



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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

Ms. Jan Brill
Bayer Environmental Science
2 T. W. Alexander Drive
Raleigh, NC 27709

MAR - 1 2010

Dear Ms. Brill:

Subject: Amendment- addition of crop and pastureland claims, updating
of storage and disposal statements and warranty statements
Omen 30-30
EPA Registration Number 432-1235
Your submission dated December 9, 2009

The application referred to above, submitted in connection
with registration under the Federal Insecticide, Fungicide, and
Rodenticide Act, as amended, is acceptable with the following comments:

1. On page 2 delete the addition of crop and pastureland claims.
You cannot add additional claims without providing the Agency with a new
data matrix and formulator's exemption statement.

Please note that your storage and disposal statements and warranty
statements are acceptable.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Richard A. Gebken".

Richard Gebken
Product Manager (10)
Insecticide Branch
Registration Division (7505P)

Enclosure

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OMEN 30-30 ULV

FOR USE ONLY BY FEDERAL, STATE, TRIBAL OR LOCAL GOVERNMENT OFFICIALS RESPONSIBLE FOR PUBLIC HEALTH AND VECTOR CONTROL, OR BY PERSONS CERTIFIED BY THE STATE OR TRIBAL LEAD PESTICIDE REGULATORY AGENCY TO PERFORM ADULT MOSQUITO CONTROL APPLICATION, OR BY PERSONS UNDER THEIR DIRECT SUPERVISION.

- * CONTAINS A QUICK KNOCKDOWN, LOW ODOR, NON-CORROSIVE SYNERGIZED SYNTHETIC PYRETHROID
- * FOR CONTROL OF ADULT MOSQUITOES IN RESIDENTIAL AND RECREATIONAL AREAS
- * FOR USE AGAINST BITING AND NON-BITING MIDGES AND BLACK FLIES
- * CONTAINS 2.5 LBS. AI PERMETHRIN/GALLON

ACTIVE INGREDIENTS:

Permethrin (3-Phenoxyphenyl)methyl (+/-) Cis/trans-3-(2,2-dichloroethyl)-2, 2-dimethyl cyclopropanecarboxylate*30.0%
 Piperonyl Butoxide Technical**30.0%

INERT INGREDIENTS†40.0%
 TOTAL:100.0%

*cis/trans isomer ratio: min. 35%(+/-) cis and max. 65% (+/-) trans.

**Equivalent to min. 24.0% (butylcarbityl (6-propylpiperonyl) ether and 6.0% related compounds.

† Contains Petroleum Distillates

EPA Reg. No. 432-1235

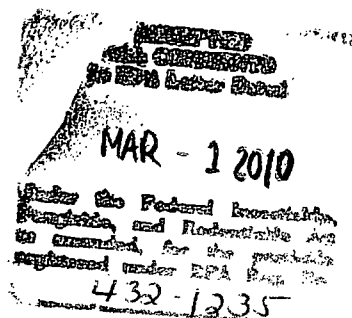
EPA Est. No. 432-TX-1

SEE SIDE/BACK PANEL FOR ADDITIONAL PRECAUTIONARY STATEMENTS
KEEP OUT OF REACH OF CHILDREN
CAUTION

Si usted no entiende la etiqueta, busque algien para que se la explique a usted en detalle (If you do not understand the label get someone to explain it to you in detail).

First Aid	
IF SWALLOWED:	• 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 by a poison control center or doctor. • Do not give anything to an unconscious person.
IF IN EYES:	• 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. • Call a poison control center or doctor for treatment advice.
IF ON SKIN:	• 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.
Note to Physician: May pose an aspiration pneumonia hazard. Contains petroleum distillates. Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-334-7577 for emergency medical treatment information. In case of Medical emergencies or health and safety inquiries or in case of fire, leaking or damaged containers, information may be obtained by calling 1-800-334-7577.	

Net Contents: 1 Gallon, 5 Gallons, 30 Gallons or 275 Gallons



PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

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

Environmental Hazards

This pesticide is extremely toxic to fish and aquatic invertebrates. Runoff from treated areas or deposition of spray droplets into a body of water may be hazardous to fish and aquatic invertebrates. Do not apply over bodies of water (lakes, rivers, permanent streams, natural ponds, commercial fish ponds, swamps, marshes or estuaries), except when necessary to target areas where adult mosquitoes are present, and weather conditions will facilitate movement of applied material away from the water in order to minimize incidental deposition into the water body. Do not contaminate water when disposing of equipment wash waters.

This pesticide is highly toxic to bees exposed to direct treatment on blooming crops or weeds. Do not apply this product or allow drift when bees are actively visiting the treatment area, except when applications are made to prevent or control a threat to public and/or animal health determined by a state, tribal or local health or vector control agency on the basis of documented evidence of disease causing agents in vector mosquitoes, or the occurrence of mosquito-borne disease in animal or human populations, or if specifically approved by the state or tribe during a natural disaster recovery effort. Applications should be timed to provide the maximum possible interval between treatment and the next period of bee activity.

Physical and Chemical Hazards

Do not use, pour, spill or store near heat or open flame.

DIRECTIONS FOR USE

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

READ ENTIRE LABEL FOR DIRECTIONS

Applications shall only be made when recommended by public health officials and trained personnel of mosquito abatement districts and/or other mosquito control programs. Before making the first application in a season, it is advisable to consult with the state or tribal agency with primary responsibility for pesticide regulation to determine if permits or other regulatory requirements exist.

Do not allow spray treatment to drift on cropland, (other than crops listed) or potable water supplies.

GENERAL

OMEN 30-30 is recommended for application as a thermal aerosol and an Ultra Low Volume (U.L.V.) nonthermal aerosol (Cold Fog) to control adult mosquitoes in residential and recreational areas where these insects are a problem; such as but not limited to parks, campsites, woodlands, athletic fields, golf courses, residential areas, municipalities, gardens, playgrounds, recreational areas and overgrown waste areas. For best results, treat when mosquitoes are most active and weather conditions are conducive to keeping the fog in the air column close to the ground, e.g. cool temperatures and wind speeds are equal to or greater than 1 mph. Application during the cool hours of night or early morning is usually preferable. All types of applications should be conducted at temperatures above 50°F.

Do not exceed 25 applications at 0.007 pounds of permethrin per acre (not to exceed 0.18 pounds of permethrin per acre) in any given season. More frequent applications may be made to prevent or control a threat to public and/or animal health determined by a state, tribal or local health or vector control agency on the basis of documented evidence of disease causing agents in vector mosquitoes or the occurrence of mosquito-borne disease in animal or human populations.

OMEN 30-30 can be applied to the air column over specific growing crops prior to harvest and range grasses for the control of adult mosquitoes and biting flies within or adjacent to these areas. Application can be made where the following crops are present:

Alfalfa	Cauliflower	Range grasses	Pistachio
Almonds	Cherries	Horseradish	Potato
Apples	Corn, fodder	Kiwi fruit	Soybeans
Artichoke, globe	Corn, forage	Leafy vegetables (except Brassica)	Spinach
Asparagus	Corn grain, (field and pop)	Lettuce, head	Tomatoes
Avocado	Corn, stover	Mushrooms	Vegetables, cucurbit
Broccoli	Corn, sweet kernel + cob with husks removed	Onions, dry bulb	Walnuts
Brussels sprouts	Eggplant	Peaches	Watercress
Cabbage	Filbert	Pears	
Celery	Garlic	Peppers, bell	

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Spray Droplet Size Determination

Ground Equipment:

Spray equipment must be adjusted so that the volume median diameter is less than 30 microns ($D_v 0.5 < 30 \mu\text{m}$) and that 90% of the spray is contained in droplets smaller than 50 microns ($D_v 0.9 < 50 \mu\text{m}$). Directions from the equipment manufacturer or vendor, pesticide registrant or a test facility using a laser-based measurement instrument must be used to adjust equipment to produce acceptable droplet size spectra. Application equipment must be tested at least annually to confirm that pressure at the nozzle and nozzle flow rate(s) are properly calibrated.

Aerial Equipment:

Spray equipment must be adjusted so that the volume median diameter produced is less than 60 microns ($D_v 0.5 < 60 \mu\text{m}$) and that 90% of the spray is contained in droplets smaller than 115 microns ($D_v 0.9 < 115 \mu\text{m}$). The effects of flight speed and, for non-rotary nozzles, nozzle angle on the droplet size spectrum must be considered. Directions from the equipment manufacturer or vendor, pesticide registrant or a test facility using a wind tunnel and laser-based measurement instrument must be used to adjust equipment to produce acceptable droplet size spectra. Application equipment must be tested at least annually to confirm that pressure at the nozzle and nozzle flow rate(s) are properly calibrated.

GROUND APPLICATION

ULV NON-THERMAL AEROSOL (COLD FOG)

To control **Mosquitoes**, **Midges** and **Blackflies** apply OMEN 30-30 using standard U.L.V. ground equipment or portable backpack sprayer. For vehicle-mounted non-thermal ULV equipment, base the acreage calculation on a swath width of 300-ft. If this product is applied undiluted at a flow rate of 1 fluid ounce per minute and a vehicle speed of 10 mph; the rate is equivalent to 0.0035 pounds permethrin. If a different vehicle speed is used, adjust accordingly (see Dilution Table below). Vary flow rate according to vegetation density and mosquito population. Use the higher flow rate in heavy vegetation or when populations are high. Calibrate equipment to ensure the proper flow rate. OMEN 30-30 may also be applied by diluting with a suitable solvent such as mineral oil. Do not treat a site with more than 0.007 pounds of permethrin per acre in a given twenty-four hour period. The following table presents sample dilutions and per acre rates for ground ULV applications. If an alternate dilution rate is used, adjust the flow rate accordingly.

DILUTION TABLE*							
GROUND ULV (300' swath width)							
Application Rate (lbs Permethrin/A)	Vehicle Speed (MPH)	Undiluted		Diluted 1:4		Diluted 1:8	
		Flow Rate (fl oz/min)	fl oz/A	Flow Rate (fl oz/min)	fl oz/A	Flow Rate (fl oz/min)	fl oz/A
0.0015	5	0.23		1.15		2.07	
	10	0.47	0.08	2.35	0.39	4.23	0.70
	15	0.70		3.50		6.30	
0.0035	5	0.54		2.70		4.86	
	10	1.09	0.18	5.45	0.90	9.81	1.62
	15	1.63		8.15		14.67	
0.007	5	1.08		5.40		9.72	
	10	2.18	0.36	10.90	1.80	19.62	3.24
	15	3.26		16.30		29.34	

* If an alternate dilution rate is used adjust the flow rate accordingly.

AERIAL APPLICATION

OMEN 30-30 may be applied either diluted or undiluted at rates of 0.0035 lbs to 0.007 pounds Permethrin-PBO per acre by fixed wing or rotary aircraft capable of making a ULV application. Do not apply by fixed wing aircraft at a height less than 100 feet, or by helicopter at a height less than 75 feet. Apply when ground wind speed is equal to or greater than 1 mph. Applications shall only be made when recommended by public health officials and trained personnel of mosquito abatement districts and other mosquito control programs. Do not treat a site with more than 0.007 pounds of permethrin per acre in a given twenty-four hour period.

For best results, treat when insects are most active and meteorological conditions are conducive to keeping the spray cloud in the air column close to the ground. In order to compensate for windy conditions and ensure drift onto the target area aerial application with aircraft equipped with Global Positioning Systems (GPS) is recommended.

IN FLORIDA: Do not apply by aircraft unless approved by the Florida Department of Agriculture and Consumer Services.

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THERMAL AEROSOL FOGGING

TRUCK MOUNTED: Apply OMEN 30-30 using thermal fogging equipment. Dilute with a mineral oil (such as BVA13 mineral oil) or another suitable non-phytotoxic, highly refined base oil diluent. Diluents should have a flash point minimum of 168° F, an API gravity minimum of 32 @ 60° F and their density should be from 7.0 to 7.25 lbs/gal @ 60° F. Do not exceed the maximum rate. May be applied at speeds of 5 mph up to 15 mph with variable flow systems. For use with hand carried foggers, apply at rates up to but not exceeding 0.007 pounds permethrin per acre. Do not wet foliage since certain oil base formulations may be phytotoxic. Apply when ground wind speeds are equal to or greater than 1 mph. Use a well-maintained and properly calibrated fogger. Fog downwind.

STORAGE AND DISPOSAL

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

Pesticide Storage: Store product in its original container in a cool, dry, locked place designated for such insecticides and out of reach of children. Avoid exposure to extreme temperatures. In case of spillage, soak up with absorbent material such as sawdust, or fullers earth, sweep up and place in a labeled container and dispose of as follows:

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:

Rigid, Non-refillable containers small enough to shake (i.e., with capacities equal to or less than 5 gallons)

Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with mineral oil and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. 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.

Rigid Non-refillable containers that are too large to shake (i.e., with capacities greater than 5 gallons or 50 lbs)

Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse or pressure rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container 1/4 full with mineral oil. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. 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.

Refillable container. Refill this container with pesticide only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean the container before final disposal, empty the remaining contents from this container into application equipment or mix tank. Fill the container about 10 percent full with mineral oil. Agitate vigorously or recirculate mineral oil with the pump for 2 minutes. Pour or pump rinsate into application equipment or rinsate collection system. Repeat this rinsing procedure two more times. 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.

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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 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. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE LP DISCLAIMS ANY LIABILITY WHATSOEVER FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

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For Product information call Toll-Free: 1-800-331-2867

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Produced for

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