



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

OCT 25 2006

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

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

Subject: Label Amendment
BES 0026 Fly Spot Bait
EPA Reg. No. 432-1455
Your Submission date: June 29, 2006

Dear Mr. Brill:

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act as amended is acceptable provided you make the following change are made:

1. Add the Agency's glove statement to the "Hazards to Human and Domestic Animals". Instead of waterproof gloves it should read chemical-resistant gloves made of any waterproof material such as, barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, natural rubber, polyethylene, polyvinylchloride (PVC) or viton.
2. Specify "for paint-on, apply this product at a rate of 8 ounces for every 1,000 square feet of floor space".
3. On page two under the section "General Information" revise the statement "There is on need to spray the complete surface, as with residual insecticides, because this bait will attract pests to the treated area " to read: "There is no need to spray the complete surface because this bait will attract pests to the treated area."
4. On page two under the section "PRO Facts "the first bullet rewrite the sentence "**bait containing Imidacloprid that is consumed by flies and other pest**" to read "**A bait that is consumed by house flies.**" Else where on the label, substitute "flies" with house flies." In order to support a general fly claim, testing must include the house fly, one biting fly (Tabanidae), and one other species.

5. Rewrite your Warranty statement to include the following:

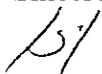
Conditions: The replace the word "should" with the word "must". The statement will then read "must be followed carefully".

Disclaimer or Warranties: add the following phrase to the beginning of the sentence. The sentence would then read as "To the extent consistent with applicable law..."

Limitations of Liability: Rewrite the first sentence to read as follow: "To the extent consistent with applicable law..."

A stamped copy is enclosed for your records. Submit two (2) copies of your final printed labeling before you release the product for shipment. If there are questions call me at 703 305-5409.

Sincerely,



Dani Daniel
Insecticide-Rodenticide Branch
Registration Division 7505C

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BES 0026 FLY SPOT Bait

ACTIVE INGREDIENT:

Imidacloprid, 1-[(6-Chloro-3-pyridinyl)methyl]-N nitro-2-imidazolidinimine.....10.0%
Z-9-Tricosene.....0.1%

OTHER INGREDIENTS: 89.9%

TOTAL..... 100.0%

EPA Reg. No. 432-1455

EPA Est. No. ____

STOP - Read the label before use.

Keep out of reach of children.

CAUTION

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 by a poison control center or doctor. • Do not give anything 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.
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.
In case of emergency call toll free the Bayer Environmental Science 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.	
Note To Physician: No specific antidote is available. Treat the patient symptomatically.	

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Wear long-sleeved shirt and long pants, socks, shoes, and waterproof gloves.

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 or rinsate. This product is highly toxic to bees exposed to direct treatment or residues on blooming crops or weeds. Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area. This chemical has 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.

ACCEPTED
with COMMENTS
In EPA Letter Dated:
OCT 25 2006

Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 432-1455

PRO FACTS	
<ul style="list-style-type: none"> • Fast acting • Contains a specially formulated mixture of attractants • Controls flies resistant to organophosphates, carbamates, and pyrethroid insecticides. 	
BES0026 FLY SPOT BAIT	<ul style="list-style-type: none"> • A bait containing imidacloprid that is consumed by flies and other pests • Easy to apply • Fast knockdown • Outdoor residual efficacy up to 14 days unless the bait is completely consumed prior. • In animal facilities and protected areas, residual efficacy can last up to 6 weeks unless the bait is completely consumed. • Contains the attractant muscalure • Contains 2 powerful attractants designed to lure flies to their death • Contains Bitrex® bittering agent to help prevent ingestion by non-target animals, children and pets
WHERE TO APPLY	<ul style="list-style-type: none"> • In and around agricultural livestock production facilities, including but not limited to: poultry houses, turkey and chicken houses, cattle, sheep and goat facilities, feedlots, dairy barns, swine confinement buildings, dog kennels, and horse stables. • Around the outside of commercial and residential structures, or partly enclosed or protected areas • In non-food/feed areas of commercial facilities
HOW TO APPLY	<ul style="list-style-type: none"> • Mix in water and spray or paint on surfaces
COVERAGE	<ul style="list-style-type: none"> • Use 16 oz of product in 1 gallon of finished spray to treat fly-resting surfaces in buildings with 2,000 sq. ft. of floor space.
RE-APPLY	<ul style="list-style-type: none"> • Re-apply as needed, but not before 7 days.
QUESTIONS ?? 	<ul style="list-style-type: none"> • For questions or comments, call toll-free 1-800 633-3796 or visit us online at www.quickbayt.com [QuickBayt. Label only] • For questions or comments, call toll-free 1-800 843-1702 or visit us online at www.MAXFORCE.com [Maxforce label only]

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.
IMPORTANT: Read entire label before using this product.

General Information

This product is a bait formulated to control flies in rural and urban environments, in animal confinement areas (e.g., cattle, poultry, swine), in commercial establishments, and outdoors in residential areas. The product can be used as a spray for treatment of surfaces, such as stable walls or waste containers, or it can be used as a paint-on application to walls and other surfaces such as pillars and compartment walls.

There is no need to spray the complete surface, as with residual insecticides, because this bait will attract pests to the treated area. Begin applications at the start of the season before fly populations have reached their peak.

Best results occur when the product is applied to many locations throughout the structure or facility. Spray the product on surfaces where flies tend to rest. Flies prefer warm, still sites for resting, so avoid cool or windy locations.

Begin applications at the start of the season before fly populations have reached their peak.

Mixing Directions and Use Rates

For spray applications, add 16 ounces of this product to one gallon of water and agitate until completely mixed. One gallon of finished spray will treat 1,000 square feet of fly-resting surfaces.

For paint-on applications, add 8 ounces of this product to 3 ounces of water (approximately 1 cup), and mix to desired consistency for best painting results. Apply this mixture in narrow bands up to 6 inches wide on suitable fly-resting surfaces. Do not apply this product at a rate exceeding 8 ounces for every 1,000 square feet of floor space.

Application equipment

For spray applications, apply as a coarse fan or cone spray. Apply solution at a low pressure not to exceed 20 psi. Flush spray equipment with water to prevent clogging.

For paint-on applications, use a brush or roller paint applicator to apply solution to surfaces. Clean application and mixing equipment with water after application.

How and where to apply

FOR USE IN broiler houses, turkey houses, caged layer houses, feedlots, dairy barns, swine confinement buildings, horse stables, kennels, and other animal confinement facilities where flies tend to be a nuisance or a health hazard.

Spray application

Spray diluted product where flies aggregate: on walls, around windows, on surfaces of pillars and other structures, etc. For best results, apply product in spots of 3 to 12 sq. ft. where flies tend to rest. If treating spots 10 sq. ft. in size, you can apply up to 50 such bait spots in a building with 1,000 sq. ft. of floor space without exceeding the limit of 8 ounces of product for a building of this size.

Paint on application.

For best results, paint the product in small bands up to 6 inches wide, or more, on places where flies aggregate.

Residual Efficacy in animal facilities.

Residual efficacy in animal facilities is dependent on the sanitary conditions and fly pressure level, as well as on the quality and cleanliness of the surfaces treated.

Apply as soon as fly pressure exceeds acceptable threshold levels to avoid population build up. Re-apply as needed, typically at 4 to 6 week intervals.

When spraying surfaces, care must be taken only to spray places out of reach of the animals. Do not spray directly on animals, feed and drinking supplies nor on milking equipment. This also applies to empty pens due to be re-stocked within the next few weeks. Do not treat surfaces that people frequently contact. Avoid contact with sprayed surfaces until dry.

FOR USE IN OTHER AREAS such as non-food/non-feed areas of commercial food handling establishments, restaurants, and dining areas, residential backyards, on and around dumpsters and trash collection areas, storage facilities, dog kennels, zoos, animal rearing facilities, schools, hospitals, nursing homes, offices, marinas, and other locations where flies tend to aggregate and are a nuisance or a health hazard.

Spray application

Spray diluted product where flies aggregate: on walls, around windows, on surfaces of dumpsters or trash collection bins, etc. For best results, apply product on spots of 3 to 12 sq. ft. where flies tend to rest.

If treating spots 10 sq. ft. on size, you can apply up to 50 such bait spots in a building with 1,000 sq. ft. of floor space without exceeding the limit of 8 ounces of product for a building of this size.

Paint on applications

For best results, paint the product in small bands up to 6 inches wide, or more, on places where flies aggregate.

Food/Feed Handling Establishments

Applications in food/feed handling establishments are permitted **ONLY** in non-food/non-feed areas. Non-food/non-feed areas include garbage rooms, lavatories, entries and vestibules, offices, locker rooms, machine rooms, boiler rooms, mop closets and storage (after packaging, canning or bottling).

Food/feed handling establishments are defined as places other than private residences in which exposed food/feed is held, processed, prepared or served. Included also are areas for receiving, storing, packing (canning, bottling, wrapping, boxing), preparing, edible waste storage and enclosed processing systems (mills, dairies, edible oils, syrups) of food.

Serving areas, when food is exposed and the facility is in operation, are also considered food/feed areas. However, applications of this product may be made in serving areas **ONLY** while the facility is not in operation, and provided exposed food has been covered, or removed from the area being treated prior to application. These "spot" applications may cover no more than 2 sq. ft. per treated area, may not be spaced closer than 10 ft apart, and should be a minimum of 6 feet above floor level.

Contamination of food or food contact surfaces must be avoided. Do not apply this product to any food, food packaging, or any food contact surfaces.

Applications of this product may leave a visible residue or discolor some surfaces. Before treating, it is advisable to test application in a small inconspicuous area.

Restrictions

- Do not apply bait on surfaces accessible to children or pets.
- Do not apply bait in areas where food animals can ingest product.
- Do not allow bait to come in contact with food or water.
- Do not apply to milking equipment at dairy facilities.
- Do not apply inside food processing or manufacturing facilities.
- Do not apply in classrooms or patient rooms.

For Best Results

- Use the bait as part of an overall Integrated Pest Management program.
- Use proper sanitation and manure management.
- Use environmental controls, such as proper light management.
- Consult with cooperative extension service in your state for advice on fly management practices.

STORAGE AND DISPOSAL

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

Storage :

Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, or feed. Store in original containers and out of the reach of children, preferably in a locked storage area. Handle and open container in a manner as to prevent spillage.

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. Dispose of container at an approved waste disposal facility or by incineration if allowed by state and local authorities. Do not use container in connection with food, feed, or drinking water.

Spills:

If the container is leaking or material is spilled, carefully sweep up spilled bait and wash exposed area. 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.

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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 should 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

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Produced for
Bayer Environmental Science
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