

#### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

October 2, 2015

Patrick McCain Senior Regulatory Product Manager Regulatory Affairs, Seedcare Syngenta Crop Protection, LLC P.O. Box 18300 Greensboro, NC 27419

Subject: Label Amendment – Revisions of Resistance Management Section and other minor changes Product Name: Cruiser PD Insecticide EPA Registration Number: 100-1365 Application Date: 5/11/2015 Decision Number: 505188

Dear Mr. McCain:

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

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

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Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Jacquelyn by phone at 703-347-0559, or via email at marchese.jacquelyn@epa.gov.

Sincerely,

Jacquelyn Marchese for

Venus Eagle, Product Manager 01 Invertebrate-Vertebrate Branch 3 Registration Division (7505P) Office of Pesticide Programs

Enclosure

(Master Label)

## GROUP 4A INSECTICIDE

#### **Cruiser® PD Insecticide**

A seed treatment product for control of listed insects on peanuts.

Active Ingredient:	
Thiamethoxam <sup>1</sup> :	
Other Ingredients:	30.0%
Total:	100.0%

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

Cruiser PD Insecticide is a water dispersible powder containing 0.7 lb thiamethoxam per pound.

## KEEP OUT OF REACH OF CHILDREN.

## CAUTION

See additional precautionary statements and directions for use [in booklet][on label].

EPA Reg. No. 100-1365

EPA Est. XXXX

Product of xxxx Formulated in xxxx

25 pounds 50 pounds 1000 pounds 1400 pounds Net Weight



Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 100-1365

FIRST AID		
If swallowed	<ul> <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> </ul>	
lf on skin or	<ul> <li>Do not give anything by mouth to an unconscious person.</li> <li>Take off contaminated elething</li> </ul>	
Clothing	<ul> <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>	
If inhaled	<ul> <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>	
If in eyes	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> </ul>	
	Call a poison control center or doctor for treatment advice.	
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 <b>1-800-888-8372.</b>		
1-000-0372.		

#### PRECAUTIONARY STATEMENTS

#### Hazards to Humans and Domestic Animals

#### CAUTION

Harmful if swallowed, absorbed through the skin, or inhaled. Avoid contact with skin, eyes, or clothing. Avoid breathing dust. Wash thoroughly with soap and water after handling, and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove and wash contaminated clothing before reuse.

#### Personal Protection Equipment (PPE)

## Applicators and other handlers must wear:

- Coveralls over long-sleeved shirt and long pants
- Chemical-resistant gloves: barrier laminate, butyl rubber ≥14 mils, natural rubber ≥14 mils, neoprene rubber ≥14 mils, nitrile rubber ≥14 mils, polyethylene, polyvinyl chloride (PVC) ≥14 mils, or Viton® ≥14 mils
- Shoes plus socks
- Respirator protection (i.e., single use particulate mask, quarter or half mask respirator)\*

\*Loaders/applicators using an open-treating system must wear a NIOSHapproved respirator with an organic vapor (OV) cartridge with any N, R, or P combination.

## User Safety Requirements

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. DO NOT reuse them. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions exist for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

## **Engineering Controls**

When handlers use closed systems, in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

## User Safety Recommendations

## Users should:

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

## **Environmental Hazards**

This pesticide is toxic to wildlife and highly toxic to aquatic invertebrates. Do not contaminate water when disposing of equipment washwater or rinsate.

#### 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, LLC 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, subject to the inherent risks referred to above, 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.

Do not use in hopper box, planter box, slurry box, or other farmer-applied applications. Apply Cruiser PD in commercial seed treatment facilities only.

Do not make any soil or foliar application of products containing thiamethoxam to peanuts grown from seed treated with Cruiser PD (thiamethoxam).

#### FAILURE TO FOLLOW THE DIRECTIONS FOR USE AND PRECAUTIONS ON THIS LABEL MAY RESULT IN CROP INJURY, POOR INSECT AND/OR DISEASE CONTROL, AND/OR ILLEGAL RESIDUES.

Treatment of highly mechanically scarred or damaged seed or seed known to be of low vigor and poor quality may result in reduced germination and or reduction of seed and seedling vigor. Treat a small quantity of seed using equipment similar to that planned for treating the total seed lot. Conduct germination tests on a small portion of seed before committing the total seed lot to a selected seed treatment. Due to seed quality, crop or variety, and seed storage conditions beyond the control of Syngenta, no claims are made to guarantee the germination of carry-over seed or propagating material for all crop seed.

#### **USE INFORMATION**

Cruiser PD is a systemic seed treatment insecticide belonging to the neonicotinoid class of chemistry. Cruiser PD provides protection against certain chewing and sucking insects following contact and ingestion. Specifically, Cruiser PD is shown to provide early season protection against injury by thrips, aphids, wireworm, white grubs, and the suppression of threecornered alfalfa hopper and plant bugs.

For protection against certain diseases Cruiser PD may be applied along with labelled fungicides. Consult professional applicators or university extension service for approved fungicides.

The end product that combines Cruiser PD with labelled fungicides must be tested for seed safety to determine any detrimental effects on seed germination or plant stand establishment. Pre-test the germination of a small sample of seed lot with Cruiser PD prior to large scale commercial application.

#### **RESISTANCE MANAGEMENT**

## GROUP 4A INSECTICIDE

Cruiser PD Insecticide contains thiamethoxam, a Group 4A insecticide. Thiamethoxam is a systemic insecticide belonging to the neonicotinoid class of chemistry, which includes nicotinic acetylcholine receptor (nAChR) agonists.

Insect populations may contain individuals naturally resistant to Group 4A insecticides and if used repeatedly in the same fields, then resistant members may eventually dominate the population. Because resistance development cannot be predicted, use sound resistance management strategies established for the crop and use area.

Base seed treatment on an integrated pest management program that includes field sanitation, historical information related to pesticide use, careful selection of pest-tolerant crop varieties, scouting, and management practices which optimize populations of natural enemies of insect pests such as within-field refugia (untreated areas). Sound management programs also consider cultural and biological control practices.

#### In order to maintain susceptibility to this class of chemistry:

- Use products at their full, specified doses.
- Use appropriate, well-maintained equipment. Use specified water volumes and apply at optimal temperatures in order to obtain optimal treatment.
- When rate ranges are given, use the higher rate within the listed rate range when insect pressure is expected to be high.
- Avoid using a single active ingredient or mode of action (same insecticide group) exclusively for season long control of insect species with more than one generation per crop season.
- For insect species with successive or overlapping generations, use a treatment window approach. A treatment window is a period of time defined by the stage of crop development and the biology of the pests of concern. Within the treatment window, depending on the length of residual activity, single or consecutive applications may be made using seed, in-furrow, or foliar treatments unless otherwise excluded by product labels. Do not exceed the maximum amount of this insecticide's mode of action allowed per growing season.
- Following a treatment window of this insecticide's mode of action, rotate to a treatment window of effective products with a different mode of action before making additional applications of this insecticide.

If resistance to this product develops in your area, this product or other products with a similar mode of action may not provide adequate control. If poor performance cannot be attributed to improper application or weather conditions, a resistant strain of insect may be present. If you experience difficulty with control and resistance is a reasonable cause, immediately consult your local company representative or agricultural advisor for the best alternative method of control for the crop and use area.

Syngenta encourages responsible product stewardship to ensure effective long term control of the insect pests on this label.

#### For additional information on Insect Resistance Management:

- Contact Syngenta representatives at 1-800-334-9481
- Contact your local Cooperative Extension Service specialist, pest control advisor, or certified crop advisor
- Visit the Insecticide Resistance Action Committee (IRAC) on the web at: <u>http://www.irac-online.org</u>

#### MIXING PROCEDURES

Cruiser PD Insecticide is a wettable powder formulation developed for dry application to peanut seed. Cruiser PD Insecticide must be applied through a standard delivery system that is deemed safe to the seed. Uneven or incomplete seed coverage may not give the desired level of insect control. Consult the manufacturer of the application equipment you plan to use for suitability for this application and for instructions on operation and calibration of the equipment.

- Use an EPA-approved dye or colorant that imparts an unnatural color to the seed as stated in 40 CFR 153.155 (c).
- Allow seed to dry before bagging.
- Store away from feed and foodstuffs.

#### SEED BAG LABEL REQUIREMENTS

The Federal Seed Act requires that bags containing treated seed shall be labeled with the following statements:

- This seed has been treated with thiamethoxam insecticide.
- Do not use for feed, food, or oil purposes.
- User is responsible for ensuring that the seed bag meets all requirements under the Federal Seed Act.

In addition, the U.S. Environmental Protection Agency requires the following statements on bags containing seed treated with Cruiser® PD Insecticide:

- **Ground Water Advisory:** Thiamethoxam has properties and characteristics associated with chemicals detected in ground water. This chemical may leach into the ground water if used in areas where soils are permeable, particularly where the water table is shallow.
- **Pollinator Precautions**: Thiamethoxam is highly toxic to bees, and effects are possible as a result of exposure to translocated residues in blooming crops.
- Store away from food and feedstuffs.
- Do not allow children, pets, or livestock to have access to treated seeds.

- Wear long-sleeved shirt, long pants, and waterproof gloves when handling treated seed.
- Treated seed must be planted into the soil at a depth greater than 1 inch.
- Treated seeds exposed on soil surface may be hazardous to wildlife. Cover or collect treated seeds spilled during loading.
- Dispose of all excess treated seed. Left over treated seed may be doublesown around the headland or buried away from water sources in accordance with local requirements. Do not contaminate water bodies when disposing of planting equipment washwaters.
- Dispose of seed packaging in accordance with local requirements.
- In the event of crop failure or harvest of a crop grown from Cruiser PD treated seed, the field may be replanted immediately to alfalfa, barley, *Brassica* (cole) leafy vegetables, canola, corn, cotton, cucurbit vegetables, dry bulb onions, fruiting vegetables, leafy vegetables, legume vegetables, mint (peppermint and spearmint), oil seed crops (black mustard seed, borage seed, crambe seed, field mustard seed, flax seed, Indian mustard seed, Indian rapeseed seed, Rapeseed seed, and safflower seed), peanuts, rice, root vegetables, sorghum, strawberry, sunflowers, tobacco, tuberous and corm vegetables and wheat. For any other crop, the minimum plant back interval is 120 days from the date the Cruiser PD Insecticide treated seed was planted. A cover crop other than the crops listed above that is planted for erosion control or soil improvement may be planted sooner than the 120 day interval; however, the crop may not be grazed or harvested for food or feed.
- Do not make any soil or foliar application of products containing thiamethoxam to crops grown from seed treated with Cruiser PD Insecticide.
- Do not use at a rate that will result in more than 0.08 lb thiamethoxam per acre (35.0 grams thiamethoxam/A) per calendar year. Contains <u>x</u> milligrams thiamethoxam per seed.

#### **CROP USE DIRECTIONS**

#### Instructions for the Cruiser PD Applicator

Apply Cruiser PD in dry form using equipment specifically designed to apply a dry seed treatment to peanut seeds. Once Cruiser PD is applied and the treated seed is packaged, indicate the amount (number of seeds) and the Cruiser PD rate in milligrams thiamethoxam per seed on the treated seed container/seed bag label.

#### PEANUTS

To provide early season protection of seedlings against injury by thrips, aphids, wireworm, white grubs, and the suppression of threecornered alfalfa hopper and plant bugs, apply Cruiser PD at 0.20 to 0.29 mg thiamethoxam per seed (each ounce of Cruiser PD delivers 19.84 grams thiamethoxam).

It is highly recommended to use Cruiser PD with compatible and registered seed treatment fungicides, like Dynasty® PD, proven to control seed and seedling diseases. These fungicides must show safety on treated seed, alone and in combination with Cruiser PD.

Plant Cruiser PD-treated peanuts based on specified planting dates and soil temperatures made by your state agricultural extension agent.

#### **Restrictions:**

Do not use a Cruiser PD rate that will result in more than 0.08 lb thiamethoxam per acre (35.0 grams thiamethoxam/A) per calendar year, based on a maximum seeding rate of 120,700 seeds/acre.

### STORAGE AND DISPOSAL

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

#### Pesticide Storage

Store in a cool, dry place.

#### **Pesticide Disposal**

Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility. If these wastes cannot be used 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 in proper disposal methods.

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 Handling [bags]**

Non-refillable container. Do not reuse or refill this container. Completely empty bag into application equipment. Then offer for recycling if available or dispose of empty bag in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities.

#### Container Handling [fiber drums with liners]

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 application equipment. Then offer for recycling if available or dispose of liner in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities. If drum is contaminated and cannot be reused, dispose of it in a manner required by its liner.

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

Cruiser®, Dynasty®, the ALLIANCE FRAME, the SYNGENTA Logo, and the PURPOSE ICON 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, LLC P.O. Box 18300 Greensboro, North Carolina 27419-8300

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