

Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-95



United States Environmental Protection Agency Washington, DC 20460

Registration Amendment Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 432-1329
2. EPA Product Manager Dan Kenny
3. Proposed Classification None Restricted
4. Company/Product (Name) Merit 1 G Greenhouse and Nursery Insecticide
5. Name and Address of Applicant (Include ZIP Code) Bayer Environmental Science
6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to:

Section II

Amendment - Explain Below
Resubmission in response to Agency Letter dated
Notification - Explain below.
Final printed labels in response to Agency Letter dated
Me Too Application.
Other - explain below.

NOTIFICATION

MAR 18 2004

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

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. Adding US Patent Number and Disclaimer Statement.

Section III

1. Material This Product Will Be Packaged In: Child-Resistant Packaging, Unit Packaging, Water Soluble Packaging, Type of Container
2. Type of Container Metal, Plastic, Glass, Paper, Other (Specify)
3. Location of Net Contents Information
4. Size(s) of Retail Container
5. Location of Label Directions
6. Manner in Which Label is Affixed to Product

Section IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)
Name: Liane Stocky, Title: Registration Specialist, Telephone No. (include Area Code): 201 307-3415
Certification: I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete.
2. Signature: Liane Stocky, 3. Title: Registration Specialist, 4. Typed Name: Liane Stocky, 5. Date: February 25, 2004, 6. Date Application Received (Stamped)

Bayer Environmental Science



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February 25, 2004

Ms. Sherada Hobgood
US Environmental Protection Agency
Office of Pesticide Programs (7504C)
Registration Division
Document Processing Desk (NOTIF)
Room 266A, Crystal Mall 2
1921 Jefferson Davis Hwy
Arlington, VA 22202-4501

Dear Ms. Hobgood:

Bayer Environmental Science (BES) is notifying the agency of a minor label change. The additions of a US patent number and a disclaimer statement have been added to the labels listed below. No other changes have been made to these labels.

The following labels have been modified:

Merit 1 G Greenhouse and Nursery Insecticide	(432-1329)
Merit 2 Greenhouse and Nursery Insecticide	(432-1369)
Merit 60 WSP Insecticide	(432-1361)
Imidacloprid + Cyfluthrin Insecticide	(432-1392)

For each product the following documents are included:

- Completed 8570-1 application form
- 3 copies of revised labels with the changes highlighted

If you have any questions, you can contact me at (201) 307-3445 or email me at liane.stocky@bayercropscience.com.

Sincerely,

Liane Stocky
Registration Specialist

Encl.

Cc: Mike Gorrell
Mike Ruizzo

Bayer Environmental
Science
95 Chestnut Ridge Road
Montvale, NJ 07645
Phone : 201.307.9700

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Bayer Environmental Science

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NOTIFICATION

MAR 19 2004

Merit[®] 1 G

Greenhouse and Nursery Insecticide

For systemic insect control on ornamental plants in greenhouses, nurseries and interior plantscapes.

ACTIVE INGREDIENT:

*Imidacloprid, 1-[(6-Chloro-3-pyridinyl)methyl]-N-nitro-2-imidazolidinimine 1.0%

OTHER INGREDIENTS: 99.0%

100.0%

*Protected by U.S. Patent No. 4,742,060

EPA Reg. No. 432-1329

EPA Est. No. ____

**STOP - Read the label before use.
Keep out of reach of children.**

CAUTION

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed or absorbed through skin. Causes eye irritation. Avoid contact with skin, eyes, or clothing.

Personal Protective Equipment (PPE):

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Water-proof gloves
- Shoes plus socks

Follow manufacturer's instructions for cleaning/ maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

Engineering controls statements:

- When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240(d)(4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

User Safety Recommendations

User should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

FIRST AID

If in eyes	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice.
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. • Do not give anything by mouth to an unconscious person.
If on skin or clothing	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for treatment advice.

In case of emergency call toll free the Bayer Environmental Science Emergency Response Telephone No. 1-800-334-7577. Have a product container or label with you when calling a poison control center or doctor, or going for treatment.

Note To Physician: No specific antidote is available. Treat the patient symptomatically.

ENVIRONMENTAL HAZARDS

This product is highly toxic to aquatic invertebrates. Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark.

Do not contaminate water when disposing of equipment washwaters.

This chemical demonstrates the properties and characteristics associated with chemicals detected in groundwater. The use of this chemical in areas where soils are permeable, particularly where the water table is shallow, may result in groundwater contamination.

DIRECTIONS FOR USE

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

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE) and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 12 hours.

Exception: If the product is applied by drenching, the Worker Protection Standard, under certain circumstances, allows workers to enter the treated area if there will be no contact with anything that has been treated.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water is:

- Coveralls
- Waterproof gloves
- Shoes plus socks

GENERAL INFORMATION

MERIT 1 G Greenhouse and Nursery Insecticide is for insect control on ornamental plants in nurseries and greenhouses. MERIT 1 G Greenhouse and Nursery Insecticide is a systemic product and will be translocated upward within the plant. To assure optimum effectiveness, the product must be placed by incorporation where the roots of the plant can absorb the active ingredient. Irrigate moderately but thoroughly after application, allowing no leaching and runoff from containers for at least three irrigations or 10 days whichever is longer.

Resistance: Some insects are known to develop resistance to insecticides after repeated use. As with any insecticide, the use of this product should conform to resistance management strategies established for the use area. Consult your Cooperative Extension Service for resistance management strategies and recommended pest management practices for your area.

For resistance management purposes, a foliar application of any chloronicotinyl insecticide following a MERIT 1 G Greenhouse and Nursery Insecticide soil application in the same crop is not recommended.

Incorporation: Incorporation of MERIT 1 G Greenhouse and Nursery Insecticide can be achieved by cultivation, irrigation, rainfall, mechanical placement or by using mechanical soil or media mixing equipment.

Woody Perennials: Onset of protection is slower than in herbaceous species. A delay of 2 or more weeks should be expected. Longer delays may be expected with larger plants. Application should therefore be made in advance of expected insect activity.

Bark Media: Media with 30% or more bark content when treated with MERIT 1 G Greenhouse and Nursery Insecticide may confer a shorter period of protection.

APPLICATION TO GRASSY AREAS IN NURSERIES

MERIT 1 G Greenhouse and Nursery Insecticide can be used for the control of soil inhabiting pests of grassy areas or nurseries, such as Northern and Southern masked chafers, *Cyclocephala borealis*, *C. immaculata*, and/or *C. lurida*; Asiatic garden beetle, *Maladera castanea*; European chafer, *Rhizotrogus majalis*; Green June beetle, *Cotinis nitida*; May or June beetle, *Phyllophaga* spp.; Japanese beetle, *Popillia japonica*; Oriental beetle, *Anomala orientalis*; Billbugs, *Sphenophorus* spp.; Annual bluegrass weevil, *Hyperodes* spp.; Black turfgrass ataenius, *Ataenius spretulus* and *Aphodius* spp. and mole crickets, *Scapteriscus* spp. MERIT 1 G Greenhouse and Nursery Insecticide can also be used for suppression of cutworms and chinchbugs. MERIT 1 G Greenhouse and Nursery Insecticide can be used as directed on nursery grass in sites such as under or around field or container grown plants, on roadways or other grassy areas in or around nurseries. MERIT 1 G Greenhouse and Nursery Insecticide cannot be used on commercial sod farms.

The active ingredient in MERIT 1 G Greenhouse and Nursery Insecticide has sufficient residual activity so that applications can be made preceding the egg laying activity of the target pests. High levels of control can be achieved when applications are made preceding or during the egg laying period. The need for an application can be based on historical monitoring of the site, previous records or experiences, current season adult trapping or other methods. Optimum control will be achieved when applications are made prior to egg hatch of the target pests, followed by sufficient irrigation or rainfall to move the active ingredient through the thatch.

Applications should not be made when grassy areas are waterlogged or the soil is saturated with water. Adequate distribution of the active ingredient cannot be achieved when these conditions exist. The treated grassy area must be in such a condition that the rainfall or irrigation will penetrate vertically in the soil profile. Application cannot exceed a total of 40 lbs. of product (0.4 lb. of active ingredient) per acre per year.

Recommended Applications For Use								
For systemic insect control on greenhouse, interior plantscapes and nursery ornamentals grown in flats, benches, beds and containers.								
PEST	USE PATTERN	DOSAGE					REMARKS	
		Container size (inches)	Bulk Application		Topical Application			
			Pots/cu. yd. of mix	Bulk Rate lbs/cu.yd.	Topical Rate level teaspoon	Grams/pot		
Adelgids Aphids Armored scale (suppression) Fungus gnats (larvae only) ¹	Herbaceous Species (one or two plants per pot)	2.0 to 3.0 3.5 to 5.0 5.5 to 7.0 8.0 to 10.0 11.0 to 12.0	4500 to 3200 1600 to 1300 900 to 400 200 to 160 80 to 60	7.0 to 3.5 3.9 to 3.0 1.8 to 1.2 1.0 to 0.8 0.8 to 0.5	1/8 to 1/4 1/4 to 1/3 1/3 to 1/2 1/2 to 2/3 2/3 to 1	0.5 to 1.0 1.0 to 1.4 1.4 to 2.0 2.0 to 2.7 2.7 to 4.1	<p>Bulk Rate Application: Mix the required amount of MERIT 1 G Greenhouse and Nursery Insecticide per cubic yard of medium. Mix thoroughly before filling pots and transplanting.</p> <p>Topical Application: May be made at transplanting, repotting, or on established containerized plants. Irrigate moderately after application to move the active ingredient into the root zone. Do not allow significant leaching and runoff for at least 3 irrigations or 10 days, whichever is longer.</p> <p>Apply as a broadcast treatment and incorporate into the soil or media before planting. On established plants, irrigate moderately after application to move the active ingredient into the root zone. Minimize leaching and runoff for at least 3 irrigations or 10 days, whichever is longer.</p> <p>For optimum control, make applications prior to egg hatch of the target pest. Irrigate moderately after application to move the active ingredient into the root zone.</p>	
Japanese beetles (adults) Lacebugs Leaf beetles (including Elm and Viburnum leaf beetles)	Woody Perennial Species	2.0 to 3.0 3.5 to 5.0 5.5 to 7.0 8.0 to 10.0 11.0 to 12.0	4500 to 3200 1600 to 1300 900 to 400 200 to 160 80 to 60	9.0 to 7.0 6.0 to 4.0 2.5 to 2.0 1.5 to 1.0 1.0 to 0.8	1/4 of 1/3 1/3 to 1/2 1/2 to 2/3 2/3 to 1 to 1-1/2	1 to 1.3 1.3 to 2.0 2.0 to 2.7 2.7 to 4.1 4.1 to 6.1		
Leafhoppers (including glassy-winged sharpshooter)	Herbaceous Species (Three or more plants per pot)	Use the above Woody Perennial Species rates						
Leafminers Mealybugs Psyllids Root Weevil Complex (such as Black Vine Weevil, Apopka Weevil, Citrus Root Weevil ²)	Ornamental plants grown in flats, benches, or beds	Apply 15 ounces per 1000 sq ft						
Soft scale Thrips (suppression) ³	Containerized plants	1 Gallon 2 Gallon 3 Gallon 5 Gallon	260 to 230 125 to 100 70 to 60 50 to 30	5.0 to 2.5 4.4 to 2.2 3.3 to 1.7 2.0 to 1.0	1-1/4 to 2-1/2 2-1/2 to 5.0 3-2/3 to 7-1/3 4-1/2 to 9.0	5 to 10 10 to 20 15 to 30 18.5 to 37		
Whiteflies	1 level tsp of MERIT 1 G = 4.1 grams 3 teaspoons = 1 tablespoon							
White Grub larvae (such as Japanese Beetle, Chafers, European Chafer, Oriental Beetle, Asiatic Garden Beetle)	<p>¹ Fungus gnat larvae in the soil will be controlled by incorporation. No adult Fungus Gnat control. Other foliar insect control is achieved by the uptake of MERIT 1 G from a healthy root system translocating the active ingredient up into the plant.</p> <p>² Citrus Root Weevil: For use on non-bearing citrus nursery stock.</p> <p>³ Thrips suppression on foliage only. Thrips in buds and flowers will not be suppressed.</p>							

Recommended Applications For Use			
For use only on nursery ornamentals.			
PEST	USE PATTERN	DOSAGE	REMARKS
White grub larvae (such as Japanese beetle, Masked Chafers, European Chafer, Oriental beetle, Asiatic Garden beetle)	Field and Forest Nurseries	Apply as a uniform band on either side of row using a band six (6) inches wider than the actual root ball diameter to be dug. Do not allow bands in adjacent rows to overlap. Use 45 oz. per 1000 ft. of row or 3000 sq. ft. For grub control in areas of turf, apply as a broadcast application using 45 oz. per 3000 sq. ft.	Vegetation in the area to be treated should be mowed to a height of 3 inches or less prior to application. Mowing to the lowest possible height will insure greater consistency of control. Apply May through July. For optimum control, treatment should be followed by rainfall or irrigation.

RESTRICTIONS

Do not graze treated areas or use clippings from treated areas for feed or forage.

Do not apply to soils which are water-logged, or saturated. This condition will not allow the penetration of water into the root zone of the plants.

Do not over-irrigate or allow excessive runoff to occur following an application of MERIT 1 G.

For outdoor ornamentals grown in beds or turf, applications of MERIT 1 G cannot exceed a total of 40 lb per acre per year.

On plants with a production cycle of less than one year, application is not to exceed a frequency of more than once each 16 weeks for a particular plant. On stock plants and woody crops with a production cycle of greater than one year, application may not exceed once a year.

Food Crops: Treated areas may be replanted with any crop specified on an imidacloprid label, or with any crop for which a tolerance exists for the active ingredient.

For crops not listed on an imidacloprid label, or for crops for which no tolerances for the active ingredient have been established, a 12 month plant-back interval should be observed.

STORAGE AND DISPOSAL

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

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 into application equipment. Dispose of empty containers by incineration in a sanitary landfill or if allowed by the state and local authorities, by burning. If burned, stay out of smoke.

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, preferably in a locked storage area.

Handle and open container in a manner as to prevent spillage. If material is spilled for any reason or cause, carefully contain any spilled material to prevent non-target contamination. Do not walk through spilled material and dispose of as directed for pesticides above. Refer to Precautionary Statements on label for hazards associated with the handling of this material. In spill or leak incidents, keep unauthorized people away. You may contact the Bayer Environmental Science Emergency Response Team for decontamination procedures or any other assistance that may be necessary. The Bayer Environmental Science Emergency Response Telephone No. is 1-800-334-7577, or contact Chemtrec at 800-424-9300.

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 should be followed carefully. However, because of manner of use and other factors beyond Bayer Environmental Science's control it is impossible for Bayer Environmental Science to eliminate all risks associated with the use of this product. As a result, crop injury or ineffectiveness is always possible. All such risks shall be assumed by the user or buyer.

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Reason for Revisions: Adding Patent N. and Disclaimer 2/25/04

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