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



OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

July 1, 2010

Timothy E. Wilson Syngenta Crop Protection, Inc. P.O. Box 18300 Greensboro, NC 27419

Dear Dr. Wilson:

Subject: Amended labeling to add new seed treatment use on onion Thiamethoxam Technical EPA Reg. No. 100-936 EPA Decision No. 436567 Your submission dated July 1, 2010

The proposed labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, is acceptable. Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on non-refillable containers. The code may appear either on the label or durably marked on the container itself. This information can be added by non-notification per PR Notice 98-10.

A stamped copy of the label is enclosed for your records. Please submit two copies of your final printed labeling before you release the product for shipment. 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(e).

In addition, please be aware that the following data are outstanding for the active ingredient thiamethoxam:

- Immunotoxicity Study (870.7800), due September 30, 2010. ٠
- Soil and Foliar Treatment Field Tests for Pollinators (850.3040), due March 31, 2011.
- Terrestrial Plant Toxicity, Tier I (seedling emergence) (850.4100), due December 31, • 2011.
- Terrestrial Plant Toxicity, Tier I (vegetative vigor) (850.4150), due December 31, 2011.
- Avian Acute Oral Toxicity Test (850.2100), due December 31, 2011.

The Whole Sediment Acute Toxicity Test for Freshwater Invertebrates (850.1735) and Seed Treatment Field Test for Pollinators (850.3040), submitted in response to previous Agency requests, are currently under review. Please note that while data are in review, the data gaps are still considered unfulfilled.

If you have any questions, please contact Julie Chao at (703) 308-8735 or chao.julie@epa.gov, or Venus Eagle (PM01) at (703) 308-8045 or eagle.venus@epa.gov.

Regards,

Venus Eugle for

Meredith Laws, Chief Insecticide-Rodenticide Branch Registration Division (7505P)

Enclosure

## **Thiamethoxam Technical**

Insecticide

For Manufacturing Purposes Only.

### Active Ingredient:

Thiamethoxam <sup>1</sup>	
Other Ingredients:	0.9%
Total:	100.0%

<sup>1</sup>CAS No. 153719-23-4

## KEEP OUT OF REACH OF CHILDREN.

### CAUTION

See additional precautionary statements and directions for use on container label.

EPA Reg. 100-936

EPA Est. xxxxx

Product of xxxxx

Product ID xxxxx

SCP 936A-M(draft-b onions)

Net Contents

# ACCEPTED

## JUL - 1 2010 Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the

pesticide registered under: EPA. Reg. No: <u>100-936</u>



FIRST AID		
If in eyes	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> </ul>	
	• Remove contact lenses, if present, and after the first 5 minutes, then continue rinsing eye.	
	<ul> <li>Call a poison control center, doctor, or 1-800-888-8372 immediately for treatment advice.</li> </ul>	
lf on skin or	Take off contaminated clothing.	
clothing	• Rinse skin immediately with plenty of water for 15-20 minutes.	
	Call a poison control center, doctor or 1-800-888-8372	
	immediately for treatment advice.	
If swallowed	Call a poison control center, doctor, or 1-800-888-8372	
	immediately for treatment advice.	
	<ul> <li>Have person sip a glass of water if able to swallow.</li> </ul>	
	<ul> <li>Do not induce vomiting unless told to do so by the poison control center or doctor</li> </ul>	
NOTE TO PHYSICIAN		
If ingested, induce emesis or lavage stomach. Treat symptomatically.		
Have the product	container or label with you when calling a poison control center or	
doctor, or going for		
	HOTLINE NUMBER	
	24-Hour Medical Emergency Assistance (Human or Animal)	
or Che	emical Emergency Assistance (Spill, Leak, Fire, or Accident)	
	1-800-888-8372	

## PRECAUTIONARY STATEMENTS

## Hazards to Humans and Domestic Animals

## CAUTION

Causes moderate eye irritation. Harmful if swallowed or absorbed through skin. Avoid contact with eyes, skin, or clothing. Wash thoroughly with soap and water after handling.

# User Safety Recommendations Users should:

- Wash hands thoroughly with soap and water before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove and wash contaminated clothing before reuse.

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## Environmental Hazards

This pesticide is toxic to fish and aquatic invertebrates.

Do not discharge effluent containing this product directly into lakes, streams, ponds, estuaries, oceans, or public waters unless this product is specifically identified and addressed in an NPDES permit. Do not discharge effluent containing this product to sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the Environmental Protection Agency.

## **Physical or Chemical Hazards**

Do not use, pour, spill or store near heat or open flame.

## CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

**NOTICE:** Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of SYNGENTA CROP PROTECTION, Inc. or Seller. To the extent permitted by applicable law, Buyer and User agree to hold SYNGENTA and Seller harmless for any claims relating to such factors.

SYNGENTA warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, when used in accordance with directions under normal use conditions. To the extent permitted by applicable law: (1) this warranty does not extend to the use of the product contrary to label instructions, or under conditions not reasonably foreseeable to or beyond the control of Seller or SYNGENTA, and (2) Buyer and User assume the risk of any such use. TO THE EXTENT PERMITTED BY APPLICABLE LAW, SYNGENTA MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS WARRANTED BY THIS LABEL.

**TO THE EXTENT PERMITTED BY APPLICABLE LAW,** in no event shall SYNGENTA be liable for any incidental, consequential or special damages resulting from the use or handling of this product. **TO THE EXTENT PERMITTED BY APPLICABLE LAW, THE** 

EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF SYNGENTA AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF SYNGENTA OR SELLER, THE REPLACEMENT OF THE PRODUCT.

SYNGENTA and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and of Liability, which may not be modified except by written agreement signed by a duly authorized representative of SYNGENTA.

# **DIRECTIONS FOR USE**

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

#### **USE INFORMATION**

Thiamethoxam technical is an insecticide to be used for the formulation of end use insecticides for the uses listed below:

## 1. Terrestrial Food Uses:

Avocado Barley Berry, low growing, subgroup 13-07G Black sapote Brassica vegetables Bushberry subgroup 13-07B Canola Caneberry subgroup 13-07A Canistel **Citrus Fruits** Corn (field, pop, seed and sweet) Cotton Cranberry **Cucurbit Vegetables** Fruit, small, vine climbing, subgroup 13-07F, except fuzzy kiwifruit **Fruiting Vegetables Globe Artichoke** Hops Leafy vegetables Legume Vegetables Mamey sapote

## Mango

Mint (peppermint and spearmint)

Oil Seed Crops (rapeseed seed, Indian rapeseed, Indian mustard seed,

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field mustard seed, flax seed, safflower seed, crambe seed and borage seed) Onion, dry bulb Papaya Pome Fruits Rice Sapodilla Sorghum Star apple

Stone Fruits

Sunflowers

Tobacco

Tree Nuts including Pistachios Tuberous and Corm Vegetables Vegetable, root, subgroup 1A

Wheat

## Terrestrial Non-Food Uses:

Ant bait Christmas trees Commercial Greenhouses Field Grown Ornamentals Turf Remedial control of drywood termites and nusance pest in void areas of structures.

- 2. Uses for which US EPA has accepted required data and/or citations of data that the formulator has submitted in support of registration; and
- 3. Uses for experimental purposes that are in compliance with US EPA requirements.

## STORAGE AND DISPOSAL

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

#### Pesticide Storage

Store in a cool, dry place.

#### Pesticide Disposal

Pesticide wastes are toxic. Improper disposal of unused pesticide, spray mixture, or rinse water is a violation of federal law. If these wastes cannot be used according to label instruction, contact your State Pesticide or Environmental Control Agency, or the

Hazardous Waste representative at the nearest EPA Regional Office for guidance in proper disposal methods.

#### **Container Handling**

Non-refillable container. Do not reuse or refill this container. Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into formulation equipment. Then offer for recycling if available or dispose of liner in a sanitary landfill, or by incineration. If drum is contaminated and cannot be reused, dispose of it in a manner required by its liner.

For minor spills, leaks, etc., follow all precautions indicated on this label and clean up immediately. Take special care to avoid contamination of equipment and facilities during cleanup, procedures and disposal of wastes. In the event of a major spill, fire, or other emergency call 1-800-888-8372, day or night.

### CONTAINER IS NOT SAFE FOR FOOD, FEED, OR DRINKING WATER.

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> For non-emergency (e.g., current product information) call Syngenta Crop Protection at 1-800-334-9481

Manufactured for: Syngenta Crop Protection, Inc. P.O Box 18300 Greensboro, North Carolina 27419-8300

SCP 936A-M(draft-b onions)

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