



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

February 29, 2016

Kerry Sosa
Product Registration Specialist
BASF Corporation, Agricultural Products
P.O. Box 13528, 26 Davis Drive
Research Triangle Park, NC 27709

Subject: Label Amendment – Addition of Termidor H•E High-Efficiency Termiticide to Application Instructions section. Addition of note to PM text. Update of Storage and Disposal language and Conditions of Sale and Warranty.
Product Name: Termidor Dry Termiticide
EPA Registration Number: 499-546
Application Date: December 4, 2015
Decision Number: 511941

Dear Ms. Sosa:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

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 18 months from the date of this letter. After 18 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.

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.

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Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Tim Ciarlo by phone at 703-347-8082, or via email at Ciarlo.Timothy@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kable Bo Davis', enclosed within a large, hand-drawn oval.

Kable Bo Davis, Product Manager 3
Invertebrate and Vertebrate Branch 1
Registration Division (7505P)
Office of Pesticide Programs

Enclosure

{Note to PM: Italicized text enclosed in “{ }” is information for the reviewer and not part of the label.
[Bracketed information is optional text.] Text within brackets and separated by “/” denotes and/or options.}



TERMIDOR[®] DRY

TERMITICIDE

Alternate Brand Name:

Termidor[®] Dry California (with descriptor: Termiticide) {submitted via Notification 8/18/11}

- For sale to, use, and storage only by individuals/firms licensed or registered by the state to apply termiticide and/or general pest control products.
- Ready-to-use product for the control of subterranean and drywood termites.

ACTIVE INGREDIENT:

fipronil: 5-amino-1-(2,6-dichloro-4-(trifluoromethyl) phenyl)-4-((1,R,S)-(trifluoromethyl)sulfinyl)-
1-H-pyrazole-3-carbonitrile 0.5%

OTHER INGREDIENTS: 99.5%

TOTAL: 100.0%

1 pound [of **Termidor[®] Dry Termiticide/Termidor[®] Dry California Termiticide**] contains 0.08 oz of fipronil.

EPA Reg. No. 499-546

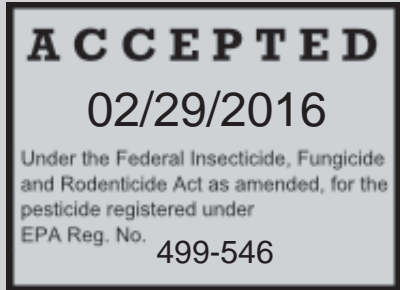
EPA Est. No.

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.)

**FOR MEDICAL AND TRANSPORTATION EMERGENCIES ONLY
CALL 24 HOURS A DAY 1-800-832-HELP (4357)**

Refer to full label for **First Aid, Precautionary Statements, Directions For Use, and Conditions of Sale and Warranty.**



NET WEIGHT:

BASF Corporation
26 Davis Drive
Research Triangle Park, NC 27709



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FIRST AID	
If swallowed	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • DO NOT induce vomiting unless told to by a poison control center or doctor. • DO NOT give anything to an unconscious person.
If on skin	<ul style="list-style-type: none"> • 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.
If inhaled	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. • Call a poison control center or doctor for further treatment advice.
If in eyes	<ul style="list-style-type: none"> • Hold eyes open and rinse slowly and gently with water for 15 to 20 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing. • Call a poison control center or doctor for treatment advice.
HOTLINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of medical emergency involving this product, call BASF Corporation at 1-800-832-HELP (4357) or dial 911.</p>	
<p>NOTE TO PHYSICIAN: There is no specific antidote. All treatment should be based on observed signs and symptoms of distress in the patient. Overexposure to materials other than this product may have occurred. In severe cases of over-exposure by oral ingestion, lethargy, muscle tremors, and in extreme cases, possibly convulsions may occur.</p>	

Precautionary Statements

Hazards to Humans and Domestic Animals

CAUTION. Harmful if swallowed, absorbed through skin, or inhaled. Avoid contact with skin, eyes, or clothing. Avoid breathing dust. Causes moderate eye irritation. 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.

Environmental Hazards

This pesticide is toxic to birds, fish, and aquatic invertebrates. **DO NOT** apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Drift or runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Care must be taken to prevent any and all drift, spillage of the product, or runoff. **DO NOT** contaminate water by cleaning equipment, or disposal of wastes, or 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. Read the entire label before using this product.

Use Restrictions

During and after any application, the applicator is required to check for spills. Any and all spills resulting in the

deposition of product in locations other than those prescribed on this label must be cleaned up immediately and prior to leaving the application site. **DO NOT** allow people or pets to contact contaminated areas or to reoccupy contaminated areas of the structure until the cleanup is completed.

STORAGE AND DISPOSAL

DO NOT contaminate water, food, or feed by storage or disposal.

Pesticide Storage

Store unused product in original container only, out of reach of children and animals.

Pesticide Disposal

Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide is a violation of federal law. If these wastes cannot be disposed of according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

Container Handling

Nonrefillable Container. DO NOT reuse or refill this container. After completely emptying container, offer for recycling, if available.

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In Case of Emergency

In case of large-scale spill of this product, call:

- CHEMTREC 1-800-424-9300
- BASF Corporation 1-800-832-HELP (4357)

In case of medical emergency regarding this product, call:

- Your local doctor for immediate treatment
- Your local poison control center (hospital)
- BASF Corporation 1-800-832-HELP (4357)

Application Instructions

This [product/treatment] may be used alone to kill subterranean or drywood termites or as a supplement to a post-construction treatment of **Termidor® 80 WG Termiticide/Insecticide**, **Termidor® H·E High-Efficiency Termiticide**, or **Termidor® SC Termiticide/Insecticide** to provide protection from subterranean termites. This [product/treatment] will kill workers and/or winged reproductive forms of subterranean and/or drywood termites present at the time of application and will provide residual control of termites contacting the treated surfaces only as described in the **Directions For Use**. This [product/treatment] is intended only as a spot treatment. Application of this product will not provide structural protection nor substitute for mechanical alteration or soil or foundation treatment with registered termiticide products. This product is not to be used as sole protection against termites, as it is not intended for elimination of termite infestations nor for protection against future infestations.

Application Device

This ready-to-use product is contained in a nonrefillable package and is for use with a specially designed applicator. Approximately 3 bulb compressions of the applicator delivers 0.1 gram of product.

Application Sites

{Note to reviewer: Trees and piers are restricted from **Termidor® Dry California Termiticide** label.}

Apply into voids and galleries, shelter tubes, termite nests or other inaccessible areas of buildings, [trees,] utility poles, fencing, decking materials, railroad trestles, [piers,] beams and other structural or landscape timbers where termite damage is observed or termite activity is present or suspected. If necessary, gain access to a gallery or void by creating an opening into it. Openings should be approximately every 24 inches or into each void.

Multiple injection points for each void, carton, or gallery may be required. **DO NOT** apply more than 5 grams [product] (25.0 milligrams fipronil a.i.) per 1,000 square feet of total internal surface area of the void, carton, or gallery.

Drywood Termites

Apply 0.1 to 1 gram per injection point.

Subterranean Termites

For termite galleries and shelter tubes, apply 0.1 to 1 gram per injection point. For applications into cartons and nests, apply 0.3 to 3 grams per injection point. For applications into voids, apply 0.2 to 2 grams per injection point.

Reapplication Interval

This product may be applied to previously treated sites if termite activity is found 30 days after previous application.

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Conditions of Sale and Warranty

The **Directions For Use** of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as environmental conditions, presence of other materials, or use of the product in a manner inconsistent with its labeling, all of which are beyond the control of BASF CORPORATION (“BASF”) or the Seller. To the extent consistent with applicable law, all such risks shall be assumed by the Buyer. BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**, subject to the inherent risks, referred to above. **TO THE EXTENT CONSISTENT WITH APPLICABLE LAW: (A) BASF MAKES NO OTHER WARRANTIES EXPRESS OR IMPLIED, INCLUDING WARRANTIES OF FITNESS FOR PARTICULAR PURPOSE OR MERCHANTABILITY, (B) BUYER’S EXCLUSIVE REMEDY AND BASF’S AND SELLER’S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT, AND (C) BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, INCIDENTAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.** BASF and the Seller offer this product, and the Buyer and User accept it, subject to these **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF. PCS915

Termidor and the  symbol are registered trademarks of BASF.

NOTICE TO BUYER: Purchase of this material does not confer any rights under patents governing this product or the use thereof in countries outside the United States.

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We create chemistry