Completely empty container into application equipment, then offer for recycling, if available, or dispose of empty container in a sanitary landfill or by incineration. Do not burn unless permitted by state and local ordinance. If burned stay out of smoke.

## [Nonrefillable bags]

**CONTAINER DISPOSAL:** Nonrefillable container. Do not reuse or refill this container. Completely empty bag into application equipment, then offer for recycling if available, or dispose of empty bag in a sanitary landfill or by incineration. Do not burn unless permitted by state and local ordinance. If burned, stay out of smoke.

## [Refillable drum with a Nonrefillable liner]

**CONTAINER HANDLING:** Refill this container with pesticide only. Do not use this container for any other purpose. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities by burning. If burned, stay out of smoke. If drum is contaminated and cannot be reused, dispose of in the same manner required for its liner. To recycle, contact Nufarm's Customer Service Department at 1-800-345-3330 to arrange for return of the empty refillable container.

### 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, MAY RESULT BECAUSE OF SUCH FACTORS AS THE PRESENCE OR ABSENCE OF OTHER MATERIALS USED IN COMBINATION WITH THE GOODS, OR 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, MANUFACTURER AND SELLER, AND NO PERSON OR AGENT OF MANUFACTURER OR SELLER HAS ANY AUTHORITY TO MAKE ANY REPRESENTATION OR WARRANTY OR AGREEMENT RELATING IN ANY WAY TO THESE GOODS.

## **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. 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 RISING OUT OF THE MISUSE, OR FAILURE TO FOLLOW LABEL WARNINGS OR INSTRUCTIONS FOR USE, OF THE GOODS SOLD BY MANUFACTURER OR SELLER TO BUYER. ALL SUCH RISKS SHALL BE ASSUMED BY THE BUYER, USER, OR ITS CUSTOMERS. 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.

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 product, and return it unopened to the Seller, and the purchase price will be refunded.

Menace is a registered trademark of Nufarm Americas Inc.

All other trademarks are the property of their respective owners.

(RV[MMDDYY])