

U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505C) Ariel Rios Building

1200 Pennsylvania Ave., NW Washington, D.C. 20460

EPA Reg. Number:

352-727

Date of Issuance:

January 30, 2007

NOTICE OF PESTICIDE:

x Registration
Reregistration
(under FIFRA, as amended)

Term of Issuance: Conditional

Name of Pesticide Product:

DuPont

Advion MT Fire Ant Bait

Name and Address of Registrant (include ZIP Code):

DuPont Crop Protection Stine-Haskell Research Center P.O. Box 30 Newark, DE 19714-0030

ATTN: S. K. Theodorakis

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.

This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A) and (B) provided that you:

- 1. Submit and/or cite all data required for registration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.
 - 2. Make the following label changes before you release the product for shipment:
 - a. Revise the EPA Registration Number to read: "EPA Reg. No. 352-727."
 - b. Under the Environmental Hazards section, add the following statement:
 - i. "Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours."

Signature of Approving Official:

Date:

Geraldine McCann, Biologist Insecticide Rodenticide Branch

Registration Division (7505P)

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- c. Delete the following claims that appear on the label:
 - i. Delete all quick kill claims, e.g., "Fire ants find/pick up bait in minutes", (As per the 6/30/2005 efficacy review, no efficacy data were submitted to support claims that the product kills fire ants prior to 72 hours.)
 - ii. Delete the claim "exclusive formula". Non-specific words without valid comparison are not allowed.
 - iii. In the statement: "Use straight from the Bag (Bottle, Container)", "from" is spelled incorrectly.
- d. The claim: "New! Measure and Pour Applicator Cap" may be used for a period of 6 months from the date of the Label approval.
- e. In the box titled: "FOR BEST RESULTS", delete "FOR BEST RESULTS" because this implies that it is optional language.
- f. Under the "phone/computer i-con" statements:
 - i. The National Pesticide Information Center (NPIC) phone number (1-800-858-7378) is an optional service available for information and emergency advice.
- g. Revise the WARRANTY DISCLAIMER and INHERENT RISKS OF USE language as follows, respectively:
 - i. In front of the second sentence, add: "To the extent consistent with applicable law, Seller makes no express nor implied..."
 - ii. Change the last sentence to read: "To the extent consistent with applicable law, all such risks shall be assumed by the Buyer."
- 3. Product Chemistry data requirements for the 830 Series Subgroup A and Subgroup B guidelines are satisfied, except for the one year storage stability and the corrosion characteristic studies. Storage stability (830.6317) and corrosion characteristics (830.6320) data are outstanding and must be submitted to satisfy the requirements of 40CFR 158.190 within 18 months from the date of this Notice.
- 4. Submit two copies of the revised final printed label for the record.

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 stamped "accepted with comments" is enclosed for your records.

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DuPont™ Advion® MT

FIRE ANT BAIT

OUTDOOR USE ONLY READY TO USE

[Optional label statements] Easy to Use New! Measure & Pour Applicator Cap! No Mixing Required/Necessary Use Straight form the Bag (Bottle, Container) Mound Treatments No Watering Necessary Kills Fire Ants Kills the Queen(s)
Kills the Mound Kills the Colony Controls the Mound Controls the Colony Plus Helps Stop New Mounds from Forming No Mound Movement No Mound Movement Means Less Product Needed No Mound Movement Means No Additional Treatment Controls Mounds You See plus Those You Don't Kills Mounds You See plus Those You Don't Effective Kill of Fire Ants Fire Ants Find/Pick Up Bait in Minutes Treats (depends on package size) Mounds No Odor Odor-Free Contains Advion* Guaranteed to kill or your money back Low odor Destroys the mound Destroys/kills the mound/queen/colony in (as few as) 3 days Can be applied as (individual) mound treatment Kills the queen(s) and/& the colony/mound Guaranteed kill [or your money back] Money back guarantee Dual action [formula] Treat [individual] mounds For mound treatment/application Fast/effective mound kill/control Deep reaching formula Fire ants think it's food! Great value Exclusive formula Kills visible and/&/plus hidden mounds New/next generation fire ant control Just sprinkle/shake and/& walk away

No mound relocation

Gets down deep to get the queen(s)

Worker ants feed the queen(s) a deadly dose

Active Ingredient
Indoxacarb
(S)-methyl 7-chloro-2,5-dihydro-2-[[(methoxycarbonyl)]4(trifluoromethoxy)phenyl]amino]-carbonyl]indeno[1,2-e][1,3,4]oxadiazine-4a-(3H)-carboxylate

Other ingredients

TOTAL

EPA Reg. No. 352-XXX
NET CONTENTS:

Establishment No.:

KEEP OUT OF REACH OF CHILDREN CAUTION PRECAUCION

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.)

FIRST AID

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

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Wash thoroughly with soap and water after handling.

ENVIRONMENTAL HAZARDS

Do not apply where/when conditions could favor runoff. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Cover, incorporate, or clean up granules that are spilled. Do not contaminate with COMMENTS er when disposing of equipment rinsewater or put product or a A Letter Details.

Unit r TAN 3 1 Redicide.

Indir r TAN 3 1 Redicide.

OUPOND.

The miracles of science

[Optional statement for resealable label booklets] OPEN RESEALABLE LABEL FOR DIRECTIONS AND PRECAUTIONS

	
KILLS	Fire Ants
WHERE TO USE	 On Lawns Perimeter of Home Around Ornamental Plants (Flowers, Shrubs & Trees) Around Home Gardens On sidewalks, patios and driveways
PEOPLE & PETS [icon]	People and pets may return to treated areas after product application has been completed
[phone/computer icon]	[Option 1 format for contact information] Questions, Comments or Medical Information. Call 1-800-XXX-XXXX [Option 2 format for contact information] If you have a medical emergency, need consultation on diagnosis, therapy and analysis please call XXX-XXXX If you have questions relating to product use or application, please call XXX-XXX-XXX. If you have a product spill or transportation emergency call XXX-XXX XXX. For Material Safety Data Sheet please go to
	www.xxx.com, or call xxx-xxx-xxx.

DIRECTIONS FOR USE

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

[Optional section for amount to use when container	
without measuring cap is to be used]	
AMOUNT TO USE [icon]	
- Mound Treatment: 4 Tablespoons per Mound	

Do not use kitchen utensils for measuring. Keep measuring utensils with pest control products and away from children.

[Optional instructions for container with measuring cap] To prepare for application remove cap and remove inner foil liner. Replace cap.

(Step 1 graphic of cap): Rotate cap to "fill" position as indicated. Turn bottle upside down allowing contents to fill chamber.

(Step 2 graphic of cap): While bottle is upside down, rotate cap to "apply" position as indicated. Turn bottle to upright position.

(Step 3 graphic of cap): Open the cap. Shake contents over and around each mound in a 4-foot diameter circle until cap is empty.. Repeat process for each mound treated. Always read and follow instructions as indicated inside before using.

	FOR BEST RESULTS
HOW TO APPLY MOUND TREATMENT [icon]	[Optional statement for containers without measuring cap] Sprinkle bait evenly around each mound in a 4-foot diameter circle. Apply gently to avoid disturbing ants.
MOWING [mower icon]	- Avoid mowing 1 day before and after application.
WATER/RAINFALL [water icon]	 Do not water-in bait. Do not water within 6 hours of a mound application If rain occurs within 6 hours of a mound application adequate foraging of the bait may not occur and retreatment may be necessary.
WHEN TO APPLY	 Apply when fire ants are active (usually when temperatures are greater than 70° F). The best time to apply is in the cooler morning and late evening when fire ant foraging is at its peak. Mounds will usually be destroyed within 3 to 7 days. Large mounds may require a repeat application.

STORAGE AND DISPOSAL

STORAGE: : Store in a cool, dry place out of reach of children and domestic animals. Store in original container only.

DISPOSAL: If empty: Do not reuse this container. Place in trash or offer for recycling if available. If partly filled: Call your local solid waste agency [Optional number: or 1-800-XXX-XXXX] for disposal instructions. Never place unused product down any indoor or outdoor drain.

Notice: Buyer assumes all risks of use, storage or handling of this product not in accordance with directions.

[Option Guarantee Statement]

The [company name] Guarantee: If for any reason you are not satisfied with this product, mail us proof of purchase to obtain a full refund of your purchase price.

[Option 2 for contact informaton]

If you have a medical emergency, need consultation on diagnosis, therapy and analysis please call xxx-xxx-xxx

If you have questions relating to product use or application, please call xxx-xxx-xxx.

If you have a product spill or transportation emergency call xxx-xxx xxx

For Material Safety Data Sheet please go to www.xxx.com, or call xxx-xxx-xxx.

[Optional]

TERMS AND CONDITIONS OF USE

If terms of the following Warranty Disclaimer and Inherent Risks of Use are not acceptable, then return unopened package at once to the seller for a full refund of purchase price paid. Otherwise, use by the buyer or any other user constitutes acceptance of the terms under Warranty Disclaimer and Inherent Risks of Use.

WARRANTY DISCLAIMER

Seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions, subject to the inherent risks set forth below. SELLER MAKES NO EXPRESS NOR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.

INHERENT RISKS OF USE

It is impossible to eliminate all risks associated with the use of this product. Lack of performance, or other unintended consequences may occur due to such factors as use of the product contrary to the label instructions (including adverse conditions noted on the label, such as unfavorable temperature, soil conditions, etc.), abnormal conditions (such as extreme weather conditions), presence of other materials, the manner of application, or other factors, all of which are beyond the control of the Seller. All such risks shall be assumed by the Buyer.

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