

499-537

2/25/2010

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

NOTIFICATION

FEB 25 2010

Dana Thomas
BASF Corporation
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122

Subject: **Notification:** Alternate Brand Name to be "Prescription Treatment brand Alpine Ant Gel Bait"
TC 296
EPA Reg. No. 499-537
Your letter dated: January 29, 2010

Dear Ms. Thomas:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 1-29-10 for the product EPA Reg No. 499-537. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me @ 703-305-5314 or metzger.autumn@epag.gov.

Sincerely,

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

Autumn Metzger
Biologist
Insecticide-Rodenticide Branch
Office of Pesticide Programs

2010



Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number 499-537	2. EPA Product Manager Kable (Bo) Davis	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TC 296	PM# Team 7	
5. Name and Address of Applicant (Include ZIP Code) Whitmire Micro-Gen Research Laboratories Inc. 3568 Tree Court Industrial Blvd. St. Louis, MO 63122-6682 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ NOTIFICATION Product Name FEB 25 2010

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

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

Notification of alternate brand name, Prescription Treatment® brand Alpine™ Ant Gel Bait. This notification is consistent with the provisions of PR Notices 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.

Section - III

1. Material This Product Will Be Packaged In:

Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
* Certification must be submitted		If "Yes" Unit Packaging wgt. _____ No. per container _____	If "Yes" Package wgt _____ No. per container _____

3. Location of Net Contents Information
 Label Container

4. Size(s) Retail Container _____

5. Location of Label Directions

6. Manner in Which Label is Affixed to Product
 Lithograph Paper glued Stenciled Other _____

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

Name Dana Thomas	Title Product Regulatory Mgr	Telephone No. (include Area Code) 636-861-4223
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Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment of both under applicable law.

2. Signature 	3. Title Product Regulatory Mgr	6. Date Application Received (Stamped) _____ _____ _____ _____
4. Typed Name Dana M. Thomas	5. Date January 29, 2010	



The Chemical Company

January 29, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

**RE: Label Notification – Addition of Alternate Brand Name per PRN 98-10
TC 296, EPA Reg. No. 499-537**

Dear Ms. Arrington:

Enclosed in support of this action is a completed application and one copy revised labeling (1 paper copy, one electronic copy on disc). The label has been revised to include changes required by the Notice of Pesticide Registration dated January 25, 2010 and to add the alternate brand name, **Prescription Treatment® brand Alpine™ Ant Gel Bait**.

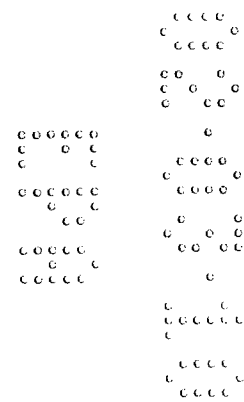
This notification is consistent with the provisions of PR Notices 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any 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.

Thank you for your assistance in this matter. Should you need to contact me, you may do so by telephone at 636-861-4223 or, via e-mail at dana.thomas@basf.com.

Sincerely,

Dana M. Thomas
Product Regulatory Mgr.
Authorized Agent for Whitmire Micro-Gen Research Laboratories, Inc.

BASF Corporation
Pest Control Solutions
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122
Tel: (800) 777-8570
www.PestControl.basf.us



4066

v1.1 (1/29/10; dmt)

[Reservoir Label]

NOTIFICATION
FEB 25 2010

TC 296

For Crack & Crevice® or spot treatment only.

[ALTERNATE BRAND NAME: Prescription Treatment® brand Alpine™ Ant Gel Bait]

ACTIVE INGREDIENT:

Dinotefuran: N-methyl-N-[[tetrahydro-3-furanyl)methyl]guanidine0.0005%

OTHER INGREDIENTS:.....99.9995%

TOTAL: 100.0000%

KEEP OUT OF REACH OF CHILDREN CAUTION

See complete label accompanying product for Precautionary Statements, Directions for Use and Storage and Disposal.

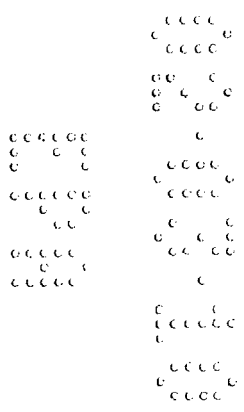
NET WEIGHT: 1.06 oz (30 g)

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

EPA Reg. No. 499-537 • EPA Est. No. 7969-MO-1

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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[Complete Label]

v1.1 (1/29/10; dmt)

TC 296

For Crack & Crevice® or spot treatment only.

~~ALTERNATE BRAND NAME: Prescription Treatment® brand Alpine™ Ant Gel Bait~~

KILLS: Ants (*Including:* Acrobat, Argentine, Bigheaded, Cornfield, Crazy, Fire, Ghost, Harvester, Honey, Little Black, Odorous House, Pavement, Pharaoh, Thief and Whitefooted; *Excluding:* Carpenter)

FOR CRACK & CREVICE OR SPOT TREATMENT IN AND AROUND: Commercial, Industrial and Residential Buildings [*Including:* Apartments, Garages, Food Storage Areas, Homes, Hospitals and Nursing Homes, Hotels, Motels, Office Buildings, Restaurants and Other Food Handling Establishments, Schools, Supermarkets, Transportation Equipment (Buses, Boats, Ships, Trains, Planes*), Utilities and Warehouses]

*Do not apply to cockpit.

ACTIVE INGREDIENT:

Dinotefuran: N-methyl-N-[(tetrahydro-3-furanyl)methyl]guanidine 0.0005%

OTHER INGREDIENTS: 99.9995%

TOTAL: 100.0000%

EPA Reg. No.: 499-537 • EPA Est. No.: 7969-MO-1

KEEP OUT OF REACH OF CHILDREN CAUTION

PRECAUTIONARY STATEMENTS ENVIRONMENTAL HAZARDS

Do not apply directly to, or contaminate, water.

PHYSICAL OR CHEMICAL HAZARDS

Do not store or use near heat or open flame. Do not use this product where a possibility of a shock hazard exists.

DIRECTIONS FOR USE

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

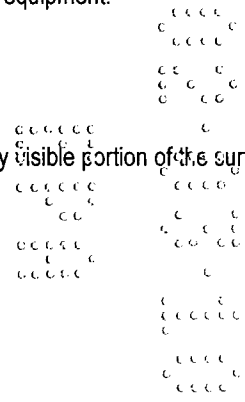
READ ENTIRE LABEL. Use strictly in accordance with Precautionary Statements and Directions, and with applicable state and federal regulations.

USE RESTRICTIONS

1. For Crack & Crevice® or spot treatment only.
2. Apply bait only in areas inaccessible to children and pets.
3. In food/feed areas, bait placements are limited to cracks and crevices.
4. Do not apply bait to an area that is routinely washed.
5. Do not apply bait to a surface that routinely becomes hot.
6. Do not use bait inside electrical or electronic equipment due to shock hazard or possible damage to equipment.
7. Do not apply an insecticide over bait.

PRODUCT INFORMATION

1. Apply in small, pea-sized (1 g) bait placements where ants are seen or have been active.
2. Inspect bait placements each visit, when ants are active, and reapply as necessary.
3. If staining is a concern, test by applying bait in a small, inconspicuous area before applying to a highly visible portion of the surface in question.



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INDOORS

Apply bait indoors in areas where ants are seen or may travel in both the living (active) and non-living (non-active) areas of the structure. Apply in cracks and crevices, wall voids, areas behind furniture or equipment, refrigerators, stoves, around water pipes, in cracks and crevices associated with windows and door sills, inside furniture, inside and behind cabinets and different elements of construction. Renew bait as needed.

FOOD/FEED HANDLING ESTABLISHMENTS

Applications within food/feed areas of food/feed handling establishments are limited to Crack & Crevice® treatment only. Apply directly into cracks and crevices where ants may travel or have been seen. Apply 1 – 2 g (1 – 2 pea-sized beads) of product in between different elements of construction, cracks and crevices, voids, between, under, behind equipment, cracks and crevices or voids associated with ceilings, floors, equipment. Do not apply bait to exposed surfaces. If gel contacts exposed surfaces, remove it and wash exposed surface. Renew bait as needed.

OUTDOORS

Apply where ants congregate or are seen entering the building. Apply bait near or in cracks, crevices or void spaces around windows, door jams and sills, eaves, patios, garages, under stairwells, in crawl spaces and weep holes. Other areas where ants travel, hide or nest may also be baited (i.e. fences, trees, tree holes and around concrete slabs and asphalt covered areas). Renew bait as needed, keeping in mind that outdoor gel placements may dry more quickly than indoor placements and may need to be replaced more frequently.

STORAGE AND DISPOSAL

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

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

PESTICIDE DISPOSAL: Wastes resulting from the use of this product must be disposed of on site, according to label directions, or at an approved waste disposal facility.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill empty reservoir. **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:
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By: BASF Corporation
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Questions? Call 1-800-777-8570
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