



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OCT 21 2003

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Michael C. Zucker
FMC Corporation
Agricultural Products Group
1735 Market Street
Philadelphia, Pennsylvania 19103

Subject: Label Amendment - Updating First Aid Statement (PR Notice 2001-1),
Amending Inspection Interval and Warranty Statement

EPA Reg. No. 279-3196
FirstLine® GT Plus Termite Bait Station
Your Submission Dated September 24, 2003


Dear Mr. Zucker:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable subject to the comments listed below. Two (2) copies of the finished labeling must be submitted prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

1. The part of the warranty statement "*In no event shall FMC or seller be...etc.*", is unacceptable since it negates from labeling requirements as set forth by the Agency in 40 CFR Part 156. Therefore either delete or revise as follows: "*To the extent permitted by law FMC or seller shall not be liable for any...etc.*".

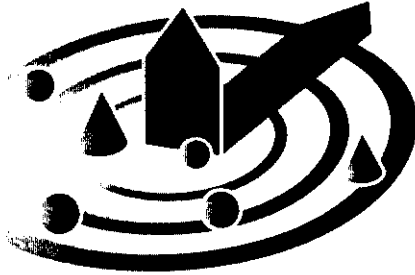
If you have any questions regarding this action, please contact Olga Odiott of my team at (703) 308-9369.

Sincerely,


George T. LaRocca
Product Manager (13)
Insecticide Branch
Registration Division (7505C)

Enclosure

FirstLine® GT Plus



Termite Bait Station

Only for Sale to, Use and Storage by Professional Pest Control Operators in Commercial, Industrial, Institutional and Residential Areas.

EPA Reg. No. 279-3196

EPA Est. No.

Active Ingredient:	By Wt.
Sulfuramid	0.01%
Inert Ingredients	99.99%
Total	100.00%

U.S. Patent No. 4,921,696 Other U.S. and Foreign Patents Pending

DO NOT ALLOW CHILDREN OR PETS TO PLAY WITH THE BAIT STATION

CAUTION

See other panels for additional precautionary information.

FIRST AID	
If on skin or clothing	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15-20 minutes. • Call a poison control center or doctor for treatment advice.
HOTLINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-(800)-331-3148 for Emergency Assistance.	
For Information Regarding the Use of this Product Call 1-800-321-1FMC (1362).	

ACCEPTED
with COMMENTS
in EPA Letter Dated
OCT 21 2003

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

279-3196



FMC Corporation
Agricultural Products Group
Philadelphia, PA 19103

9/03 First Aid & Cold Weather Hlt

PRECAUTIONARY STATEMENTS

Hazards to Humans (and Domestic Animals)

Caution: Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling.

TERMITE BAITS ARE PACKAGED IN CHILD RESISTANT CONTAINERS.

STORAGE AND DISPOSAL

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

Pesticide Storage

Keep out of reach of children and animals. Store in original containers only. Store in a cool dry place and avoid excess heat.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills. Call FMC: (800) 331-3148.

To confine spill: Cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

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

Wrap FirstLine® GT Plus Termite Bait Station and put in trash. Plastic bags: Dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke

DIRECTIONS FOR USE

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

FirstLine GT Plus Termite Bait Station is ready to use and filled with a treated cellulosic matrix containing 100 ppm sulfuramid, a slow acting insecticide. The use of this bait suppresses or controls termite infestations. The termite activity depends on the species involved, weather, moisture, and the time of year. Termites may require 1 to 4 months or more for control. Permitted areas of use include commercial, industrial, institutional and residential buildings and structures such as, houses, apartment buildings, laboratories, stores, warehouses, schools, nursing homes, hospitals, restaurants, hotels, churches, food manufacturing, processing and service establishments and their immediate surroundings. The bait is effective against: Coptotermes, Heterotermes, and Reticulitermes termites. Indoor applications are limited to soil installation only.

For Structures With an Active Infestation

For use around residential, daycare and pre-school structures. A maximum of 30 FirstLine GT Plus Termite Bait Stations can be installed (in the ground at any one time).

For use around commercial, industrial and institutional structures (except daycare or pre-school structures) use as many FirstLine GT Plus Termite Bait Stations as needed.

Use one FirstLine GT Plus Termite Bait Station in an area of heavy termite activity. Bury the FirstLine GT Plus Termite Bait Station up to its cap in soil, wood, or mulch or completely bury the FirstLine™ GT Plus Termite Bait Station to help prevent tampering.

FirstLine GT Plus Termite Bait Station must be placed in close proximity to actively foraging termites so that the bait may be located by the termites and ingested. Time required for control varies depending upon how quickly the termites tunnel or enter the FirstLine GT Plus Termite Bait Station and feed upon the bait.

Minimize disturbance of termites during all phases of the FirstLine GT Plus Termite Bait Station installation and inspection. Replace the FirstLine GT Plus Termite Bait Station before termites consume all of the bait within a station.

FirstLine GT Plus Termite Bait Stations are considered active when termites are present in the station. The PCO must inspect the FirstLine GT Plus Termite Bait Station monthly until the bait is consumed and/or termite activity ceases, replacing station with significant feeding (at least 50% of bait consumed) or in use for 6 months around residential, daycare and pre-school structures. The frequency of inspection should be adjusted according to termite species, foraging pressure and climatic conditions. After feeding has stopped, continue to monitor the station every two to four months for the next twelve months and then every six months, replacing or disposing of any station in use for 6 months around residential, daycare and pre-school structures.

For Structures With No Active Infestations

For use around residential, daycare and pre-school structures. A maximum of 30 FirstLine GT Plus Termite Bait Stations can be installed (in the ground at any one time).

For use around commercial, industrial and institutional structures (except daycare or pre-school structures) use as many FirstLine GT Plus Termite Bait Stations as needed.

As identified by an inspection, install one FirstLine GT Plus Termite Bait Station in a critical area. Although FirstLine GT Plus Termite Bait Station does not attract termites, termite activity may be located through the use of FirstLine GT Plus Termite Bait Station. FirstLine GT Plus Termite Bait Station may be introduced into previously known infested areas. Do not place FirstLine GT Plus Termite Bait Station closer than 6 inches to the foundation to avoid termiticide treated soil. Reinspect the structure within 6 months and then every 6 months, replacing or disposing of any stations in use for 6 months around residential, daycare and pre-school structures. FirstLine GT Plus Termite Bait Stations are considered active when termites are present in the station. If infestation occurs, the PCO must inspect the FirstLine GT Plus Termite Bait Station monthly until the bait is consumed and/or termite activity ceases, replacing station with significant feeding (at least 50% of bait consumed) or in use for 6 months around residential, daycare and pre-school structures. The frequency of inspection should be adjusted according to termite species, foraging pressure and climatic conditions. After feeding has stopped, continue to monitor the station every two to four months for the next twelve months and then every six months. Replace or dispose of any stations in use for 6 months around residential, daycare and pre-school structures.

FirstLine GT Plus Termite Bait Station is intended to be used in an integrated Pest Management (IPM) Program. An IPM program must include inspection and contain any one or more of the following elements: moisture management recommendations, wood management recommendations, termiticides, termiticide foams, baits, and physical barrier sand. The PCO should follow all applicable state IPM recommendations in addition to FMC's requirements. FMC or its representative will train and authorize all PCO's in the proper use of FirstLine GT Plus Termite Bait Station. Only PCO's authorized by FMC may apply this bait product.

The cornerstone of the IPM programs starts with a thorough inspection of the structure, elimination of conditions conducive to termite attack, moisture and food control. The structure must be thoroughly inspected and graphed prior to the start of the program. The graph must identify the location of critical areas known to be favored by termites such as but not limited to locations in the foundation penetrated by utility services, cracks and expansion joints, bath traps and areas where concrete has been poured adjacent to other concrete such as stairs, patios, slab additions, and areas with moisture problems. In addition, outside critical areas near the structure such as downspouts, water faucets, sunken window wells, poorly drained or constantly moist areas, fence posts, stumps, mulched areas and air conditioner water drains within a twenty five foot radius of the structure should be mapped. FirstLine GT Plus Termite Bait Station may be used in situations such as: in trees, posts, poles, rubble foundations, sewer systems, electrical systems, underground cabling, porches, crawlspaces, soil, and exterior planters. Termites infesting areas adjacent to wells may be treated, whether the well is within the structure or not, but FirstLine GT Plus Termite Bait Station must not be placed inside of a well.

Inspection Interval Adjustment Due to Climatic Conditions

Since subterranean termites are cold-blooded animals, their foraging and feeding activity is significantly reduced during periods of low temperature. When the temperature falls below a certain level, termites may stop feeding. During these periods of low temperature, inspection

intervals for FirstLine™ GT Plus Termite Bait Stations may be altered following the criteria described.

The temperature at which termite activity substantially declines may vary between different geographic areas and termite species. In general, when the average daily exterior air temperature is below 50° F, termite activity may be reduced to a point where inspections are not necessary. If bait stations are inspected and found to be inactive, and the daily average temperatures are below 50° F, inspections of bait stations may be postponed until the average daily temperature exceeds 50° F for 7 consecutive days. Bait stations whose inspection had been postponed because of low temperature must be inspected within 30 days of the resumption of the inspections. Consult a weather database such as the National Weather Service at www.NWS.noaa.gov and use the mean monthly normal minimum daily temperature data for the closest reporting station to construct a written schedule for the inspection of stations during cold weather.

Regardless of temperature, do not allow the FirstLine GT Plus Termite Bait Station inspection interval to exceed 6 months.

Attention

Do not install FirstLine GT Plus Termite Bait Station within wells.

Do not install FirstLine GT Plus Termite Bait Station into termiticide treated soil.

Do not spray FirstLine GT Plus Termite Bait Station during routine pesticide applications.

Do not reuse FirstLine GT Plus Termite Bait Station at other properties.

Do not use on fruit and nut bearing trees.

Do not install FirstLine GT Plus Termite Bait Station in contact with water.

Contact APG Specialty Products at: (800) 321-1362 for assistance in using FirstLine GT Plus Termite Bait Station or other components of the Integrated Pest Management (IPM) Program.

Termite Warranty

The FMC authorized Pest Control operator/firm utilizing the FirstLine GT Plus Termite Bait Station as part of an Integrated Pest Management program for structures must, so long as the property owner is maintaining the annual renewal inspection, provide the property owner with a warranty that structural damage caused by live termites after the initiation of the IPM program will be repaired. Any such warranty shall be between the PCO operator/firm and the property owner. This paragraph neither creates nor confers any rights against FMC.

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 should 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 beyond the control of FMC or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold FMC and Seller harmless for any claims relating to such factors.

Seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the Directions for Use when used in accordance with the directions under normal conditions of use. FMC MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE, NOR ANY OTHER EXPRESS OR IMPLIED WARRANTIES WITH RESPECT TO THE SELECTION, PURCHASE, OR USE OF THIS PRODUCT. Any warranties, express or implied, having been made are inapplicable if this product has been used contrary to label instructions, or under abnormal conditions, or under conditions not reasonably foreseeable to (or beyond the control of) seller or FMC, and buyer assumes the risk of any such use.

In no event shall FMC or seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF FMC 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 FMC OR SELLER, THE REPLACEMENT OF THE PRODUCT.

This Conditions of Sale and Limitation of Warranty and Liability may not be amended by any oral or written agreement.