

100-1260

1-18-2008

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

JAN 18 2008

Mr. Thomas J. Parshley
Product Registration
Syngenta Crop Protection, Inc.
P.O. Box 18300
Greensboro, NC 27419

SUBJECT: Application for Pesticide Notification (PRN 98-10)
Request Warranty Statement Change
EPA Reg. No. 100-1260
Application Dated January 3, 2008

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 01/03/08 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" received but not reviewed and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

Linda Arrington
for Linda Arrington

Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

Syngenta Crop Protection, Inc.
P.O. Box 18300
Greensboro, NC 27419-8300
www.syngenta.com



January 3, 2008

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

ATT: Ms. Joyce Edwards

SUBJECT: OPTIGARD ANT GEL BAIT
EPA REG. NO. 100-1260
NOTIFICATION TO REVISE WARRANTY STATEMENT AND CORECT TYPO

Dear Ms. Edwards,

Syngenta Crop Protection Inc., is submitting a Notification for Optigard Ant Gel Bait (EPA Reg. No. 100-1260) which revises the warranty statement to reflect language approved by the OGC of the EPA and Syngenta and also to correct a typo which inadvertently omitted the word "foods" from the first sentence in the **Food/Feed Handling Establishments Use** paragraph. The sentence should read: "Food/feed areas include areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing **foods**, edible waste storage, and enclosed processing systems (mills, dairies, edible oils, syrups). Two copies of labeling (one highlighted) are attached.

The label code is SCP 1260A-M (Notif).

To complete this Notification, EPA form 8570-1 is enclosed.

Thank you in advance for approving this request. However, should you have any questions; please contact me at 336.632-7207 or via e-mail at thomas.parshley@syngenta.com.

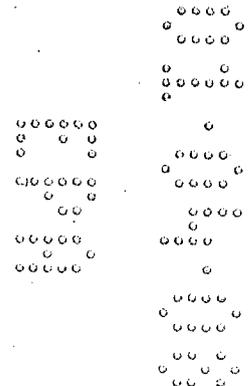
Sincerely,

Thomas J Parshley
Thomas J Parshley

Sr. Regulatory Product Manager

Enclosures: 2 copies of labeling (1 high lighted with changes)
EPA Form 8570-1

Cc: Kable Bo Davis IRB



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	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number NOTIFICATION
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Application for Pesticide - Section I

1. Company/Product Number OPTIGARD ANT GEL 100	2. EPA Product Manager Kable Bo Davis	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) 100-1260	PM# IRB	
5. Name and Address of Applicant (Include ZIP Code) Syngenta Crop Protection, Inc. P. O. Box 18300 Greensboro, NC 27419 <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 _____
<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.

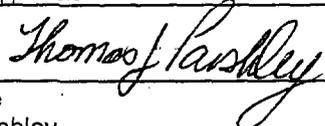
Explanation: Use additional page(s) if necessary. (For Section I and Section II.)
 This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. 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 this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, 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.

Syngenta Crop Protection Inc., is submitting a Notification for Optigard Ant Gel Bait (EPA Reg. No. 100-1260) which revises the warranty statement to reflect language approved by the OGC of the EPA and Syngenta and also to correct a typo which inadvertently omitted the word "**foods**" from the first sentence in the **Food/Feed Handling Establishments Use** paragraph. The sentence should read: "Food/feed areas include areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing **foods**, edible waste storage, and enclosed processing systems (mills, dairies, edible oils, syrups)". Two copies of labeling (one highlighted) are attached. The label code is SCP 1260A-M (Notif).

Section - III

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

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Thomas J Parshley	Title Sr. Regulatory Product Manager	Telephone No. (Include Area Code) 336-632-7207
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 Sr. Regulatory Product Manager	
4. Typed Name Thomas J Parshley	5. Date January 3, 2008	

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(booklet)

Optigard™ Ant Gel Bait

For indoor and outdoor control of structure-invading ants: excluding fire, harvester and Pharaoh ants.

FOR USE IN COMMERCIAL, INDUSTRIAL AND RESIDENTIAL AREAS

Use sites include, but are not limited to, residential areas and institutional, warehousing and commercial establishments (including warehouses, restaurants, food processing plants, supermarkets, hospitals, nursing homes, motels, hotels, schools, apartments, aircraft, buses, boats/ships, trains).

Active Ingredient:	
Thiamethoxam ¹ (CAS No. 153719-23-4)	0.010%
<hr/>	
Other Ingredients:	99.990%
<hr/>	
Total:	100.000%

¹a thianicotinyl neonicotinoid insecticide

KEEP OUT OF REACH OF CHILDREN.

CAUTION

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

See additional precautionary statements and directions for use in booklet.

EPA Reg. No. 100-1260

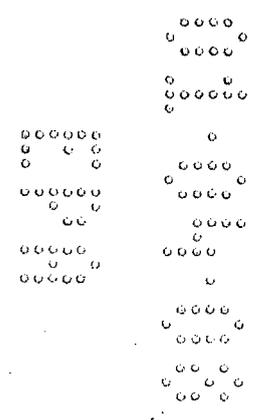
EPA Est. _____

Product of _____

Formulated in _____

SCP 1260A-L(Notif)

Net Weight



PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION

Wash hands thoroughly with soap and water after handling bait cartridges (syringes).

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

HOT LINE NUMBER

For 24 Hour Medical Emergency Assistance (Human or Animal) or
Chemical Emergency Assistance (Spill, Leak, Fire, or Accident),
Call
1-800-888-8372

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. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, 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 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.

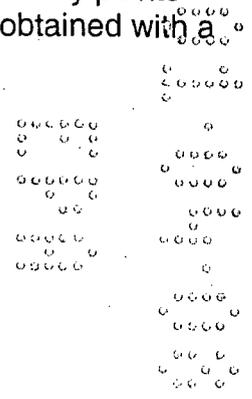
Read entire label before using this product.

Avoid treating areas that are easily accessible to children and pets.

GENERAL INFORMATION

Optigard Ant Gel Bait is designed for the control of ants: excluding fire, harvester and Pharaoh ants. Attractiveness of the bait to ants is enhanced by its high moisture retention properties and the bait will remain attractive for at least two weeks following bait deployment. This bait takes advantage of ant trophallaxis (regurgitation) allowing for transfer of active ingredient throughout the colony. Ants that feed on the gel will return to their nest and transfer the bait to the queen and their young, thereby killing the queen, the young and the entire colony. Dead ants should begin to appear within days after ants have begun feeding on the bait. Substantial reduction in ants foraging should be seen within a few days to a week.

For effective management of certain ant species such as Argentine ant, reduction of food sources (such as honeydew-producing insects like aphids) near entry points around the structure is critical. Long term control is most effectively obtained with a combination of methods for ant management.



APPLICATION PROCEDURES

Bait Application

This product can be applied using the syringe applicator or a bait injector. Apply bait in cracks, crevices, corners and out of the way places, such as under and behind kitchen appliances and baseboards, under sinks, around window and door frames, pipes and water heater and in the attic, crawl space and garage. Place multiple application spots of gel where ants are observed actively foraging or entering the structure. If the area to be treated has been recently treated with insecticide, thoroughly clean the area before applying this bait. Do not spray insecticide over gel as this may cause the bait to become repellent. Do not apply to areas that are routinely washed (such as countertops) as bait may be removed or diluted and spread onto the surface.

Indoor Use

Visually inspect for the presence of ants and place this product in areas where ants are seen. Optimal locations for bait placement are the active points of entry and areas with potential high moisture including: wall voids, cracks and crevices in kitchens and bathrooms, under sinks, window sills and door frames, screen vents, attics, crawl spaces and garages. In areas of excessive foraging activity, place bait in several locations near the point of entry. Do not place bait in areas that are routinely washed, as washing will remove or dilute bait. Do not treat food preparation surfaces. During follow-up visits inspect placements and reapply as needed.

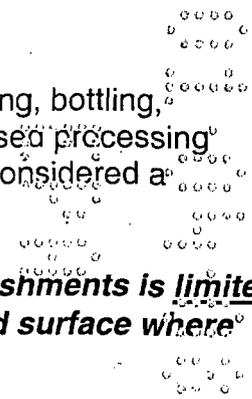
Outdoor Use

Place bait on, into or adjacent to structures where ants are observed, adjacent to ant trails and to areas suspected of ant activity. Optimal locations for bait placement are points of entry into the structure and areas with potential periods of high moisture such as: soffits, eaves, weep holes, and where pipes and wires enter the structure. Exposure to direct sunlight, extreme heat or cold and water may reduce length of bait effectiveness. Bait may also be placed outdoors into refillable tamper-resistant bait stations. Close tamper-resistant stations securely after application. During follow-up visits inspect placements and reapply as needed.

Food/Feed Handling Establishments Use

Food/feed areas include areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing foods, edible waste storage, and enclosed processing systems (mills, dairies, edible oils, syrups). Serving areas are also considered a food/feed area when food is exposed and facility is in operation.

Application within food/feed areas of food/feed handling establishments is limited to crack and crevice treatment only. If bait contacts an exposed surface where



food is handled, remove bait and wash exposed surface with an effective cleaning compound followed by a potable water rinse prior to use. Apply directly into cracks and crevices with syringe applicator or bait injector. Place applicator tip into cracks, crevices, holes and other small openings where ants may travel and apply small amounts of bait per spot. Apply up to 1 gram of gel per spot. Apply bait between different elements of construction, between equipment and floors, openings into voids and hollow spaces in equipment bases and legs, walls, floors and ceilings, around plumbing pipes, doors and windows, cabinets, sinks, closets, stoves and other equipment. Specifically target places where ants may enter the structure. During follow-up visits inspect placements and reapply as needed.

Do not apply bait to areas where food/feed utensils or processing surfaces may become contaminated.

STORAGE AND DISPOSAL

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

Storage: Store in original container in a cool, dry area, out of the reach of children and pets.

Pesticide Disposal: Waste resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

Container Disposal: Place in trashcan.

Optigard™ Ant Gel Bait, the Syngenta logo and the CP FRAME , are trademarks of a Syngenta Group Company
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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
www.syngenta-us.com

SCP 1260A-M(Notif)

OPT Ant Gel Bait 1260A-M(notif)-lg-1-3-08

