

53883-116

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

JUN 14 2006

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

Mr. Joe Blake  
Control Solutions, Inc.  
5903 Genoa-Red Bluff  
Pasadena, TX 77507-1041

Subject: Amendment to Modify Label Wording Due to Copyright Infringement Litigation

Bifenthrin GH  
EPA Registration No. 53883-116

Your submission dated February 23, 2006

Dear Mr. Blake:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, is acceptable subject to the comments listed below. Two (2) copies of the finished labeling must be submitted prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

1. Move the worker protection statements (WPS) "*Do not apply this product in a way that will contact workers...consult the Agency responsible for pesticide regulation*" to the end of the Agricultural Use Requirements box.
2. In the warranty statement replace "in no event" with "not".

If you have any questions regarding this action, please contact Olga Odiott at (703) 308-9369.

Sincerely,

A handwritten signature in black ink, appearing to read "George T. LaRocca".

George T. LaRocca  
Product Manager 13  
Insecticide Branch  
Registration Division (7505C)

Enclosure

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# Bifenthrin GH

Insecticide/ Miticide (optional marketing language)

**Only For Use And Storage By Commercial Applicators For Non-Food Use On Indoor Ornamentals And Greenhouses**

Active Ingredient:	By Wt.
Bifenthrin* .....	7.9%
Inert Ingredients: .....	92.1%
Total .....	100.0%

Contains 2/3 pound active ingredient per gallon.  
\*Cis isomers 97% minimum, trans isomers 3% maximum.

EPA Reg. No. 53883 - 116  
Control Solutions, Inc.  
5903 Genoa-Red Bluff  
Pasadena, TX 77507-1041

EPA Est. No. 53883-TX-002

**ACCEPTED**  
**with COMMENTS**  
**In EPA Letter Dated**  
**JUN 14 2006**  
Under the Federal Insecticide,  
Fungicide, and Rodenticide Act,  
as amended, for the pesticide  
Registered under EPA Reg. No.  
53883-116

Net Contents \_\_\_\_\_

**KEEP OUT OF REACH OF CHILDREN**  
**CAUTION**

FIRST AID	
<b>If swallowed</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by the poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>If inhaled</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
<b>If on skin or clothing</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>If in eyes</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continuing rinsing eye.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
<b>Note to Physician</b> - This product is a pyrethroid. If large amounts have been ingested, the stomach and intestine should be evacuated. Treatment is symptomatic and supportive. Digestible fats, oils, or alcohol may increase absorption and so should be avoided.	

### PRECAUTIONARY STATEMENTS

#### Hazards to Humans and Domestic Animals

**CAUTION** - Harmful if swallowed, inhaled, or absorbed through skin. Avoid contact with skin, eyes, or clothing. Avoid breathing dust (vapor or spray mist).

**Personal Protective Equipment:**

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category C on an EPA chemical resistance category selection chart.

**Applicators and other handlers must wear:**

- Long-sleeved shirt and long pants
- Chemical-resistant gloves such as barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, polyvinyl chloride or viton.
- Shoes plus socks

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

**User Safety Recommendations**

Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

**Environmental Hazards**

This pesticide is extremely toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Drift and run-off from treated areas may be hazardous to aquatic organisms in neighboring areas. Do not contaminate water when disposing of equipment washwaters.

**DIRECTIONS FOR USE**

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

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

Do not apply this product through any kind of irrigation system.

*Handwritten notes:*  
1. Do not apply to water  
2. Do not apply to areas where surface water is present

**AGRICULTURAL USE REQUIREMENTS**

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted-entry intervals. The requirements in this box only apply to users of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 12 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water is:

- Coveralls
- Chemical-resistant gloves, such as barrier laminate or butyl rubber or nitrile rubber or neoprene rubber or polyvinyl chloride or viton.
- Shoes plus socks

**GENERAL INFORMATION**

Bifenthrin GH controls numerous insects and mites on trees, shrubs, foliage plants, non-bearing fruit and nut trees, and flowers in greenhouses. Non-bearing crops are perennial crops that will not produce a harvestable raw agricultural commodity during the season of application.

Spreader stickers are not necessary with Bifenthrin GH.

Bifenthrin GH can be tank-mixed with insect growth regulators, other pesticides and other aqueous carriers. Observe all precautions and Directions for Use for each product. Physical compatibility may vary with different combinations of products, so prepare a small scale (pint or quart jar) test sample for any combination not tested previously. Use proper proportions in the small scale test to achieve the correct result.

Unless otherwise noted in the label instructions, use the procedure below for preparation of a new tank mix:

1. Add wettable powders to tank water.
2. Mix well
3. Add liquids and flowables
4. Mix well
5. Add emulsifiable concentrates
6. Mix well

Try reversing the order of addition or increasing the amount of water if the combination is not compatible using the above order. **NOTE:** After increasing the amount of water, if the mixture is found to be compatible, it is necessary to recalibrate the sprayer for a higher volume application. Do not allow mixture to stand overnight.

**Maximum rates:** In an individual treatment, do not use more than 0.5 oz. of Bifenthrin GH per 1,000 square feet. Reapplications must be at intervals of 30 days or longer.

**Resistance:**

When products are used repeatedly for control, some insects are known to build up resistance to products used, but resistance can not be predicted. This product should conform to resistance management strategies established for the use area. Check with your local or state pest management authorities for more information.

This product, or other products with a comparable modes of action, may not provide sufficient control if resistance should develop in your area. A resistant species may be present if poor efficacy can not be linked to extreme weather conditions or improper treatment. Consult pest management advisors for the other methods of control for your area if you believe resistance is factor.

**TREATMENT RECOMMENDATIONS**

**Ornamentals in Greenhouses, Lath Houses, and Shade Houses, including Non-Bearing Fruit and Nut Trees**

Greenhouses - Enclosed structures with enough space to allow workers to enter, including, but not limited to, polyhouses and similar structures. Treat using 0.125 to 0.5 fluid ounces of Bifenthrin GH per 1000 square feet for greenhouse applications. As long as the highest label rate (0.5 fluid ounce per 1,000 square feet) is not exceeded, Bifenthrin GH can be diluted and applied in various amounts of water, and through low volume application equipment.

When there is evidence of an increase in pest pressure & foliage, application should be repeated (at a minimum interval of 30 days) using higher application rates as needed to obtain control.

**Application Rates for Ornamentals**

The treatment rates listed in the table below will offer control of the listed pests under normal conditions. Although, the applicator may choose to apply up to 0.5 fluid ounce of Bifenthrin GH per 1,000 square feet to control the listed pests.

Pest	Application Rate Bifenthrin GH
	Fluid Ounces per 1,000 square feet
Aphids Bagworms <sup>1</sup> Cutworms Elm Leaf Beetles Fall Webworms Lace Bugs Leaf Feeding Caterpillars Plant Bugs (including <i>Lygus spp.</i> ) Tent Caterpillars	0.125-0.25
Ants Beet Armyworm Black Vine Weevil (Adults) Brown Soft Scales Broad Mites Budworms California Red Scale (Crawlers) <sup>2</sup> Centipedes Citrus Thrips Clover Mites Crickets Diaprepes (Larvae; Adults) Earwigs European Red Mite Flea Beetles Fungus Gnats (Adults) Grasshoppers Gypsy Moth Caterpillars Leafhoppers Leafrollers Mealybugs Millipedes Mites Orchid Weevil	0.25-0.5

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Pillbugs Pine Needle Scales (Crawlers) <sup>2</sup> San Jose Scales (Crawlers) <sup>2</sup> Sowbugs Spider Mites Spiders Thrips Tip Moths Twig Borers <sup>2</sup> Weevils Whiteflies	
Japanese Beetle (Adult) Leafminers Pecan Leaf Scorch Mite Pine Shoot Beetle (Adults)	0.5

<sup>1</sup>**Bagworms:** Spray larvae directly and treat when they start to hatch. The most successful applications take place when the larvae are young.

<sup>2</sup>**Scale Crawlers and Twig Borers:** In addition to plant foliage, treat trunks, stems and twigs.

**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 containers only. Store in a cool, dry place and avoid excess heat. Carefully open containers. After partial use replace lids and close tightly. Do not put concentrate or dilute material into food or drink container.

**In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills.**

**To Confine Spill:** If liquid, dike surrounding area or absorb with sand, cat litter, or commercial clay. If dry material, cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

**In the event of a major spill call 1-800-424-9300 (CHEMTREC).**

**Pesticide Disposal:** Pesticide wastes are toxic. Do not contaminate water, food, or feed by storage or disposal. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. Dispose of excess or waste pesticide by use according to label directions, or contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional office for guidance.

**Container Disposal:** Plastic Container: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Returnable/ Refillable Sealed Container: Do not rinse container. Do not empty remaining formulated product. Do not break seals. Return intact to point of purchase.

**WARRANTY STATEMENT**

Control Solutions, Inc. warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for purposes stated on such label only when used in accordance with directions under normal use conditions. It is impossible to eliminate all risks inherently associated with use of this product. Crop injury, ineffectiveness, or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Control Solutions, Inc. To the extent allowed by law, Control Solutions, Inc. shall in no event be liable for consequential, special, or indirect damages resulting from the use or handling of this product. All such risks shall be assumed by the Buyer. In addition to the foregoing, no purchaser of this product (other than an end user) shall be entitled to any reimbursement for any loss suffered as a result of any suspension or cancellation of the registration for this product by the U.S. Environmental Protection Agency. Except, as expressly provided herein, Control Solutions, Inc.

makes no warranties, guarantees, or representations of any kind, either expressed 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. The exclusive remedy of any buyer or user of this product for any and all losses, injuries, or damage resulting from or in any way arising from the use, handling, or application of this product, whether in contract, warranty, tort, negligence, strict liability, or otherwise, shall be damages not exceeding the purchase price paid for this product or, at Control Solutions, Inc. election, the replacement of this product.