

264-1035

9/11/2008

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U.S. ENVIRONMENTAL PROTECTION AGENCY  
Office of Pesticide Programs  
Registration Division (7505P)  
1200 Pennsylvania Ave., N.W.  
Washington, D.C. 20460

EPA Reg. Number:  
**264-1035**

Date of Issuance:

SEP 11 2008

NOTICE OF PESTICIDE:  
 Registration  
 Reregistration  
(under FIFRA, as amended)

Terms of Issuance:  
**Conditional**

Name of Pesticide Product:  
**PROSPER T200  
Insecticide and  
Fungicide Seed  
Treatment**

Name and Address of Registrant (include ZIP Code):

Bayer CropScience LP  
P.O. Box 12014  
2 T.W. Alexander Dr.  
Research Triangle Park, NC 27709

**Note:** Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act. Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

Based on your response to the Reregistration Eligibility Document(s) for **Carboxin**, EPA has reregistered the product listed above provided that the following changes are made to the label:

1. On page 2, change "Do not contaminate water, food, or feed by storage, disposal, or cleaning of equipment." to "Do not contaminate water, food, or feed by storage and disposal."

..... Continued on Next Page

Signature of Approving Official:

*Mary L. Waller*

Mary Waller  
Product Manager (Team 21)  
Fungicide Branch  
Registration Division

Date:

SEP 11 2008

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2. On page 2, under the Environmental Hazard heading, delete current statement and add "Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a 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.

This product contains metalaxyl that is known to leach through soil into groundwater under certain condition as result of agricultural use. Use of this product in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.


Treated seed exposed on soil surface may be hazardous to birds. Cover or collect spilled seeds."

3. On page 2, in the Labeling of Treated Seed section, add "This product contains metalaxyl that is known to leach through soil into groundwater under certain condition as result of agricultural use. Use of this product in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination."
4. Because the REI for Metalaxyl is 24 hours, on page 2, change "do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours" to "do not enter or allow worker entry into the treated areas during the restricted-entry interval (REI) of 24 hours."
5. On page 4, after the Conditions heading, revise "All such risks shall be assumed by the user or buyer." by adding "To the extent consistent with applicable law, all such risks..."

This action is taken under the authority of section 4(g)(2)(c) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Reregistration under this section does not eliminate the need for continual reassessment of pesticides. EPA may require submission of data at any time to maintain the registration of your product.

Submit one (1) copy of final printed labeling incorporating the above changes before you release the product for shipment. Amended labeling will supersede all previously accepted labels. A copy of your label stamped "Accepted with Comments" is enclosed for your records. If you have questions concerning this letter, you may contact me at 703-308-9354.

Sincerely,



Mary Waller  
Product Manager (Team 21)  
Fungicide Branch  
Registration Division (7505P)

Enclosure

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# PROSPER® T200 Insecticide and Fungicide Seed Treatment

PROSPER T200 contains the following amount of active ingredient per gallon:  
1.19 lb. clothianidin; 0.06 lb. trifloxystrobin; 0.42 lb. carboxin; 0.045 lb. metalaxyl.

**ACTIVE INGREDIENTS:**

Clothianidin: [(C(E)-N-(2-chloro-5-thiazolyl)methyl]-N'-methyl-N"-nitroguanidine .....	11.05%
Trifloxystrobin .....	0.552%
Carboxin: 5,6-dihydro-2-methyl-N-phenyl-1,4-oxathiin-3-carboxamide .....	3.87%
Metalaxyl: N-(2,6-dimethylphenyl)-N-(methoxyacetyl)alanine methyl ester .....	0.414%
<b>OTHER INGREDIENTS:</b> .....	84.114%
<b>TOTAL</b>	<b>100.00%</b>

EPA Reg. No. 264-1035

EPA Est.

## KEEP OUT OF REACH OF CHILDREN CAUTION

For MEDICAL And TRANSPORTATION Emergencies ONLY Call 24 Hours A Day 1-800-334-7577  
For PRODUCT USE Information Call 1-866-99BAYER (1-866-992-2937)

### FIRST AID

<b>IF IN EYES:</b>	<ul style="list-style-type: none"> <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> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<p>In case of emergency call toll free the Bayer CropScience Emergency Response Telephone No. 1-800-334-7577. Have a product container or label with you when calling a poison control center or doctor, or going for treatment.</p>	

### PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS CAUTION

Causes moderate eye irritation. Avoid contact with eyes or clothing.

#### PERSONAL PROTECTIVE EQUIPMENT (PPE)

Some materials that are chemical-resistant to this product are barrier laminate, nitrile rubber, neoprene rubber. If you want more options, follow the instructions for category C and E on an EPA chemical-resistance category selection chart.

**All mixers, loaders, applicators, and other handlers must wear:**

- long sleeved shirt and long pants,
- socks plus shoes,
- chemical resistant gloves, except when bagging or sewing bags of treated seeds,
- chemical resistant aprons when mixing, loading, or participating in dip treatments.

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

**ACCEPTED  
with COMMENTS  
In EPA Letter Dated**

**SEP 11 2008**

**Under the Federal Insecticide,  
Fungicide, and Rodenticide Act  
as amended, for the pesticide  
registered under EPA Reg. No. 264-1035**

### USER SAFETY RECOMMENDATIONS

**Users should:** Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

Users should remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.

Users should 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.

## ENGINEERING CONTROLS

When handlers use closed systems designed by the manufacturer to enclose the pesticide to prevent it from contacting handlers or other people and the system is functioning properly and is used and maintained in accordance with the manufacturer's written operating instructions, the handlers need not wear the chemical-resistant apron. However, the chemical-resistant gloves must be immediately available for use in an emergency, such as a spill or equipment breakdown.

## ENVIRONMENTAL HAZARDS

Do not apply directly to water, to areas where surface water is present, or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwater or rinsate by disposal of wastes. Treated seed exposed on soil surface may be hazardous to birds. Cover or collect spilled seeds.

## Endangered Species

This bag contains seed treated with carboxin. This product may have effects on federally listed threatened or endangered species or their critical habitat in some counties. It is a violation of federal law to kill, harm or harass listed animal species without authorization. To limit the potential for such impacts when using this product, consult and follow the instructions provided in the EPA Endangered Species Bulletin for the County or Parish in which you are applying the seed. To determine whether your County or Parish has a Bulletin consult <http://www.epa.gov/espp> before each season's use of this product.

## DIRECTIONS FOR USE

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

For use by commercial treaters only. Not for use on agricultural establishments in hopper-box, slurry-box, or other seed treatment applications at, or immediately before, planting. Do not apply this product in a way that will contact workers or other persons. Only protected handlers may be in the area during application.

## STORAGE AND DISPOSAL

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

### PESTICIDE STORAGE

Storage at low temperatures is not recommended. Do not store above 95°F. Do not store in direct sunlight.

### PESTICIDE DISPOSAL

Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

### CONTAINER DISPOSAL

Contact Bayer CropScience or your chemical supplier for container return instructions. If container is not returned in accordance with instructions, triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

## LABELING OF TREATED SEED

Seed that has been treated with this product that is then packaged or bagged for future use must contain the following labeling on the outside of the seed package or bag:

- This seed has been treated with clothianidin, trifloxystrobin, carboxin, and metalaxyl.
- Dispose of seed packaging in accordance with local requirements.
- This bag contains seed treated with carboxin. This product may have effects on federally listed threatened or endangered species or their critical habitat in some counties. It is a violation of federal law to kill, harm or harass listed animal species without authorization. To limit the potential for such impacts when using this product, consult and follow the instructions provided in the EPA Endangered Species Bulletin for the County or Parish in which you are applying the seed. To determine whether your County or Parish has a Bulletin consult <http://www.epa.gov/espp> before each season's use of this product.
- Treated seed exposed on soil surface may be hazardous to birds. Cover or collect spilled seeds.
- When opening this bag or loading/pouring the treated seed, wear long-sleeved shirt, long pants, shoes, socks, and chemical resistant gloves.
- Treated Seed- Do Not Use for Food, Feed, or Oil Purposes.
- After seeds have been planted, do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours. Exception: Once the seeds are planted in soil or other planting media, the Worker Protection Standard allows workers to enter the treated area without restriction if there will be no worker contact with the soil/media subsurface.
- Rapeseed greens and seed grown or harvested from PROSPER T200-treated seed must not be used for feed or human consumption. Rapeseed grown and harvested from PROSPER T200-treated seed is only for industrial uses and cannot be used for edible oil or any other human/feed consumption.

- Areas planted with treated seed may be replanted immediately with canola, rapeseed and corn. These areas may also be replanted after 30 days with cereal grains, grasses, non-grass animal feeds, soybeans, and dried beans. Do not plant any other crop in the treated area for at least four months after treated seeds are planted.

**GENERAL INFORMATION**

PROSPER T200 is a systemic insecticide and fungicide seed treatment for use on canola and rapeseed for control of certain insect pests and for control of seed rot, damping off, seedling blight and early season root rot caused by *Pythium*, *Rhizoctonia*, *Fusarium* and *Alternaria*. Also controls seedborne Blackleg. For protection of seeds and emerging seedlings only.

For use in commercially available equipment designed for seed treatment only. Not for use in hopper-box, slurry-box, or similar seed treatment applications used at planting. This product is to be used in liquid or slurry treaters. Mix thoroughly before use or use entire container at one time. All tank mixes should be pre-tested to determine physical compatibility between formulations. Observe all cautions and limitations on labeling of all products used in mixtures.

All seed treated with this product must be conspicuously colored at the time of treatment. If this product contains no colorant, an appropriate colorant must be added to distinguish seed and to prevent subsequent inadvertent use as a food for man or a feed for animals. Regulations pertaining to coloration of treated seed enforced by 40 CFR 153.155 must be strictly adhered to when using this product.

**DIRECTIONS FOR USE**

Prior to and during application, PROSPER T200 must be thoroughly agitated to ensure uniform mixing.

**Canola and Rapeseed:** Apply 21.5 fl. oz. of PROSPER T200 to 100 lbs. of seed using commercial seed treatment equipment.

**IMPORTANT: READ BEFORE USE**

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

Treatment of highly mechanically damaged seed, or seed of known low vigor and poor quality, may result in reduced germination and/or reduction of seed and seedling vigor. Treat and conduct germination tests on a small portion of seed before committing the total seed lot to a selected chemical treatment. Due to seed quality conditions beyond the control of Bayer CropScience, no claims are made to guarantee germination of carry-over seed.

**CONDITIONS:** The directions for use of this product are believed to be adequate and must be followed carefully. However, it is impossible to eliminate all risks associated with the 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 Bayer CropScience. All such risks shall be assumed by the user or buyer.

**DISCLAIMER OF WARRANTIES:** TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE MAKES NO WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Bayer CropScience is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE DISCLAIMS ANY LIABILITY WHATSOEVER FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

**LIMITATIONS OF LIABILITY:** TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT BAYER CROPSCIENCE'S ELECTION, THE REPLACEMENT OF PRODUCT.

**NOTICE TO BUYER**

Purchase of this material does not confer any rights under patents governing this product or the use thereof in countries outside of the United States.

**NET CONTENTS:**

PROSPER is a registered trademark of Bayer

PRODUCED FOR



**Bayer CropScience**

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1-866-99BAYER (1-866-992-2937)

PROSPER T200 (PENDING) SUBMITTED TO EPA 09/24/07