



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

NOV 04 2013

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

Ms. Annette M. Bloomberg Bayer Advanced 2 TW Alexander Drive Research Triangle Park, NC 27709

Subject: Updated Language for Container Disposal, Warranty Statement, and other Company Information

Dear Ms. Bloomberg:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007- 4 dated September 30, 2013 for:

## **EPA Registration 432-1370**

## **Imidacloprid 2 Concentrate**

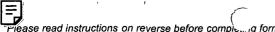
The Registration Division (RD) has conducted a review of this request of applicability under PRN 2007- 4 and finds that the label changes(s) requested falls within the scope of PRN 2007- 4. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, call me at 703 305-5409 or at daniel.dani@epa.gov.

Sincerely,

Dani Daniel

Registration Division (7504P) Insecticide/Rodenticide Branch



# NOTIFICATION

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<b>\$EPA</b>	Environmental	nited States   <b>Protectio</b> l ngton, DC 2046	_	ncy		x.	Registrat Amendm Other		OPP Identifier Number
		Application	n for F	esticid <sup>2</sup>	e - Sect	ion	i		
1. Company/Product Number 432-1370	,			2. EPA Pr	roduct Mene Eagle	iger		3. Pro	pposed Classification
4. Company/Product (Name) Imidacloprid 2 Concentrate		·		<b>PM#</b> 1	· · · · · · · · · · · · · · · · · · ·				Neone   neonette
5. Name and Address of App Bayer Advanced 2 TW Alexander Drive Research Triangle Park NC 27709  Check if this	olicant (Include ZIP Cod	1e)		(b)(i), my to: EPA Re	y product is	s simi	ilar or identic	cal in cor	FIFRA Section 3(c)(3) mposition and labeling
			Sect	tion - il					
Amendment - Explain Resubmission in respo	onse to Agency letter (	dated		- []	Final printed Agency lette "Me Too" A Other - Expla	er date opplica	ation.	to	
Explanation: Use addition: "Notification of label change per PR 156.144, 156.146, and 156.156. Oth understand that it is a violation of 18 156.10, 156.140, 156.144, and 156.1 Notification of revised container dispo	Notice 2007-4. This notificat her minor changes have been U.S. C. Sec. 1001 to willfully 156, this product may be in vio	tion is consistent wil n made to the label a make any false sta iolation of FIFRA an	ith the guidel and are note atement to El nd I may be s	eline in PR Not ed. No chang EPA. I further u subject to enf	geshave been munderstand that forcement action	nade to i	the confidential standard	tatement of fo	ormula for this product. I th the requirements of 40 CFR
			Secti	ion - III					
1. Material This Product Will	T						T		
Child-Resistant Packaging Yes No	Unit Packaging Yes No			Soluble Pad Yes No		<del></del>	2. Type of C	Metal Plastic Glass	
* Certification must be submitted	If "Yes" Unit Packaging wgt.		If "Yes" Package		No. per container			Paper Other (S	pecify)
3. Location of Net Contents I		4. Size(s) Reta	il Contain	101	[ !	5. Lo	cation of Labe	I Direction	ns
6. Manner in Which Label is		Lithogra Paper g Stencile	aph Jued ed		Other	_			
			Secti	ion - IV	<i></i>				
1. Contact Point (Complete)	items directly below fo	or identification	of individ	dual to be	contacted, i	if nec	essary, to pro	cess this	application.)
Name Annette M. Bloom	nberg	- 1	Title Regulato	ory Produc	ct Manager		1	-	9 No. (Include Area Code) -54රූ-2€08
I certify that the staten I acknowledge that any both under applicable I	y knowlinglly false or r		all attachr					plete.	6. Date Application Rescived (Stamped)
2. Signature  Qunette M.	Stoomberg	3	3. Title	_	Regula	itory	Product Ma	anager	
4. Typed Name		5	5. Date						ί (((
Annette M. Bloomberg			September 30, 2013						

# Imidacloprid 2 Concentrate Insecticide

For Manufacturing Use Only.	
ACTIVE INGREDIENT:	
lmidacloprid,1-[(6-Chloro-3-pyridinyl)methyl]-N-nitro-2-imidazolidinimin	21.4%
OTHER INGREDIENTS:	
TOTAL:	100.0%
Contains 2 pounds of Imidacloprid per gallon	SHAKE WELL BEFORE USING
EPA Reg. No. 432-1370	EPA Est. no.

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

# **CAUTION**

For MEDICAL and TRANSPORTATION Emergencies ONLY Call 24 Hours A Day 1-800-334-7577
For PRODUCT USE Information Call 1-800-331-2867

# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

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

	FIRST AID
If swallowed	<ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Have person sip a glass of water if able to swallow.</li> <li>Do not induce vomiting unless told to by a poison control center or doctor.</li> <li>Do not give anything to an unconscious person.</li> </ul>
lf on skin	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15 to 20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
If in eyes	<ul> <li>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.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
If inhaled	<ul> <li>Move person to fresh air.</li> <li>If person in not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>Call a poison control center or doctor for further treatment advice.</li> </ul>

In case of emergency call toll free the Bayer CropScience Emergency Response Telephone No. 1-800-334-7577. 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.

Note To Physician: No specific antidote is available. Treat the patient symptomatically. Have the product container or label with yeu when calling a poison control center or doctor or going for treatment.





#### **ENVIRONMENTAL HAZARDS**

This product is highly toxic to aquatic invertebrates. Keep out of lakes, streams, or ponds. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product to sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

#### **DIRECTIONS FOR USE**

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

Only for formulation into an insecticide for:

(1) The following uses:

Terrestrial Food and Feed Crops: Barley, Beets, Brassica Vegetables Crop Group, Canola, Cotton, Fruiting Vegetables Crop Group, Grapes, Hops, Leafy Greens Subgroup, Lettuce, Mango, Pecans, Pome Fruits Crop Group, Potatoes, Sorghum, Tomatoes, Turnip and Wheat

Indoor Non-Food and Residential Uses

**Greenhouse Non-Food Crop** 

**Terrestrial Non-Food Crop** 

**Residential Outdoor** 

- (2) Uses for which US EPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration; and
- (3) Uses for experimental purposes that are in compliance with US EPA requirements.

Detailed information on chemical and physical properties and other formulating recommendations for IMIDACLOPRID 2 Concentrate Insecticide are available upon request from Bayer. Obtain and read this information before undertaking the formulation of IMIDACLOPRID 2 Concentrate Insecticide in order to avoid formulation hazards and insure a satisfactory finished product.

Labeling for products formulated from this product must conform to that which is currently registered with the U.S. Environmental Protection Agency. For specific information on federally registered uses, contact Bayer. Any variance from the federally registered labeling for products containing IMIDACLOPRID will have to be supported by data provided by the formulator.

#### STORAGE AND DISPOSAL

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

**Pesticide Storage:** 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 the container is leaking or material is spilled for any reason or cause, carefully sweep material into a pile and dispose of as directed for pesticides below. 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 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 1-800-424-9300.

**Pesticide Disposal:** Pesticide wastes are toxic. Improper disposal of excess pesticide, or rinsate is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

Container Disposal: Non-refillable container. Do not reuse or refill this container. Triple 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 water 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 dispose of empty container in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

### 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.

LÍMITATIONS 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.

B - 9495 10/13/00

Net Contents: 1 Gallon; 2.5 Gallons

#### **Produced For**



Bayer Environmental Science

A Division of Bayer CropScience LP 2 T. W. Alexander Drive Research Triangle Park, NC 27709

IMIDACLOPRID 2 CONCENTRATE INSECTICIDE (PENDING) 07/30/2013



Page 1 of 1

Imidacloprid 2 Concentrate EPA Reg. No. 432-1370 Notification September 30, 2013

## Section II - Explanation

Bayer Environmental Science is submitting a Notification for **Imidacloprid 2 Concentrate Insecticide (EPA Reg. No. 432-1370).** The purpose of this notification is to add the updated container disposal language to the label per PR Notice 2007-4. In addition to the container disposal language, the follow minor changes are include in this update:

- 1. Added "TOTAL" to page 1.
- 2. Updated the EPA Registration Number on page 1
- 3. Updated the medical contact information on page 1.
- 4. Updated the "STORAGE AND DISPOSAL" section as mandated in PR Notice 2007-4 on page 2.
- 5. Updated the Warranty Statement on page 3.
- 6. Updated Company information on page 3.

Enclosed for your review are three copies of the label (one with highlights and two without).

This notification is consistent with the guideline in PR Notice 2007-4 and the requirements of EPA regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. Other minor changes have been made to the label which are outlined above. No changes have been made to the confidential statement of formula for 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 requirements of 40 CFR 156.10, 156.140, 156.144, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under section 12 and 14 of FIFRA."

