

499-406

11/24/2009

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

11/24/2009

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

re: Avert Prescription Treatment 93A Bait, EPA Reg. # 499-406 (D# 423694)
label amendment submitted 11/23/2009
accepted

Dear Ms. Hodge,

This label amendment adds "bait" to the product name, correcting an omission in the previous accepted label. 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 be "TCH".

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

enclosure

**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

NET WEIGHT:

**PRECAUTIONARY STATEMENTS
ENVIRONMENTAL HAZARDS**

ACCEPTED
NOV 24 2009
**Under the Federal Insecticide, Fungicide,
and Rodenticide Act, as amended, for the
pesticide registered under:**

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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