

499-557

5/18/2012

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

MAY 18 2012

Ms. Dana M. Thomas
Whitmire Micro-Gen Research Laboratories Inc.
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122-6682

Subject: Addition of an Alternate Brand Name

Dear Ms. Thomas:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated April 16, 2012 for:

EPA Registration 499-557

TC 283 (Alternate Name: Trelona™)

The Registration Division (RD) has conducted a review of this request of applicability under PRN 98-10 and finds that the label changes(s) requested falls within the scope of PRN 98-10. 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 electronically at daniel.dani@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Dani Daniel".

Dani Daniel
Registration Division (7504P)
Insecticide/Rodenticide Branch



Please read instructions on reverse before completing form.

NOTIFICATION

Form Approved. OMB No. 2070-0060

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	United States Environmental Protection Agency Washington, DC 20460	MAY 18 2012 <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 499-557	2. EPA Product Manager John Hebert	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) TC 283	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. _____ Product Name _____

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.)

Label notification to add the alternate brand name, TRELONA™ (with the descriptor, Compressed Termite Bait, although the descriptor will not be part of the official brand name) per PRN 98-10 § II.A. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the CSF 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:				2. Type of Container	
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			<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		4. Size(s) Retail Container		5. Location of Label Directions	
<input type="checkbox"/> Label <input type="checkbox"/> Container				<input type="checkbox"/> _____	
6. Manner in Which Label is Affixed to Product			<input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other _____		

Section - IV

1. Contact Point <i>(Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)</i>		
Name Dana Thomas	Title Product Regulatory Mgr.	Telephone No. (Include Area Code) 636-861-4223
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 or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Product Regulatory Mgr.	
4. Typed Name Dana M. Thomas	5. Date April 16, 2012	



The Chemical Company

April 16, 2012

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
ATTN: Mr. John Hebert, PM Team 7
Insecticide/Rodenticide Branch (7504P)
Room S-4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

**Re: Label Notification (v1.3) per PRN 98-10 §II.A. – Addition of Alternate Brand Name
TC 283, EPA Reg. No. 499-557**

Dear Mr. Hebert:

Enclosed in support of this action is a completed application (EPA Form 8570-1) and one copy revised labeling. The label is also being submitted in electronic format on a CD (with a signed label certification statement).

The label has been revised as follows to add or include:

- the alternate brand name, **TRELONA™**, with the descriptor "Compressed Termite Bait", although the descriptor will not be part of the official brand name
- revisions required by EPA with the Notice of Pesticide Registration dated January 26, 2012.

This notification is consistent with the provisions of PR Notice 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.

Final printed labeling bearing the alternate brand name noted herein will be submitted prior to releasing the product for shipment.

Thank you for your assistance in this matter. Please do not hesitate to contact me at 636-861-4223 or, via electronic mail at dana.thomas@basf.com, should you have any questions or require additional information.

Sincerely,

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

Encl.

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CARTRIDGE LABEL

NOTIFICATION v1.3 (4/16/12; dmt)

TC 283

MAY 18 2012

[Alternate Brand Name: TRELONA™
w/Descriptor: Compressed Termite Bait] {added via Notification 4/16/12}

- Termite Bait Cartridge (TBC) [Compressed Termite Bait] [Termite Bait Container]
- For use by individuals/firms licensed or registered by the state to apply termiticide products. States may have more restrictive requirements regarding qualifications of persons using this product. Consult the structural pest control regulatory agency of your state prior to use of this product.

ACTIVE INGREDIENT:

Novaluron: 1-[3-chloro-4-(1,1,2-trifluoro-2-trifluoro-methoxyethoxy) phenyl] -3-(2,6-difluorobenzoyl) urea* 0.5%

OTHER INGREDIENTS: 99.5%

TOTAL: 100.00%

*Contains 0.5 grams of novaluron per 100 grams of formulation.
U.S. Patent Pending

EPA Reg. No. 499-557 • EPA Est. No(s). 7969-MO-1^A or 7969-MO-2^B
(See code in lot number.)

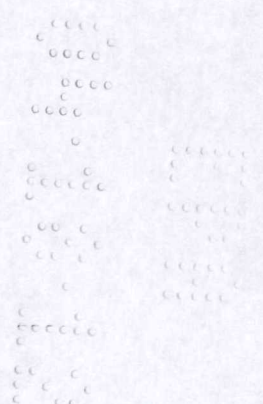
CAUTION
KEEP OUT OF REACH OF CHILDREN

See complete label for First Aid, additional Precautionary Statements, Directions for Use and Storage and Disposal.

NET WEIGHT: _____

Whitmire Micro-Gen Research Laboratories, Inc.®
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122-6682
Questions? Call 1-800-777-8570

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TC 283

[ALTERNATE BRAND NAME: TRELONA™

w/Descriptor: Compressed Termite Bait] {added via Notification 4/16/12}

- Compressed Termite Bait [Termite Bait Cartridge] [Termite Bait Container]
- For use by individuals/firms licensed or registered by the state to apply termiticide products. States may have more restrictive requirements regarding qualifications of persons using this product. Consult the structural pest control regulatory agency of your state prior to use of this product.

ACTIVE INGREDIENT:

Novaluron: 1-[3-chloro-4-(1,1,2-trifluoro-2-trifluoro-methoxyethoxy) phenyl] -3-(2,6-difluorobenzoyl) urea* 0.5%

OTHER INGREDIENTS: 99.5%

TOTAL: 100.00%

*Contains 0.5 grams of novaluron per 100 grams of formulation.
U.S. Patent Pending

KEEP OUT OF REACH OF CHILDREN CAUTION

FIRST AID

IF IN EYES: Hold eyes open and rinse slowly and gently with water for 15 – 20 min. Remove contact lenses, if present, after the first 5 min, then continue rinsing. Call a poison control center or doctor for treatment advice.

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-xxx-xxxx for emergency medical treatment information.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

ENVIRONMENTAL HAZARDS

The active ingredient in TC 283 is extremely toxic to aquatic invertebrates. Do not place in any area where, because of the movement of water, it could be washed into a body of water containing aquatic life, such as ponds or streams.

Important: Before buying or using TC 283, read the entire label including the "Warranty" section [Alternate Language: "Warranty Disclaimer", "Inherent Risks of Use" and "Limitation of Remedies" sections] of this label. If terms are not acceptable, return the unopened product container at once. Use this product only according to label directions.

EPA Reg. No. 499-557 • EPA Est.No(s). 7969-MO-1^A or 7969-MO-2^B
(See code in lot number.)

DIRECTIONS FOR USE

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

Read the PRODUCT INFORMATION and DIRECTIONS FOR USE carefully before using. This product is part of a termite baiting system and is intended for use in [Trelona Termite Bait System (Trelona TBS) [Alternate brand name] bait stations which may be purchased from most professional pest control product distributors. Use of TC 283 in any other type of station or system not approved by Whitmire Micro-Gen or BASF is prohibited. Call 1-800-777-8570 for assistance in using TC 283 or any other components of the termite baiting system.

PRODUCT INFORMATION

The active ingredient, novaluron, is an insect development inhibitor. When consumed by a termite, novaluron impairs the ability of a termite to properly synthesize chitin and inhibits the termite's ability to molt. Molting is the process by which termites, at certain points in their development, shed their existing exoskeleton and form a replacement exoskeleton. Termites that attempt to molt after ingesting an amount of bait sufficient to impair their molting process either die or are incapacitated by their inability to complete the molting process. Insect development inhibitors such as novaluron are characterized as slow acting toxicants, however their action is slow only when they affect a termite at the point in its life cycle when it molts. Because all the termites in a colony do not molt at the same time, the effect of novaluron on the colony as a whole is progressive. This progressive effect is one of the key attributes of novaluron as a termite colony toxicant.

Sufficient consumption of bait by a termite colony can cause a decline in the number of members of the colony. Such a decline, if sustained by continued consumption of bait by the colony, can significantly impair the vitality of the colony. Further, continued consumption of bait by remaining colony members may ultimately result in the total elimination of the colony. The extent of the decline of the colony, the speed of its decline and the possibility of its elimination depends upon the extent to which bait is made continuously available to a colony for consumption and the extent to which members of the colony consume it. Adherence to the DIRECTIONS FOR USE can increase the likelihood of colony elimination, however conditions or circumstances beyond the control of the user may prevent or substantially delay colony elimination. Such conditions may include, but are not limited to, alternate non-bait food sources that reduce the extent to which the colony depends on the bait as a food source, excess moisture, low or high temperatures or abandonment of feeding on the bait by the colony.

**IN GROUND
DIRECTIONS FOR USE**

TC 283 is intended for use in an ongoing program of management and control of subterranean termite colonies in the ground around and under any type of building or other object (structure). TC 283 does not exclude termites from a structure. Instead, it suppresses or eliminates termite colonies. TC 283 affects termite colonies only if they consume it. Therefore, sufficient consumption of bait by all subterranean termite colonies that present an existing or potential hazard to the structure may, subject to the limitations stated herein, protect the structure against subterranean termite attack.

If the cycle of pre-baiting and baiting around a structure is interrupted or discontinued, new colonies occupying the territory of suppressed or eliminated colonies, existing colonies that were suppressed but not eliminated, existing colonies never baited or colonies that were pre-baited may forage at points of possible entry into and infest the structure. For this reason, maintain the cycle of pre-baiting and baiting or offer continuous bait for as long as it is desirable to suppress or eliminate subterranean termites.

If a soil applied - liquid or granular- termiticide treatment is performed in conjunction with an installation of bait, do not treat in the area of installed stations (preferably not within 2 ft of stations). Because the use of bait may be a multi-step process, localized treatment(s) of areas of the structure infested with active termites at the time of pre-baiting or baiting, using soil type termiticides may provide more immediate control of termites in those parts of the structure than bait. Preventative critical area soil or wood treatments may be performed in conjunction with station installation. Do not treat in areas of installed stations during routine pesticide applications.

PRE-BAIT MONITORING/ DIRECT BAITING

Pre-bait monitoring is a process by which termite activity is established at a location prior to the application of bait at that location. Once they have consumed the pre-bait, termites can normally be induced to consume the bait. These termites then attract other colony members to the bait station where they, in turn, also consume the bait. Use WMG/BASF approved pre-bait monitors to establish activity in the station. If there is termite activity in a pre-baited station, make bait continuously available for colony consumption by placing bait in the station and replenishing consumed amounts of bait for as long as termite activity is present in the station. See section entitled "INSPECTING A STATION AND PLACING BAIT" for details. Alternatively, bait can be placed in stations at any time prior to termite activity (DIRECT BAITING), with or without the presence of termites.

PRE-CONSTRUCTION USE

TC 283 can be used for preventative treatment (before signs of infestation) of structures under construction or newly completed (as a substitute for, and in lieu of, pre-construction soil treatment). [ALTERNATE LANGUAGE: "In [state name(s)], where pre-construction use of bait only is prohibited, this product may be used in conjunction with, but not in lieu of, pre-construction soil treatment.] Place stations around the outside of the structure only after the final exterior grade is installed (and preferably after landscaping is completed).

POST-CONSTRUCTION USE

TC 283 can be used for remedial treatment of infested existing structures or for preventative treatment (before signs of infestation) of existing structures.

STATION LOCATION SELECTION

To reduce the potential for tampering with and disturbance of stations, choose points of station installation, where possible, that minimize installed station visibility. Do not place product in areas where barrier type termiticides may have been previously applied, such as within 2 ft of the foundation wall.

Choose areas for station installation located at or near points of known or suspected termite entry into the structure. If a point of accessible ground is not located within 10 ft of a point of known termite entry (due to an intervening hardened construction surface such as a concrete slab), it may be advisable to create an access to the ground through that surface close to the point of known entry and install a station at that access.

Once termite activity has occurred at a station and bait consumption has begun, it may be advisable, depending on the rate of bait consumption in that station and nearby stations, to locate 1 or more supplemental stations in the immediate vicinity (up to 5 ft) of the infested station(s) in order that bait consumption by the colony be maximized.

STATION INSTALLATION

To install a station, excavate or form a hole in the ground approximately the same size and dimensions as those of the station. Insert the station into the hole. Maximizing contact between the exterior of the station and the earth during installation will increase the probability of termite entrance into the station. If the station is inserted into an opening created through a hardened construction surface (such as a concrete slab, asphalt, etc.), insert station below the surface (in contact with the ground) and seal securely.

Install stations at, or preferably within approximately 5 ft of points of known, probable or suspected termite foraging, and at other critical areas. Such areas may include areas with concentrations of cellulose-containing debris, such as mulch or wood scraps, in contact with the ground, areas of moderate soil moisture, shaded areas, areas containing plant root systems, bath traps, visible termite foraging tubes, etc.

Install stations around a structure such that, except where sufficient access to the ground is not available, the maximum interval between any 2 stations does not exceed 20 ft. If the distance between 2 points of accessible ground around the structure exceeds 30 ft, it may be advisable to form 1 or more openings in the surface creating the inaccessibility to facilitate baiting between those points.

If the structure has an accessible crawl space, stations can be installed in the crawl space in lieu of or in addition to installing stations around the structure. Stations can be installed within a slab structure at existing or created openings in the slab surface through which ground is accessible and into which the station can be installed in a secure manner.

INSPECTING A STATION AND PLACING BAIT

To inspect a station, remove the cover and visually examine the interior for the presence of termites, being careful to minimize disturbance of the termites. If live termites are present in the station, place bait into the station. If it appears, upon reinspection, that >50% of the bait has been consumed, replace the bait. If termites are not present, further inspect bait or pre-bait for excessive decay or moisture saturation. Replace excessively decayed bait or pre-bait. Replace the station cover securely.

If termites have not been present in the station for at least approximately 60 days, any remaining bait may be removed. If bait is removed, clean out station and replace with monitor (pre-bait) or bait. Alternatively, bait may remain in the station if it is in good condition and $\geq 50\%$ remains. If termites have abandoned the station, possibly due to reductions in termite activity related to low temperatures during the period of predicted limited termite activity (see below), it may be advisable to leave the station and bait in place and recheck the station again after the period of predicted limited termite activity has elapsed before removing and replacing the bait. If termites have permanently abandoned the station due to excessive moisture, remove the saturated bait and re-bait the station with fresh bait at that time or after the excess moisture condition has abated.

If a station, upon repeated inspection, is found to contain excess moisture (water standing at the bottom of the station or cavity, etc.), relocate the station, if possible, to a nearby area where the soil is better drained or alternately, modify the station location to prevent water from collecting in the station by, for example, creating a sump area under the installed station or at the bottom of the cavity.

SCHEDULING OF INSPECTIONS

[93g cartridge] If termite activity is known to be present in or on the structure at the time stations are initially installed, inspect all stations 2 times at approximately 45 and 90 days after the date of completion of initial station installation. If no termite activity is present in or on the structure at the time stations are initially installed, inspect all stations for the first time approximately 90 days after the date of completion of initial station installation. Thereafter, inspect stations approximately 90 days after the date of the last inspection of the stations.

[>120g cartridge] If termite activity is known to be present in or on the structure at the time the stations are initially installed, inspect all stations 2 times at approximately 60 and 120 days after the date of completion of initial station installation. If no termite activity is present in or on the structure at the time stations are initially installed, inspect all stations for the first time approximately 120 days after the date of completion of initial station installation. Thereafter, inspect stations approximately 120 days after the date of the last inspection of the stations.

ADJUSTMENTS TO INSPECTION SCHEDULING

Decreases in elapsed time between inspections of a baited station may be warranted if consumption of all the bait in the station occurs during the interval between any two inspections.

Because subterranean termites are cold-blooded (poikilothermic) animals, low temperatures can substantially reduce or stop their activity close to the earth's surface during a certain period of the year. For this reason, if the temperature falls low enough, termites may cease to feed in stations or the onset of feeding in stations may be delayed until temperatures have recovered above a certain level for a long enough period of time. Reductions in termite activity that are the result of low temperatures may make inspections of stations unnecessary for as long as low temperatures prevail in the area.

The temperature at which termite activity is substantially curtailed may vary significantly between different geographic areas and with different species of termites. However, generally speaking, termite activity will be reduced in the stations during those times of the year during which the average daily mean exterior air temperature is below 50°F. The operator should always make allowances for local circumstances when considering increasing elapsed time between inspections. Under no circumstances should more than 6 months elapse between inspections of stations.

Do not allow extra time between inspections if stations are located in an area in or under a structure in which the average daily mean air temperature is expected to remain above 50°F and termites are actively consuming bait in the stations. Inspection intervals must comply with state regulations, where applicable.

*[ALTERNATE DIRECTIONS FOR USE ABOVE GROUND
(in the Trelona Above Ground Station (Trelona AGS) [Alternate brand name] sold only as a separate unit)]*

ABOVE GROUND DIRECTIONS FOR USE

TC 283 can be placed on the interior and/or exterior surfaces of homes or other residences, buildings, attics, floor joists, rafters, crawl spaces, decks, utility poles, trees, fences, or other items or areas where subterranean termites appear or there is evidence of subterranean termite activity. Bait is best placed where subterranean termite activity is known to exist or was recently active. TC 283 is designed to be used within the Trelona Above Ground Station (Trelona AGS) [Alternate brand name]. Use of TC 283 in any other station or system not approved by Whitmire Micro-Gen/BASF is prohibited.

PRODUCT INFORMATION

TC 283 is designed to kill the subterranean termites that feed upon it and other termites to which the bait is shared or transferred. With sufficient and continued termite feeding this bait, when placed inside an Trelona Above Ground Station (Trelona AGS) [Alternate brand name], will suppress and may eliminate satellite termite nests and their colonies. TC 283, by itself, is not a complete or stand alone termite treatment and must be used in conjunction with an in-ground application of this bait, which is the complete termite treatment. [Alternate text: "... is not a complete or stand alone termite treatment and must be used in conjunction with an in-ground application of this bait or other Whitmire Micro-Gen/BASF approved stand alone termiticide treatment."] TC 283 contains the growth regulator, novaluron, which prevents successful molting and the development of subterranean termites.

INSTALLATION OF BAIT

1. Inspect the site where subterranean termites are currently active or activity has been identified to determine where to mount the station. Stations should be securely mounted to the target surface using screws (e.g., 3/8" wood screws with a minimum 1/4" diameter head), nails, adhesives, or similar materials. Use caution when attaching station with adhesives or using caulk. Some of these materials may contain volatile compounds which can repel termites. The base of the station contains multiple termite entry/exit points and is to be mounted on a surface in such a manner where the base of the station housing abuts and runs substantially parallel to the target surface. Make sure that the target surface has enough strength to hold or support the station once installed.
2. Determine where and how the station housing is going to be mounted. The station housing can be mounted in any direction as long as the base of the station housing abuts the surface in which termite activity has been identified. If the station housing is being mounted over a mud tube, move to step 3. When no mud tube is present, move to step 4.
3. **Mud tubes present:** Create an opening in the mud tube that does not exceed the length or width of the station housing, depending on the final orientation of the station housing in relationship to the mud tubes. While holding the station housing in place, position the open top of the station housing facing away from the target surface. Next determine which portals (knock-outs) along the perimeter of the station housing will need to be removed to allow termite access into the station. Remove the station housing from the target surface and, with a screw driver or other suitable tool, knock out or remove the necessary plastic pieces. Place the station housing back into position with the open portals aligned with the termite mud tube(s) and secure in place. Continue on to step 5.
4. **Mud tubes not present:** When termite activity has been identified but no mud tubes are present, such as with termites appearing through small holes or openings in drywall or other materials, the station can be placed over openings within the target surface such that 1 or more openings in the base of the station housing are aligned with the openings found on the target surface. If suitable openings are not found, or to create additional openings, a drill equipped with a 3/8" bit may be used to gain access to the termite gallery. Limit disturbing the termites as much as possible while drilling. Place the station housing into position with the proper alignment and secure the station housing in place. Continue on to step 5.
5. To complete the bait installation, a bait container holding bait must be inserted into the station housing. To do this, first remove the bait container from its sealed plastic bag. Second, remove the protective plastic lid (cover) from the bait container and set the cover aside. Finally, place the bait container inside the station housing such that the bait is positioned next to the base of the station housing and secure in place by closing the lid of the station. To prevent tampering, unwarranted or accidental access to the cartridge, secure the lid of the station housing. A plastic zip-tie strap can be used to secure the lid to the station housing.

INSPECTING THE BAIT

The Trelona Above Ground Station (Trelona AGS) [Alternate brand name] bait container holds >120g of bait, enough to eliminate a significant termite infestation. Inspect stations approximately every 120 days. More frequent inspections are permitted but not required. When inspecting the station, open the lid and look for termite activity. Determine how much of the bait has been eaten. If >50% of the bait has been eaten, replace with a new bait container. Close and secure the station lid.

If no termite activity is detected within the AG station, or if $\geq 50\%$ of the bait still remains, reinsert the bait container or insert a new bait container into the station housing, close the lid of the station housing and secure. If at the next 120 day inspection there is no termite activity, remove any remaining bait.

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in original container in a dry storage area out of reach of children and animals.

PESTICIDE DISPOSAL: Product not disposed of by use according to label directions should be wrapped in paper and placed in a trash can.

CONTAINER HANDLING: Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. If recycling is not available, place container in trash.

WARRANTY

WARRANTY DISCLAIMER: To the extent consistent with applicable law Whitmire Micro-Gen warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the label when used in strict accordance with the directions for use, subject to the inherent risks set forth below. Whitmire Micro-Gen MAKES NO OTHER EXPRESSED OR IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER EXPRESSED OR IMPLIED WARRANTY.

INHERENT RISKS OF USE

It is impossible to eliminate all risks associated with use of TC 283. Lack of performance or other unintended consequences may result because of factors such as use of the product contrary to the label directions, adverse conditions (such as unfavorable temperatures, soil conditions, excessive rainfall, etc.), abnormal conditions (such as drought, tornadoes, hurricanes, earthquakes, etc.), presence of other materials, the manner of application or other factors, all of which are beyond the control of Whitmire Micro-Gen or the seller. All such risks shall be assumed by the Buyer and User to the extent consistent with applicable law.

LIMITATION OF REMEDIES

To the extent consistent with applicable law the exclusive remedy for losses or damages resulting from the use of TC 283 (including claims based on contract, negligence, strict liability, or other legal theories) shall be limited to, at Whitmire Micro-Gen's election, one of the following:

(1) Refund of purchase price paid by buyer or user for product bought, or (2) Replacement of amount of product used.

Whitmire Micro-Gen shall not be liable for losses or damages resulting from handling or use of this product unless Whitmire Micro-Gen is promptly notified of such loss or damage in writing. In no case shall Whitmire Micro-Gen be liable for consequential or incidental damages or losses even if Whitmire Micro-Gen knew of, was advised of or should have been aware of the possibility of such damages.

The terms of the "Warranty Disclaimer" above and this "Limitation of Remedies" cannot be varied by any written or verbal statements or agreements. No employee or sales agent of Whitmire Micro-Gen or the seller is authorized to vary or exceed the terms of the "Warranty Disclaimer" or this "Limitation of Remedies" in any manner.

[ALTERNATE FOR WARRANTY, INHERENT RISKS OF USE AND LIMITATION OF REMEDIES]

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.

Whitmire Micro-Gen Research Laboratories, Inc.®
3568 Tree Court Industrial Blvd.
St. Louis, MO 63122-6682
Questions? Call 1-800-777-8570

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