

499-406

10-30-2009

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

10/30/2009

Patricia Hodge
Whitmire Micro-Gen Research Labs, Inc.
3568 Tree Court Industrial Blvd
St. Louis, MO 63122

re: Avert Prescription Treatment TC 93A Bot EPA Reg. # 499-406
label amendment submitted 6/4/09, revised 9/25/09, 10/30/09a,b
accepted (10/30/2009b version)

(DA# 417003)

Dear Ms. Hodge,

This label amendment makes a number of minor changes to improve the labeling. The revised labeling submitted in connection with the registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is ACCEPTABLE.

Submit two (2) copies of your final printed labeling incorporating the above changes prior to releasing your product for shipment. If the above provisions are not complied with the registration will be subject to cancellation in accordance with FIFRA Section 6(e). Your release for shipment of the product bearing the amended labeling constitutes acceptance of these conditions.

A copy of the label stamped "accepted" is enclosed for your records.

Sincerely yours,

A handwritten signature in black ink, appearing to read "TCH".

Thomas C. Harris
Biologist
Insecticide Rodenticide Branch
Registration Division (7505C)
Harris.Thomas@epa.gov
(703) 308-9423

enclosure

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**Whitmire Micro-Gen
AVERT®
Prescription Treatment® TC 93A Bait**

[Alternate Brand Name: Prescription Treatment® brand Avert® Cockroach Gel Bait Formula 2] {Added via Notification 2/28/97}

CONTROLS: Cockroaches (including carbamate, organophosphate, organochlorine and pyrethroid resistant strains)

FOR USE IN AND AROUND: Commercial, Industrial and Residential Buildings including Apartments, Garages, Food Storage Areas, Homes, Hospitals and Nursing Homes, Hotels, Meat Packing and Food Processing Plants, Motels, Restaurants and other Food Handling Establishments, Schools, Supermarkets, Transportation Equipment (Buses, Boats, Ships, Trains and Planes) and Warehouses

ACTIVE INGREDIENT:

Abamectin B₁ 0.05%

OTHER INGREDIENTS: 99.95%

TOTAL: 100.00%

KEEP OUT OF REACH OF CHILDREN

CAUTION

See side panels/full label accompanying product for First Aid, Precautionary Statements, Directions for Use and Storage and Disposal.

EPA Reg. No. 499-406 • EPA Est. No. 7969-MO-1

ACCEPTED

OCT 30 2009

NET WEIGHT:

**Under the Federal Insecticide, Fungicide,
and Rodenticide Act, as amended, for the
pesticide registered under:**

PRECAUTIONARY STATEMENTS

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and wildlife. Do not apply directly to water.

PHYSICAL OR CHEMICAL HAZARDS EPA Reg. No:

499-406

Contents under pressure. Do not puncture or incinerate container. Do not use or store near heat or open flame. Exposure to temperatures above 130°F may cause bursting. Do not apply directly into any electronic equipment such as radios, televisions, computers, etc. Do not apply where electrical short circuits might result.

DIRECTIONS FOR USE

IT IS A VIOLATION OF FEDERAL LAW TO USE THIS PRODUCT IN A MANNER INCONSISTENT WITH ITS LABELING.

This product is for use in controlling cockroaches indoors and outdoors. Use suitable equipment capable of application into cracks and crevices, void spaces and other locations where insects may be harboring, living and breeding. Concentrate the bait placements as individual spots or "beads" at insect activity sites.

RESTRICTIONS:

- Do not use on or contaminate fruit, vegetables or other food or feed crops.
- Do not apply to humans, animals, clothing or bedding.
- Do not contaminate food/feed products or food preparation surfaces, dishes, kitchen utensils and food/feed containers.
- To prevent staining, immediately clean up exposed bait using a damp cloth or sponge.

APPLICATION RATES: Application is dependent on the level of infestation. Applications maybe made as a spot or a running bead. For low infestations apply 1 – 4 spots / 1 sq yard (or 1 bead / 1 sq yard). For larger infestations apply 2 – 8 spots / 1 sq yard (or 2 bead / 1 sq yard). Each bait application (spot) should be between 0.25 (1/8" or 3mm) to 0.50g (1/4" or 6mm). A bead should be 1" x 0.25".

See full label accompanying product for complete Directions for Use.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool, dry area away from open heat or open flame and inaccessible to children and pets.

PESTICIDE DISPOSAL: Waste resulting from use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Do not puncture or incinerate! **If empty:** Place in trash or offer for recycling if available. **If partly filled:** Call your local solid waste agency for disposal instructions.

CONDITIONS OF SALE AND WARRANTY

Follow the **Directions for Use**. It is impossible to eliminate all risks inherently associated with use of this product, and therefore all such risk shall be assumed by the Buyer. Whitmire warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions for Use**, subject to the inherent risks, referred to above. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW: (A) WHITMIRE MAKES NO OTHER WARRANTIES EXPRESS OR IMPLIED, INCLUDING WARRANTIES OF FITNESS FOR PARTICULAR PURPOSE OR MERCHANTABILITY, (B) BUYER'S EXCLUSIVE REMEDY AND WHITMIRE'S AND SELLER'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT, AND (C) WHITMIRE AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, INCIDENTAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. Whitmire and the Seller offer this product, and the Buyer accepts it, subject to these **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of Whitmire.

Manufactured for:
Whitmire Micro-Gen Research Laboratories, Inc.®
by BASF Corporation
3568 Tree Court Industrial Blvd.
St. Louis MO 63122-6682
Questions? Call 1-800-777-8570
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Prescription Treatment® TC 93A**

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APPLICATION IN ALL EXCEPT FOOD/FEE HANDLING AREAS OF FOOD/FEE HANDLING ESTABLISHMENTS

For treatment in residential and the non-food/ feed areas of institutional, warehousing and commercial establishments, place bait into cracks and crevices; holes; pipe chases; undersides of furniture; under drain plates; in or under trash containers; hidden surfaces around sinks and storage areas; behind baseboards; around doors and windows; inside, behind and under cabinets, drawers and shelving; under and behind appliances such as stoves and refrigerators; and in attics and crawl spaces. Also apply in points between different elements of construction, between equipment and floors, openings leading to voids and hollow spaces in walls, equipment legs and bases and crawl spaces where insects hide. During follow-up visits, inspect bait placements and reapply when necessary. Avoid depositing the product onto exposed surfaces. If gel contacts an exposed surface, remove gel and wash exposed surface.

Non-food/feed areas are areas such as garbage rooms, lavatories, floor drains (to sewers), entries and vestibules, offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage areas (after canning or bottling).

This product may also be used in food/feed areas of food/feed handling establishments as outlined below.

APPLICATION IN FOOD/FEE HANDLING AREAS OF FOOD/FEE HANDLING ESTABLISHMENTS

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Application within food/feed areas of food/feed handling establishments is limited to Crack & Crevice® treatment only. Apply this product directly into cracks and crevices. Apply small amounts of gel (up to 0.50 g) per bait point. Do not contaminate food utensils or food processing surfaces. Do not apply bait to areas that are routinely washed such as cracks and crevices in tops of tables, food/feed preparation and prepared food holding surfaces as bait may be removed by washing. Avoid depositing gel onto exposed surfaces. If gel contacts an exposed surface, remove gel and wash exposed surface.

Food/feed areas include areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing edible waste storage, and enclosed processing systems (mills, dairies, edible oils, syrups). Serving areas are also considered food/feed areas when food is exposed and facility is in operation. Apply bait in small amounts between different elements of construction, between equipment and floors, openings leading into voids and hollow spaces in floors, walls, ceilings, equipment legs and bases, around plumbing pipes, doors and windows, behind and under refrigerators, cabinets, sinks, closets, stoves and other equipment where cockroaches hide. During follow-up visits, inspect bait placements and reapply when necessary.

Application of this product in food/feed areas of food/feed handling establishments other than as a Crack & Crevice treatment is not permitted. Do not treat food preparation surfaces.

APPLICATIONS IN AIRCRAFT

Application within passenger areas of aircraft is limited to Crack & Crevice treatment only. Apply this product in areas between elements of construction (such as areas under sinks, openings around pipes, under shelving, where shelving meets other shelves or the wall, area between and around microwaves, where support braces attach to the main structure and where seats are attached to the floor). Use 12 – 24 bait placements /100 ft². Do not apply bait to areas where food utensils or food preparation surfaces may become contaminated. Do not apply bait to areas that are routinely washed such as cracks and crevices in tops of tables, food preparation, and food holding surfaces as bait may be removed by washing. Avoid depositing gel onto exposed surfaces. If gel contacts an exposed surface, remove gel and wash exposed surface. During follow-up visits, inspect bait placements and reapply when necessary.

Do not apply any bait in cockpit area.

OUTDOOR USE

Inject into cracks and crevices around windows and doors, porches, screens, eaves, patios, garages, under stairways, in open crawl spaces and other areas where pests may be nesting, such as tree holes and cracks in fences.

STORAGE AND DISPOSAL

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