

PLEASE NOTE

**This image contains more than one label
approved for this product on this date.**

53883-236

09-22-2010

1/9



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

OFFICE OF CHEMICAL SAFETY AND
POLLUTION PREVENTION

September 22, 2010

Amy Warren
Control Solutions, Inc
5903 Genoa-Red Bluff
Pasadena, TX 77507-1041

Subject: Notification – Response to PR Notice 2007-4
EPA Registration Number: 53883-236
Date of Submission: August 20, 2010

Dear Ms. Warren:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration (PRN) 98-10 dated August 20, 2010, for the above mentioned product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions regarding this letter, please contact BeWanda Alexander at (703) 305-7460 or e-mail alexander.bewanda@epa.gov.

Sincerely,

A handwritten signature in black ink that reads "BeWanda Alexander for".

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

Enclosures: Copy of Label Stamped "Notification"



United States Environmental Protection Agency Washington, DC 20460

Registration [] Amendment [] Other [x]

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number: 53883 -236
2. EPA Product Manager: Richard Gebken
3. Proposed Classification: [] None [] Restricted
4. Company/Product (Name): Bifenthrin Industrial
PM#: 13
5. Name and Address of Applicant: Control Solutions, Inc. 5903 Genoa-Red Bluff Pasadena, TX 77507-1041
6. Expedited Review: In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. Product Name

Section - II

Amendment - Explain below. []
Resubmission in response to Agency letter dated []
Notification - Explain below. [x]
Final printed labels in response to Agency letter dated []
'Me Too' Application. []
Other - Explain below. []

NOTIFICATION SEP 22 2010

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:
Child-Resistant Packaging: [x] No
Unit Packaging: [x] No
Water Soluble Packaging: [x] No
2. Type of Container: [x] Metal [x] Plastic [x] Glass [] Paper [] Other (Specify)
3. Location of Net Contents Information: [x] Label [] Container
4. Size(s) Retail Container: 1 oz to 250 gallon tote
5. Location of Label Directions: [x] on label
6. Manner in Which Label is Affixed to Product: [x] Lithograph Paper glued Stenciled [] Other

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)
Name: Amy Warren
Title: Regulatory Affairs Specialist
Telephone No. (Include Area Code): 800-242-5562
Certification: I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.
2. Signature: [Handwritten Signature]
3. Title: Regulatory Affairs Specialist
4. Typed Name: Amy Warren
5. Date: 8-20-10
6. Date Application Received (Stamped)



August 20, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

**Re: Notification per (PR) Notice 2007-4, Labeling Revisions required by the Final Rule
"Pesticide Management and Disposal"
(EPA Reg. No. 53883-236) Bifenthrin Industrial**

Dear Sir or Madam:

Enclosed is a Notification for (PR) 2007-4; See highlighted text on attached labeling.

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

If you have any questions or need additional information, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Amy Warren'.

Amy Warren
Regulatory Affairs Specialist
Control Solutions, Inc.

Bifenthrin Industrial

Wood Treatment Insecticide

Firms and individuals must comply with any applicable state licensing regulations for using this product.

A wood preservative for the protection and treatment of lumber against wood destroying insects.

NOTIFICATION
SEP 22 2010

Active Ingredient	
Bifenthrin*	23.4%
Inert Ingredients**	76.6%
	100.0%

*Cis isomers 97% minimum, trans isomers % maximum;
 **Contains petroleum distillates
 Bifen Industrial contains 2 pounds active ingredient per gallon.

KEEP OUT OF REACH OF CHILDREN

Warning/Aviso

Si usted no entiende la etiqueta, busque a alguien para que la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

(See attached label for additional precautionary information and complete Directions for Use).

EPA Reg. No. 53883-236

EPA Est. No. 53883-TX-002

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

Net Contents:

FIRST AID	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
If swallowed:	<ul style="list-style-type: none"> • Immediately call a Poison Control Center or doctor. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give any liquid to the person • Do not give anything by mouth to an unconscious person.
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 by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
If on skin or clothing:	<ul style="list-style-type: none"> • 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.
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.
Note to Physician: This product is a pyrethroid. This product also contains aromatic hydrocarbons. Because of the risk of hydrocarbon pneumonitis if even tiny amounts are aspirated into the lung during emesis, consideration should be given to gastric lavage with endotracheal tube in place. Treatment is symptomatic and supportive. Animal and vegetable fats, milk, cream and alcohol may increase absorption and should not be administered.	

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Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact SafetyCall® (866) 897-8050 for emergency medical treatment information

**PRECAUTIONARY STATEMENTS
Hazards to Humans (and Domestic Animals)**

Warning

May be fatal if swallowed. Causes skin irritation and moderate eye irritation. Do not get on skin, or clothing. Avoid breathing vapor or spray mist and contact with eyes. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

Personal Protective Equipment:

All pesticide handlers (mixers, loaders, and applicators) must wear long-sleeved coveralls worn over a minimum of short-sleeved shirt and short pants, socks, chemical-resistant footwear (neoprene or nitrile butadiene rubber), chemical-resistant gloves and protective eyewear. In addition, all pesticide handlers must wear a respiratory protection device (NIOSH approved respirator with any R, P, or HE filter, or a or a NIOSH approved respirator with an organic vapor (OV) cartridge or canister with any R, P or HE prefilter) when handling the concentrate or when working in a non-ventilated space. All pesticide handlers must wear protective eyewear (goggles, face shield, or safety glasses with front, brow, and temple protection) when working in non-ventilated space.

Individuals entering treatment vessels and related equipment that are contaminated with the wood treatment solution must wear protective clothing as indicated above. OSHA confined space entry procedures must be followed. Protective clothing must be changed when it shows of contamination.

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. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems.

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other water unless in accordance with the requirements of the National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

Physical/Chemical Hazards

Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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

Application is prohibited directly into sewers or drains, or to any area like a 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.

USE RESTRICTIONS:

- Wood treated with this product is only for above ground uses and is not to be used in water immersion applications.
- DO NOT treat wood that will come in contact with raw agricultural commodities, food, feed or water.
- Bifenthrin Industrial is not intended for use in wood that will be in exposed interior residential settings, but may be used in wood for flooring, siding, roofing or other unexposed situations.

General Information

Bifenthrin Industrial is a dual emulsifiable concentrate that may be diluted with either water, white spirits or other diluents commonly used in wood preservation. Use Bifenthrin Industrial to protect wood products such as fence posts, wooden decks, wooden fences, wooden walkways, utility poles, railroad ties, landscape timbers, lumber, logs, pallets, poles, posts, wooden containers, and processed wood products. Proper application of Bifenthrin Industrial to both timber and timber based products as specified in the **Use Recommendations** table will protect treated products from damage from wood destroying insects.

Complete coverage of wood is essential for optimal insect control. Application by dipping, spraying, or brushing is a surface treatment and subsequent milling or cutting may expose untreated wood to further insect attack. Cut ends should be treated with brush application. If control of rotting or staining organisms is desired, an appropriate fungicide may be added to this treatment or it may be applied separately.

Handling Information

Wear protective clothing including eye protection, chemically resistant gloves, and footwear impervious to aromatic solvents (such as neoprene or nitrile butadiene rubber) during preparation of solution, treatment, and when handling freshly treated wood.

To avoid breathing spray mist during application in confined areas wear a respiratory protection device (NIOSH approved respirator with any R, P, or HE filter, or a or a NIOSH approved respirator with an organic vapor (OV) cartridge or canister with any R, P or HE prefilter) for filtering spray mists.

Wood can be safely handled without the use of protective clothing when dry.

Mixing and Tank Mixing

Add the required quantity of Bifenthrin Industrial to a diluent in the holding tank, or glue mixer and mix thoroughly. Maintain agitation during both mixing and application. Users may tank mix pesticides currently labeled for similar use patterns unless prohibited by a product's label. A small jar compatibility test using proper proportions of chemicals should be run to determine chemical compatibility before tank mixing.

Dilution Chart

Gallons of Finished Emulsion	Amount of Bifenthrin Industrial		
	0.01%	0.06%	0.12%
25	1.3 oz.	8 oz.	0.5 qt.
50	2.6 oz.	0.5 qt.	1.0 qt.
75	3.9 oz.	0.75 qt.	1.5 qt.
100	5.2 oz.	1.0 qt.	2.0 qt.
150	7.8 oz.	1.5 qt.	3.0 qt.
200	10.4 oz.	2.0 qt.	4.0 qt.

Specific Application Directions
(Limited to Manufacturing, Industrial, and Rights-of-Way Settings only)

Treat wood with up to a 0.12% dilution of Bifenthrin to control wood destroying insects. It may be necessary to monitor the finished solution to ensure that the desired level of bifenthrin is maintained, particularly when the finished solution may be used for an extended period of time.

Dip Application

Dipping freshly cut timber, wooden containers, millwork, pallets, processed wood products and other wood products into the treatment solution can control wood destroying insects. Use rates up to 0.06% dilution of bifenthrin. Totally submerge the wood in the dilution until thoroughly wet (3 minutes minimum) and then allow to dry in a suitable location. Dipping solutions should be agitated if left unused for a period of time, such as overnight. For best performance and economy avoid heavy buildup of wood debris in

dipping vessels as the active ingredient may bind to the debris and thus reduce the strength of the dilution.

Spray and Brush Application

Spraying or brushing the treatment solution onto freshly cut timber, wooden containers, millwork, pallets, processed wood products and other wood products can control wood destroying insects. Use a 0.01 to 0.06% dilution of bifenthrin for maximum efficacy. Spray or brush the wood thoroughly, including backs and ends. Treat all surfaces, voids, and channels where insects may be located. When spraying, use a sprayer capable of delivering a coarse, low pressure (about 20 psi) spray. On logs, thoroughly treat bark as any untreated areas are subject to insect attack. When treating processed wood products, Bifenthrin Industrial may be sprayed onto wood chips or mixed with a compatible adhesive (such as spraying, rolling, or blending). Conduct a small-scale test for compatibility and application before full-scale production.

Pressure Treating Application

Apply Bifenthrin Industrial by pressure treatment for optimum, long-term control of wood destroying insects in railroad ties, landscape timbers, lumber, wooden containers, millwork, pallets, processed wood products, utility poles, and fence posts and other wood products that may be pressure treated. Bifenthrin Industrial may be combined with an appropriate fungicide for control of other wood-decay organisms. Treat to attain a minimum retention of 0.0024-0.0047% mass/mass.

Application for Unexposed or Covered Wood

The required use level is 0.0012 to 0.0047% (wt./wt.) for applications where the treated wood is either unexposed to the elements, or is covered with one or more layers of paint, such as in millwork preservatives (dip or double vacuum treatments). Similar low use levels are required for indoor applications such as framing lumber, composite paneling and engineered floor joists. Indoor or lightly exposed applications such as framing lumber, composite paneling, engineered floor joists or glue-laminated (glulam) beams require low use levels, ranging from 0.0024 to 0.0047% (wt./wt.) depending on treatment method. It is the responsibility of the formulator to determine the method of treatment and compatibility with composite manufacturing method and resin.

Dip or Spray Application for Freshly Sawn Lumber (Antisapstain treatment)

Bifenthrin Industrial may be used with appropriate fungicides in antisapstain treatments at a level of 0.0024 to 0.06% (wt./wt.) for short term protection (6 months) of freshly sawn lumber against wood destroying insects. Keep mixture well agitated. The effective use rate will depend on the temperature, humidity, wood moisture content, and storage conditions. Dip wood until complete surface is wetted to ensure complete protection.

Preservation of Wood in Contact with Ground

For treatments on wood in contact with the ground, such as but not limited to sill plates and fence posts the required use level of bifenthrin will vary depending on the severity of the leaching hazard. Treated wood intended for use in sub-tropical and tropical areas will require retentions of Bifenthrin Industrial at the high end of the recommended range. In general, use levels of 0.0024 to 0.0047% Bifenthrin Industrial are recommended for dip and double vacuum treatments. Formulations to be used in a pressure treatment can be lower; in the range of 0.0012 to 0.0047%. Engineering parameters such as vacuum and pressure levels & duration will vary depending on wood species and are to be determined by the formulator.

Use Recommendations

Target Use	Rate (% a.i)
Sawn and round timbers for treatment by vacuum or vacuum pressure impregnation for use in Hazard Class H1	0.5 oz/100 lb timber
Remarks: <ul style="list-style-type: none"> • Determine uptake of diluent (e.g., organic solvents, water, or water repellent) per 100 lb of timber. • Mix the appropriate amount of Bifenthrin Industrial with the diluent to achieve recommended loadings. • Treat timber through vacuum or vacuum pressure treatment in compliance with AWWA standards. 	

<ul style="list-style-type: none"> The minimum individual retention is 0.0018% mass/mass. 	
Sawn and round timbers for treatment by vacuum or vacuum pressure impregnation for use in Hazard Class H2	1.7 oz/100 lb timber
Remarks: <ul style="list-style-type: none"> Determine uptake of diluent (e.g., organic solvents, water, or water repellent) per 100 lb of timber. Mix the appropriate amount of Bifenthrin Industrial with the diluent to achieve recommended loadings. Treat timber through vacuum or vacuum pressure treatment in compliance with AWPA standards. The minimum individual retention is 0.0018% mass/mass. 	
Framing timbers for surface spray application or dipping in Hazard Class H2 with no exposure to sunlight.	0.2 oz/100 ft. ² of surface area
Remarks: <ul style="list-style-type: none"> Determine uptake of diluent (e.g., organic solvents, water, or water repellent) per ft. of timber. Determine the surface area of 1 ft. of product to treat. Mix the appropriate amount of Bifenthrin Industrial with the diluent to achieve recommended loadings. Treat the timber through a spray system or by dripping to achieve recommended rates. The retention is 1.7 g/100 ft. for individual piece. 	
Processing & manufacture of softwood plywood in Hazard Class H2	10 oz/100 ft. ³ dry veneer
Remarks: <ul style="list-style-type: none"> Determine the uptake of solution by veneers. Mix Bifenthrin Industrial as required to achieve a minimum loading of 0.0024% mass/mass in the veneers. The loading of bifenthrin in the panel should be a minimum of 0.0024% mass/mass following the manufacture of the plywood panel 	
Glueline treatment of softwood plywood for use in Hazard Class H2	0.1 oz/ft. ³ in the glueline
Remarks: <ul style="list-style-type: none"> Determine the usage of glue per cubic foot of panel. Add Bifenthrin Industrial to the glue during preparation of the mix. The loading of bifenthrin in the panel should be a minimum of 0.0024% mass/mass following the manufacture of the plywood panel 	
Soft particle & Strand based boards in Hazard Class H2	0.3 oz/100 lb fiber
Remarks: <ul style="list-style-type: none"> Mix sufficient Bifenthrin Industrial with the glue to achieve a retention of 0.0024% mass/mass in the finished board. Particles or strands may be treated before manufacture as an alternative. The pH of the finished mix must not exceed 9.5 if Bifenthrin Industrial is to be added to the glue mix 	

STORAGE AND DISPOSAL

Pesticide Storage:

If crystals are observed, warm material to above 60° F by placing container in warm location. Shake or roll container periodically by redissolve solids. Do not use external source of heat for warming container.

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 containers. Do not contaminate other pesticides, fertilizers, water, food, or feed by storage or disposal.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills, Call CHEMTREC: 800-424-9300.

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

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Pesticide Disposal:

Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use 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 Disposal:

For Containers equal to or less than 5 Gallons : Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Offer for recycling if available. If recycling is not available: then dispose of container in a sanitary landfill or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

For Containers greater than 5 Gallons: Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Offer for recycling if available. If recycling is not available: then dispose of container in a sanitary landfill or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

For Bulk containers: (Refillable Container) Refill this container with pesticides only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the re-filler. To clean the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or re-circulate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this procedure two more times.

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 consistent with applicable 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 and to the extent consistent with applicable law, 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.

NEXT

LABEL

53883-236

09-22-2010

1/9



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

OFFICE OF CHEMICAL SAFETY AND
POLLUTION PREVENTION

September 22, 2010

Amy Warren
Control Solutions, Inc
5903 Genoa-Red Bluff
Pasadena, TX 77507-1041

Subject: Notification – Per Agency’s June 4, 2009 letter
EPA Registration Number: 53883-236
Date of Submission: August 20, 2010

Dear Ms. Warren:

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If you have any questions regarding this letter, please contact BeWanda Alexander at (703) 305-7460 or e-mail alexander.bewanda@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "BeWanda Alexander for".

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

Enclosures: Copy of Label Stamped “Notification”



United States
Environmental Protection Agency
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 53883 - 236	2. EPA Product Manager Richard Gebken	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Bifenthrin Industrial	PM# 13	
5. Name and Address of Applicant (Include ZIP Code) Control Solutions, Inc. 5903 Genoa-Red Bluff Pasadena, TX 77507-1041 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____	NOTIFICATION SEP 22 2010
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.	
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.	

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
 Notification of label change per June 4, 2009, letter from Environmental Protection Agency. This notification is consistent with the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR part 156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Metal	
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
				<input type="checkbox"/> Glass	
				<input checked="" type="checkbox"/> Paper	
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container quart-250 gallon tote		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued Stenciled				<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Amy Warren	Title Regulatory Affairs Specialist	Telephone No. (Include Area Code) 800-242-5562
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Affairs Specialist	
4. Typed Name Amy Warren	5. Date 8-20-10	

August 20, 2010

Document Processing Desk (NOTIF-PYRETHROID)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

**Re: Notification per June 4, 2009, letter from Environmental Protection Agency
Bifenthrin Industrial (EPA Reg. No. 53883-236)**


Dear Sir or Madam:

Enclosed is a Notification per June 4, 2009, letter from Environmental Protection Agency; See highlighted text on attached labeling.

Notification of label change per June 4, 2009, letter from Environmental Protection Agency. This notification is consistent with the guidance in the June 4, 2009 letter and the requirements of EPA's regulations at 40 CFR part 156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR part 156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

If you have any questions or need additional information, please feel free to contact me.

Sincerely,



Amy Warren
Regulatory Affairs Specialist
Control Solutions, Inc.

Bifenthrin Industrial

Wood Treatment Insecticide

Firms and individuals must comply with any applicable state licensing regulations for using this product.

A wood preservative for the protection and treatment of lumber against wood destroying insects.

Active Ingredient

Bifenthrin*	23.4%
Inert Ingredients**	76.6%
	100.0%

*Cis isomers 97% minimum, trans isomers % maximum;

**Contains petroleum distillates

Bifen Industrial contains 2 pounds active ingredient per gallon.

KEEP OUT OF REACH OF CHILDREN

Warning/Aviso

Si usted no entiende la etiqueta, busque a alguien para que la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

(See attached label for additional precautionary information and complete Directions for Use).

EPA Reg. No. 53883-236

EPA Est. No. 53883-TX-002

NOTIFICATION

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

SEP 22 2010

Net Contents:

FIRST AID

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

If swallowed:	<ul style="list-style-type: none"> • Immediately call a Poison Control Center or doctor. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give any liquid to the person • Do not give anything by mouth to an unconscious person.
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 by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
If on skin or clothing:	<ul style="list-style-type: none"> • 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.
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.

Note to Physician: This product is a pyrethroid. This product also contains aromatic hydrocarbons. Because of the risk of hydrocarbon pneumonitis if even tiny amounts are aspirated into the lung during emesis, consideration should be given to gastric lavage with endotracheal tube in place. Treatment is symptomatic and supportive. Animal and vegetable fats, milk, cream and alcohol may increase absorption and should not be administered.

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Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact SafetyCall® (866) 897-8050 for emergency medical treatment information

PRECAUTIONARY STATEMENTS
Hazards to Humans (and Domestic Animals)
Warning

May be fatal if swallowed. Causes skin irritation and moderate eye irritation. Do not get on skin, or clothing. Avoid breathing vapor or spray mist and contact with eyes. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.

Personal Protective Equipment:

All pesticide handlers (mixers, loaders, and applicators) must wear long-sleeved coveralls worn over a minimum of short-sleeved shirt and short pants, socks, chemical-resistant footwear (neoprene or nitrile butadiene rubber), chemical-resistant gloves and protective eyewear. In addition, all pesticide handlers must wear a respiratory protection device (NIOSH approved respirator with any R, P, or HE filter, or a or a NIOSH approved respirator with an organic vapor (OV) cartridge or canister with any R, P or HE prefilter) when handling the concentrate or when working in a non-ventilated space. All pesticide handlers must wear protective eyewear (goggles, face shield, or safety glasses with front, brow, and temple protection) when working in non-ventilated space.

Individuals entering treatment vessels and related equipment that are contaminated with the wood treatment solution must wear protective clothing as indicated above. OSHA confined space entry procedures must be followed. Protective clothing must be changed when it shows of contamination.

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. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems.

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other water unless in accordance with the requirements of the National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

Physical/Chemical Hazards

Do not use or store near heat or open flame.

DIRECTIONS FOR USE

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

Application is prohibited directly into sewers or drains, or to any area like a 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.

USE RESTRICTIONS:

- Wood treated with this product is only for above ground uses and is not to be used in water immersion applications.
- DO NOT treat wood that will come in contact with raw agricultural commodities, food, feed or water.
- Bifenthrin Industrial is not intended for use in wood that will be in exposed interior residential settings, but may be used in wood for flooring, siding, roofing or other unexposed situations.

General Information

Bifenthrin Industrial is a dual emulsifiable concentrate that may be diluted with either water, white spirits or other diluents commonly used in wood preservation. Use Bifenthrin Industrial to protect wood products such as fence posts, wooden decks, wooden fences, wooden walkways, utility poles, railroad ties, landscape timbers, lumber, logs, pallets, poles, posts, wooden containers, and processed wood products. Proper application of Bifenthrin Industrial to both timber and timber based products as specified in the **Use Recommendations** table will protect treated products from damage from wood destroying insects.

Complete coverage of wood is essential for optimal insect control. Application by dipping, spraying, or brushing is a surface treatment and subsequent milling or cutting may expose untreated wood to further insect attack. Cut ends should be treated with brush application. If control of rotting or staining organisms is desired, an appropriate fungicide may be added to this treatment or it may be applied separately.

Handling Information

Wear protective clothing including eye protection, chemically resistant gloves, and footwear impervious to aromatic solvents (such as neoprene or nitrile butadiene rubber) during preparation of solution, treatment, and when handling freshly treated wood.

To avoid breathing spray mist during application in confined areas wear a respiratory protection device (NIOSH approved respirator with any R, P, or HE filter, or a or a NIOSH approved respirator with an organic vapor (OV) cartridge or canister with any R, P or HE prefilter) for filtering spray mists.

Wood can be safely handled without the use of protective clothing when dry.

Mixing and Tank Mixing

Add the required quantity of Bifenthrin Industrial to a diluent in the holding tank, or glue mixer and mix thoroughly. Maintain agitation during both mixing and application. Users may tank mix pesticides currently labeled for similar use patterns unless prohibited by a product's label. A small jar compatibility test using proper proportions of chemicals should be run to determine chemical compatibility before tank mixing.

Dilution Chart

Gallons of Finished Emulsion	Amount of Bifenthrin Industrial		
	0.01%	0.06%	0.12%
25	1.3 oz.	8 oz.	0.5 qt.
50	2.6 oz.	0.5 qt.	1.0 qt.
75	3.9 oz.	0.75 qt.	1.5 qt.
100	5.2 oz.	1.0 qt.	2.0 qt.
150	7.8 oz.	1.5 qt.	3.0 qt.
200	10.4 oz.	2.0 qt.	4.0 qt.

Specific Application Directions
(Limited to Manufacturing, Industrial, and Rights-of-Way Settings only)

Treat wood with up to a 0.12% dilution of Bifenthrin to control wood destroying insects. It may be necessary to monitor the finished solution to ensure that the desired level of bifenthrin is maintained, particularly when the finished solution may be used for an extended period of time.

Dip Application

Dipping freshly cut timber, wooden containers, millwork, pallets, processed wood products and other wood products into the treatment solution can control wood destroying insects. Use rates up to 0.06% dilution of bifenthrin. Totally submerge the wood in the dilution until thoroughly wet (3 minutes minimum) and then allow to dry in a suitable location. Dipping solutions should be agitated if left unused for a period of time, such as overnight. For best performance and economy avoid heavy buildup of wood debris in

dipping vessels as the active ingredient may bind to the debris and thus reduce the strength of the dilution.

Spray and Brush Application

Spraying or brushing the treatment solution onto freshly cut timber, wooden containers, millwork, pallets, processed wood products and other wood products can control wood destroying insects. Use a 0.01 to 0.06% dilution of bifenthrin for maximum efficacy. Spray or brush the wood thoroughly, including backs and ends. Treat all surfaces, voids, and channels where insects may be located. When spraying, use a sprayer capable of delivering a coarse, low pressure (about 20 psi) spray. On logs, thoroughly treat bark as any untreated areas are subject to insect attack. When treating processed wood products, Bifenthrin Industrial may be sprayed onto wood chips or mixed with a compatible adhesive (such as spraying, rolling, or blending). Conduct a small-scale test for compatibility and application before full-scale production.

Pressure Treating Application

Apply Bifenthrin Industrial by pressure treatment for optimum, long-term control of wood destroying insects in railroad ties, landscape timbers, lumber, wooden containers, millwork, pallets, processed wood products, utility poles, and fence posts and other wood products that may be pressure treated. Bifenthrin Industrial may be combined with an appropriate fungicide for control of other wood-decay organisms. Treat to attain a minimum retention of 0.0024-0.0047% mass/mass.

Application for Unexposed or Covered Wood

The required use level is 0.0012 to 0.0047% (wt./wt.) for applications where the treated wood is either unexposed to the elements, or is covered with one or more layers of paint, such as in millwork preservatives (dip or double vacuum treatments). Similar low use levels are required for indoor applications such as framing lumber, composite paneling and engineered floor joists. Indoor or lightly exposed applications such as framing lumber, composite paneling, engineered floor joists or glue-laminated (glulam) beams require low use levels, ranging from 0.0024 to 0.0047% (wt./wt.) depending on treatment method. It is the responsibility of the formulator to determine the method of treatment and compatibility with composite manufacturing method and resin.

Dip or Spray Application for Freshly Sawn Lumber (Antisapstain treatment)

Bifenthrin Industrial may be used with appropriate fungicides in antisapstain treatments at a level of 0.0024 to 0.06% (wt./wt.) for short term protection (6 months) of freshly sawn lumber against wood destroying insects. Keep mixture well agitated. The effective use rate will depend on the temperature, humidity, wood moisture content, and storage conditions. Dip wood until complete surface is wetted to ensure complete protection.

Preservation of Wood in Contact with Ground

For treatments on wood in contact with the ground, such as but not limited to sill plates and fence posts the required use level of bifenthrin will vary depending on the severity of the leaching hazard. Treated wood intended for use in sub-tropical and tropical areas will require retentions of Bifenthrin Industrial at the high end of the recommended range. In general, use levels of 0.0024 to 0.0047% Bifenthrin Industrial are recommended for dip and double vacuum treatments. Formulations to be used in a pressure treatment can be lower; in the range of 0.0012 to 0.0047%. Engineering parameters such as vacuum and pressure levels & duration will vary depending on wood species and are to be determined by the formulator.

Use Recommendations

Target Use	Rate (% a.i)
Sawn and round timbers for treatment by vacuum or vacuum pressure impregnation for use in Hazard Class H1	0.5 oz/100 lb timber
Remarks: <ul style="list-style-type: none"> • Determine uptake of diluent (e.g., organic solvents, water, or water repellent) per 100 lb of timber. • Mix the appropriate amount of Bifenthrin Industrial with the diluent to achieve recommended loadings. • Treat timber through vacuum or vacuum pressure treatment in compliance with AWPA standards. 	

<ul style="list-style-type: none"> The minimum individual retention is 0.0018% mass/mass. 	
Sawn and round timbers for treatment by vacuum or vacuum pressure impregnation for use in Hazard Class H2	1.7 oz/100 lb timber
Remarks: <ul style="list-style-type: none"> Determine uptake of diluent (e.g., organic solvents, water, or water repellent) per 100 lb of timber. Mix the appropriate amount of Bifenthrin Industrial with the diluent to achieve recommended loadings. Treat timber through vacuum or vacuum pressure treatment in compliance with AWWA standards. The minimum individual retention is 0.0018% mass/mass. 	
Framing timbers for surface spray application or dipping in Hazard Class H2 with no exposure to sunlight.	0.2 oz/100 ft. ² of surface area
Remarks: <ul style="list-style-type: none"> Determine uptake of diluent (e.g., organic solvents, water, or water repellent) per ft. of timber. Determine the surface area of 1 ft. of product to treat. Mix the appropriate amount of Bifenthrin Industrial with the diluent to achieve recommended loadings. Treat the timber through a spray system or by dripping to achieve recommended rates. The retention is 1.7 g/100 ft. for individual piece. 	
Processing & manufacture of softwood plywood in Hazard Class H2	10 oz/100 ft. ³ dry veneer
Remarks: <ul style="list-style-type: none"> Determine the uptake of solution by veneers. Mix Bifenthrin Industrial as required to achieve a minimum loading of 0.0024% mass/mass in the veneers. The loading of bifenthrin in the panel should be a minimum of 0.0024% mass/mass following the manufacture of the plywood panel 	
Glueline treatment of softwood plywood for use in Hazard Class H2	0.1 oz/ft. ³ in the glueline
Remarks: <ul style="list-style-type: none"> Determine the usage of glue per cubic foot of panel. Add Bifenthrin Industrial to the glue during preparation of the mix. The loading of bifenthrin in the panel should be a minimum of 0.0024% mass/mass following the manufacture of the plywood panel 	
Soft particle & Strand based boards in Hazard Class H2	0.3 oz/100 lb fiber
Remarks: <ul style="list-style-type: none"> Mix sufficient Bifenthrin Industrial with the glue to achieve a retention of 0.0024% mass/mass in the finished board. Particles or strands may be treated before manufacture as an alternative. The pH of the finished mix must not exceed 9.5 if Bifenthrin Industrial is to be added to the glue mix 	

STORAGE AND DISPOSAL

Pesticide Storage:

If crystals are observed, warm material to above 60° F by placing container in warm location. Shake or roll container periodically by redissolve solids. Do not use external source of heat for warming container.

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 containers. Do not contaminate other pesticides, fertilizers, water, food, or feed by storage or disposal.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills, Call CHEMTREC: 800-424-9300.

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

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Pesticide Disposal:

Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use 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 Disposal:

For Containers equal to or less than 5 Gallons: Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Offer for recycling if available. If recycling is not available, then dispose of container in a sanitary landfill or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

For Containers greater than 5 Gallons: Nonrefillable container. Do not reuse or refill this container. Clean container promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Offer for recycling if available. If recycling is not available, then dispose of container in a sanitary landfill or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

For Bulk containers: (Refillable Container) Refill this container with pesticides only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the re-filler. To clean the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with water. Agitate vigorously or re-circulate water with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this procedure two more times.

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 consistent with applicable 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 and to the extent consistent with applicable law, 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.