

432-836

8-29-2007

1/9



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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

AUG 29 2007

Jan Brill
Manager, Registrations
Bayer Environmental Science
2 T. W. Alexander Drive
Research Triangle Park, NC 27709

SUBJECT: Application for Pesticide Notification –Change Warranty, Storage, and Spreader
Settings
DeltaGard® G
EPA Reg. No. 432-836
Application Dated August 3, 2007

Dear Ms. Brill:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please me directly at 703-305-6249 or Terri Stowe of my staff at 703-305-6117.

Sincerely,

A handwritten signature in cursive that reads "Rachel C. Halloman" with a stylized flourish below it.

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs

2/9

 EPA	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other:	OPP Identifier Number
--	---	---	-----------------------

Application for Pesticide - Section I

1. Company/Product Number 432-836	2. EPA Product Manager George LaRocca	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) DeltaGard G Insecticide Granule	PM# 13	
5. Name and Address of Applicant (Include ZIP Code) Bayer Environmental Science 2 T.W. Alexander Dr. Raleigh, NC 27709 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(I), my product is similar or identical in composition and labeling to: <div style="text-align: right; font-weight: bold; font-size: 1.2em;">NOTIFICATION</div> EPA Reg. No. _____ <div style="text-align: right; font-weight: bold; font-size: 1.2em;">AUG 29 2007</div> Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)

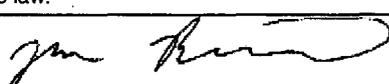
Notification of Changes in Warranty Statement per PR Notice 98-10 (see Explanation Page for full details)

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No			<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify)
*Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product			<input type="checkbox"/> Lithograph <input type="checkbox"/> Other _____ <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)		
Name Jan Brill	Title Manager, Registrations	Telephone No. (Include Area Code) 919/549-2421
I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Manager, Registrations	
4. Typed Name Jan Brill	5. Date 3 August 2007	

DeltaGard G Insecticide Granule

EPA Reg. No. 432-836

3 August 2007

Section II Explanation – Continued

With this submission, Bayer Environmental Science notifies EPA of the following changes;

1. Changes in Warranty Statement

- – Under “Conditions”, changed “...**should be followed carefully**” to read “...**must be followed carefully**”.
- Under “Disclaimer of Warranties”, added the phrase “TO THE EXTENT CONSISTENT WITH APPLICABLE LAW,...” to the beginning of the section.
- Under “Limitation of Liability”, added the phrase “TO THE EXTENT CONSISTENT WITH APPLICABLE LAW,...” to the beginning of the section.
- Changed the company name to reflect the current company name in several places (Aventis Environmental Science USA LP changed to Bayer CropScience LP)

2. Storage and Disposal Statement – changed the “Storage” section head to read “Pesticide Storage”.

- 3. Spreader Settings – because spreaders and their settings change frequently, and EPA does not review the settings anyway, we have removed the table listing spreaders and settings and added the phrase “**Note: Calibration chart for spreaders will be inserted at time of printing.**”**

NOTIFICATION**AUG 29 2007**

Bayer Environmental Science



Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

NOTIFICATION

AUG 29 2007

ATTN: George LaRocca, PM #13

Subject: DeltaGard G Insecticide Granule, EPA Reg. No. 432-836
Notification of Minor Label Change

Dear Mr. LaRocca,

With this submission, Bayer Environmental Science notifies EPA of Minor Label Changes including the following (see page 2 of application form for details);

- Warranty Statement revisions
- In Storage & Disposal Statement corrected "Storage" to "Pesticide Storage"
- Inserted placeholder for adding spreader settings at label printing – EPA does not review spreader settings.

August 3, 2007

Bayer Environmental
Science
P.O. Box 12014
2 T.W. Alexander Drive
Research Triangle Park,
NC 27709

Tel. 919 549-2421
Fax. 919-549-3937

To effect this action, enclosed please find the following;

1. EPA Form 8570-1, with explanation page
2. 2 copies of final printed labeling for the subject product
3. 1 copy of final printed labeling with changes highlighted
4. CD containing electronic version of label
5. Certification with Respect to Label Integrity

I trust that this completes the documentation for this registration action. If you have any questions, or require further information, please contact me either by telephone at 919/549-2421 or email at jan.brill@bayercropscience.com

Sincerely,

Manager, Registration

Email; jan.brill@bayercropscience.com

5/9
NOTIFICATION

AUG 29 2007

Certification with Respect to Label Integrity

version: 9/11/02

I certify that the information (including, but not limited to, text, tables, and graphics) contained in the electronic file identified below by file name and submitted with this certification is the same information as that on the paper copies of these documents included with this submission.

PROPOSED LABEL		
EPA Registration #	Date Submitted to EPA	Electronic file name
432-836	08/03/07	000432-00836.20070803.DeltagardGINSECTICIDEGRANULE.pdf

I certify that the statements that I have made on this form are true, accurate, and complete. I acknowledge that any knowingly false or misleading statements may be punishable by fine or imprisonment or both under applicable law.


Signature

08/03/2007
Date

Anna B. Wilkins
Name (typed)

Label Development Specialist
Title

6/9

NOTIFICATION

AUG 29 2007

DeltaGard® G INSECTICIDE GRANULE

FOR SALE TO, USE AND STORAGE BY COMMERCIAL APPLICATORS.
FOR INSECT CONTROL IN TURFGRASSES, LANDSCAPE ORNAMENTAL PLANTINGS (including interior
plantscapes), AND PERIMETERS AROUND COMMERCIAL, INDUSTRIAL, RESIDENTIAL, AND RECREATIONAL
AREAS.

For Outdoor Use on Lawns, Grounds, and Perimeter Treatments.

Kills Insects in Lawns

Controls Home Invading Pests

10 Pounds Treats up to 5,000 Sq. Ft.

Controls Surface-Feeding Pests

Kills Ticks (Including those that may carry Lyme Disease)

NOT FOR USE ON GOLF COURSES OR SOD FARMS

New water Dispersible Granule

ACTIVE INGREDIENT:

Deltamethrin:.....0.1%

OTHER INGREDIENTS:.....99.9%

Total:.....100.0%

EPA Reg. No. 432-836

EPA Est. No.

KEEP OUT OF REACH OF CHILDREN CAUTION

PRECAUCION AL USARIO: Si usted no lee ingles, no use este producto hasta que la
etiqueta le haya sido explicado ampliamente.

(TO THE USER: If you cannot read English, do not use this product until the label has
been fully explained to you.)

IN CASE OF MEDICAL, ENVIRONMENTAL, OR TRANSPORTATION EMERGENCIES OR INQUIRIES,
CALL 1-800-334-7577 (24 HOURS/DAY).
FOR PRODUCT INFORMATION, CALL TOLL-FREE: 1-800-331-2867

FIRST AID

IF SWALLOWED:	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by a poison control center or doctor.
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.
IF IN EYES:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15-20 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eyes. • Call a poison control center for treatment.
IF INHALED:	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. • Call a poison control center or doctor for further treatment advice.
Have the product container or label with you when calling a poison control center or doctor or going for treatments.	

7/9

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS & DOMESTIC ANIMALS

CAUTION

Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling.

Food utensils such as spoons and measuring cups must not be used for food purposes after use in measuring pesticides. Do not allow children or pets on treated areas until granules have been watered into the soil and the grass or soil is dry.

ENVIRONMENTAL HAZARDS

This product is extremely toxic to fish and aquatic invertebrates. Do not apply directly to water, to areas where surface water is present or to intertidal areas below the mean high water mark. Use with care when applying in areas adjacent to any body of water. Do not contaminate water when disposing of equipment washwater.

DIRECTIONS FOR USE

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

Not for use on plants being grown for sale or other commercial use, or for commercial seed production, or for research purposes. For use on plants intended for aesthetic purposes or climatic modification and being grown in ornamental gardens or parks, or on lawns and grounds.

Not for use in commercial greenhouses or nurseries.

Not for use on sod farms, grass grown for seed, or on golf course turf.

GENERAL INFORMATION

DELTAGARD G Insecticide Granule is a broad spectrum residual pyrethroid insecticide for the control of major insect pests in turfgrasses and landscape ornamentals (including interior plantscapes) and around the perimeters of structures in residential, commercial, and recreational areas. DELTAGARD G Insecticide Granule is a 0.1 % granular formulation of deltamethrin on a water (dispersible) soluble carrier. Treat as directed. This product is extremely toxic to fish and aquatic invertebrates. Use with care when applying in areas adjacent to any body of water. Do not apply on saturated soil. Do not allow runoff to occur. Do not contaminate ornamental fish ponds.

Apply this product as prescribed on this label but not more than once per week during the growing season.

To avoid potential residue on concrete surfaces (patios, sidewalks, driveways, pavers, or similar material), it is recommended that granules applied to these surfaces be removed.

In New York State, product may not be applied to turf within 100 feet of a coastal marsh, or stream that drains directly into a coastal marsh. For control of turf insects other than ticks in New York State, a second application may be made after two weeks if target insect activity persists.

RECOMMENDATIONS FOR TURFGRASSES, ORNAMENTAL PLANTINGS, AND PERIMETER TREATMENTS:

Apply DELTAGARD G Insecticide Granule as a broadcast application with suitable and calibrated application equipment to give complete and uniform coverage of pest infested areas. Applications should be made using the rates shown below:

Pest	Dosage of Product	Application Procedure
Annual bluegrass weevil (Hyperodes) (adult), Ants, Armyworms, Bermudagrass mites, Billbugs (adult), Black Turfgrass Ataenius, Boxelder bugs, Centipedes, Chiggers, Chinchbugs, Clover mites, Cockroaches, Crickets, Cutworms, Darkling ground beetles, Digger wasps, Essex skipper, Field crickets, Fiery skipper, Fire ants, Firebrats, Flea beetles, Grasshoppers, Japanese Beetles (adult), Lawn moths, Leafhoppers, Mealybugs (adult), Silverfish, Sod webworms, Sowbugs, Spiders, Spittlebugs, Springtails, Ticks (including lyme disease vectors), and Vegetable weevils	2 to 3 pounds per 1000 sq. ft. OR 0.08 to 0.13 lb ai/A OR 87 to 131 pounds/A	Treat when insects first appear. Apply this product uniformly to the pest infested area. Use the higher application rate for subsurface pests and/or for extended residual control. For optimum results, irrigate with an adequate quantity of water to thoroughly moisten grass and thatch, and dissolve the insecticide granules.
Mole crickets	2 to 3 pounds per 1,000 sq.ft.	In order to improve efficacy (for optimum results), irrigate as soon as possible with ¼ to ½ inch of water.

8/19

APPLICATION EQUIPMENT: DELTAGARD G Insecticide Granule is a granular formulation. Apply with a fertilizer spreader or equivalent equipment as uniformly as possible. Spreaders should be calibrated periodically to ensure that equipment wear or other factors have not altered the flow rate of DELTAGARD G Insecticide Granule. Calibration instructions are included in the Owner's Manual that was provided by the equipment manufacturer at the time of purchase.

DELTAGARD G Insecticide Granule Recommended Spreader Settings

Note: Calibration chart for spreaders will be inserted at time of printing.

TICK CONTROL (OUTDOORS): For control of *Ticks* (including, but not limited to *Bear Tick, Black-legged Tick, Brown Dog Tick, Deer Tick, Lone Star Tick, Western Black-legged Tick, Wood Tick*), a regular treatment program should be followed. Treat once a month as directed above when pests first appear in late spring (May-June) and continue until late summer (August-September) into the fall.

SOD WEBWORMS: If *Lawn Moths (Sod Webworm Adults)* are noticed in large numbers at dusk, or at first sign of damage to lawn, treat entire lawn uniformly.

PERIMETER TREATMENT: To help prevent infestation of buildings by *Ants, Boxelder Bugs, Brown Dog Ticks, Centipedes, Cockroaches, Clover Mites, Crickets, Field Crickets, Fire Ants, Sowbugs, Spiders, Springtails (Collembola), Termites, and Ticks*; treat a band 5 to 10 feet wide around and adjacent to the building where pests are active and may find entrance. Treat at a rate of 1 to 1 1/2 pounds per 500 sq. ft. or 2 to 3 pounds per 1,000 sq. ft.

For termites, the purpose of such applications of DELTAGARD G Insecticide Granule is to kill workers or winged reproductive forms which may be present at the time of treatment. Such applications are not a substitute for mechanical alteration, soil treatment or foundation treatment but are merely a supplement.

SPOT TREATMENT: To control *Ants*, including *Acrobat, Argentine, Big Headed, Cornfield, Harvester, Leafcutter, Little Black, Pavement and Pyramid Ants*; if possible, locate and treat nest first. Product should be applied to thoroughly cover the nest (1 to 2 teaspoons) and sprinkled with sufficient water to dissolve granules. In addition to treating ant nests or mounds, entry points of buildings and the soil surface along the perimeter of the building should be treated.

DIGGER WASPS: Apply 1 to 2 teaspoons of granules in and around each individual ground nest opening. Make the application at dusk when wasps are not active.

IMPORTED FIRE ANTS: Apply up to two tablespoons over each 8" to 10" diameter mound and up to 2 feet around to prevent escape of the queen. Immediately after application, water the granules into the soil gently with a light sprinkling can to avoid disturbing the colony. Use at least 1 gallon of water per mound. Apply in cool weather during the spring and fall (65°-80°F), or in early morning or late evening for best results. Treat new mounds as they appear. If possible, make applications after a recent rainfall.

FLOWER, SHRUB, ORNAMENTAL PLANT BEDS AND INTERIOR PLANTSCAPES:

To control *Ants, Fire Ants, Centipedes, Cockroaches, Crickets, Cutworms, Sowbugs, Pillbugs, Grasshoppers, Armyworms, Spiders, Springtails, and Ticks*; apply granules evenly over soil within the beds, interiorscapes, and under shrubbery. Use the same dosage recommended for control of these pests in lawns. For optimum results, irrigate with an adequate quantity of water to thoroughly moisten treated area and dissolve the insecticide granule. Do not use on or around fruit and nut trees, vegetable plants or around any plants used for food.

STORAGE & DISPOSAL

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

Pesticide Storage: Store in original container in a secured, dry storage area. Prevent cross-contamination with other pesticides and fertilizers. If the container is leaking or material is spilled, sweep up and remove to chemical waste area.

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: Completely empty container (by shaking and tapping sides and bottom) into application equipment. Dispose of container in a sanitary landfill or by incineration if allowed by State and local authorities. If burned, stay out of smoke.

9/19

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. 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 LP. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE LP 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 LP is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. Bayer CropScience LP 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 LP'S ELECTION, THE REPLACEMENT OF PRODUCT.

©Bayer CropScience LP, 2007

DeltaGard and Chipco are registered trademarks of the Bayer CropScience LP.

Net Contents: 40 Pounds

Produced for

Bayer Environmental Science
A Business Group of Bayer CropScience LP
PO Box 12014 2 T. W. Alexander Drive
Research Triangle Park, NC 27709

DELTAGARD G Insecticide Granule (PENDING) 08/01/07