

264-1049

05/06/2011

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

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

MAY - 6 2011

Mr. Larry Hodges  
Bayer Cropscience  
2 T.W. Alexander Drive  
Research Triangle Park, NC 27709

Dear Mr. Hodges:

Subject: Spirotetramat Technical  
EPA Registration Number 264-1049  
Your submissions dated 2/11/2009; 6/8/2010; 12/8/2010; and 12/15/2010  
New uses

The amendment referred to above is acceptable in accordance with the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) section 3c(7), subject to the comments listed below:

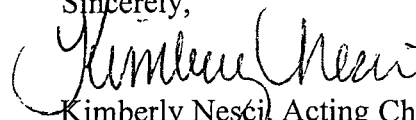
1. Registration does not eliminate the need for continual reassessment of pesticides. If the Agency determines that, at any time, additional data are required to maintain in effect an existing registration, the Agency will require submission of such data.
2. Submit the following data:  

Bridging studies with lychee and guava (1 trial each with four samples per treatment regimen) in order to determine the relationship between residues resulting from the labeled use pattern and that used in the submitted field trials. Based on this relationship, the submitted residue data will be adjusted and the appropriate tolerances determined. These data must be submitted within 24 months from the date of this letter.
3. Submit two copies of the revised final printed label for the record before you release the product for shipment. Note that this amendment is subject to the expiration date of 10/15/2013, as indicated in the Notice of Registration dated 10/15/2010.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

A stamped copy of the label is enclosed for your records. If you have any questions, please contact Rita Kumar at (703) 308-8291, or [kumar.rita@epa.gov](mailto:kumar.rita@epa.gov).

Sincerely,



Kimberly Nesći, Acting Chief  
Insecticide-Rodenticide Branch  
Registration Division (7505C)

Enclosure

Under the Federal Insecticide, Fungicide  
and Rodenticide Act, As amended, for th  
pesticide Registered under EPA Reg. No

264-1049

# Spirotetramat Technical

An Insecticide for Formulating Use Only

**ACTIVE INGREDIENT:**

spirotetramat: *cis*-3-(2,5-dimethylphenyl)-8-methoxy-2-oxo-1-azaspiro[4.5]dec-3-en-4-yl-ethyl carbonate..... 97.37%

**INERT INGREDIENTS:**..... 2.63%

100.0%

EPA Reg. No. 264-1049

EPA Est. No.

**STOP - Read the label before use**  
**KEEP OUT OF REACH OF CHILDREN**  
**WARNING**

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. Remove contact lenses, if present, after the first five minutes, then continue rinsing.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>IF SWALLOWED:</b>	<ul style="list-style-type: none"> <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 a poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>IF ON SKIN OR CLOTHING:</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15 to 20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<p>For emergency medical treatment information, call toll free the Bayer Emergency Response Telephone No. 1-800-334-7577. Have the product container or label with you when calling a poison control center or doctor, or going for treatment.</p>	
<p>Note To Physician: No specific antidote is available. Treat patient symptomatically.</p>	

**PRECAUTIONARY STATEMENTS**

**HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**WARNING**

Causes substantial but temporary eye injury. Harmful if swallowed or absorbed through the skin. Do not get in eyes or on clothing. Wear protective eyewear (goggles, face shield or safety glasses). Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse. Avoid contact with skin, eyes, or clothing. Wear long sleeved shirt and long pants, socks, shoes, and gloves.

Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

**PERSONAL PROTECTIVE EQUIPMENT (PPE)**

Formulators and handlers must wear long sleeved shirt and long pants, socks and shoes, chemical resistant gloves, and protective eyewear.

**ENVIRONMENTAL HAZARDS**

This pesticide is toxic to aquatic invertebrates and oysters. 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 into sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

### DIRECTIONS FOR USE

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

For use as an insecticide for the following:

**I. Terrestrial Food and Feed Crops:** Hops; Potato and Other Tuberous and Corm Vegetables (Crop Subgroup 1C); Leafy Non-Brassica Vegetables (Crop Group 4); Leafy Brassica Vegetables (Crop Group 5); Legume Vegetables (Crop Group 6); Fruiting Vegetables including Okra (Crop Group 8); Citrus Fruits (Crop Group 10); Pome Fruits (Crop Group 11); Soybean; Stone Fruits (Crop Group 12); Small Fruit Vine Climbing except Fuzzy Kiwifruit (Crop Subgroup 13-07F); Tree Nuts including Pistachio (Crop Group 14), and Tropical Fruits (Acerola, Avocado, Black sapote, Canistel, Feijoa, Jaboticaba, Guava, Longan, Lychee, Mamey sapote, Mango, Papaya, Passionfruit, Persimmon, Pulasan, Rambutan, Sapodilla, Spanish lime, Star apple, Starfruit, Wax jambu, White sapote)

**II. Terrestrial Nonfood Crops:** Christmas Trees;

**III.** Uses for which US EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration, and:

**IV.** Uses for experimental purposes that are in compliance with US EPA requirements.

Detailed information on chemical and physical properties and other formulating recommendations for Spirotetramat Technical are available upon request from Bayer CropScience. Obtain and read this information before undertaking the formulation of Spirotetramat Technical in order to avoid formulation hazards and insure a satisfactory finished product.

Labeling for products formulated from this product must conform to that which is currently registered with the U.S. Environmental Protection Agency. For specific information on federally registered uses, contact Bayer CropScience. Any variance from the federally registered labeling for products containing Spirotetramat will have to be supported by data provided by the formulator.

### STORAGE AND DISPOSAL

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

**Pesticide Storage:** Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of the reach of children, in a locked storage area.

Handle and open container in a manner as to prevent spillage. If container is leaking, invert to prevent leakage. If the container is leaking or material is spilled for any reason or cause, carefully dam up spilled material to prevent runoff. Refer to Precautionary Statements on label for hazards associated with the handling of this material. Do not walk through spilled material. Absorb spilled material with absorbing type compounds and dispose of as directed for pesticides below. In spill or leak incidents, keep unauthorized people away. You may contact the Bayer Emergency Response Team for decontamination procedures or any other assistance that may be necessary. The Bayer Emergency Response Telephone No. is (800) 334-7577, or contact Chemtrec at (800) 424-9300.

**Pesticide Disposal:** Pesticide wastes are toxic. Improper disposal of excess pesticide 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:** Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by state and local authorities. If drum is contaminated and cannot be reused, dispose of it in a manner required for its liner.

### DISCLAIMER AND INDEMNITY FOR FORMULATORS' USES

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE MANUFACTURER EXPRESSLY DISCLAIMS ALL LIABILITY FOR CLAIMS AND ACTIONS (WHETHER BASED ON CONTRACT, TORT, STRICT LIABILITY OR BREACH OF WARRANTY) ARISING OUT OF, RESULTING FROM OR CONNECTED WITH A FORMULATION CONTAINING THIS PRODUCT WHEN USED FOR ANY PURPOSE OTHER THAN THOSE USES SET FORTH IN (1) ABOVE. THE MANUFACTURER HAS NOT DEVELOPED SCIENTIFIC DATA TO SUPPORT, NOR HAS IT EXPLICITLY OR IMPLICITLY APPROVED, ANY USES OTHER THAN THOSE IN (1) ABOVE.

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**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.

**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 OTHER 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.

**NET CONTENTS:**

**PRODUCED FOR**



Bayer CropScience

Bayer CropScience  
P.O. Box 12014, 2 T.W. Alexander Drive  
Research Triangle Park, North Carolina 27709  
1-866-99BAYER (1-866-992-2937)

Spirotetramat Technical (PENDING) 02/10/09, 12/06/2010, 12/15/2010