

3125-439

7-19-2000



United States
Environmental Protection Agency
Washington, DC 20460

☐ Registration
☐ Amendment
☒ Other

OPP Identifier Number

257768

Application for Pesticide - Section I

1. Company/Product Number 3125-439	2. EPA Product Manager Dani Daniel	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product Name Merit 75 WSP Insecticide	PM# 04	
5. Name and Address of Applicant (Include ZIP Code) Bayer Corporation 8400 Hawthorn Road, P.O. Box 4913 Kansas City, MO 64120-0013 <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 _____	NOTIFICATION JUL 19 2000
<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.)

See Attached

Add Pest

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 <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label Is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper Glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other _____					

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)			
Name Charles W. Boyd		Title Senior Registration Scientist	
		Telephone No. (Include Area Code) (816) 242-2457	
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.			
2. Signature 		3. Title Manager, Federal Regulatory Affairs	
4. Typed Name Julie M. Spagnoli		5. Date June 26, 2000	
6. Date Application Received (Stamped)			

Section II - Explanation

Bayer Corporation is submitting a **Notification** to add the following pests to the Merit® 75 WSP Insecticide label: green june beetle in turf grasses; leafhoppers (including glassy-winged sharpshooter) in all of the ornamental plants and vegetable plants currently on the label. Leaf beetle (including elm and viburnum leaf beetles) replace elm leaf beetle throughout the label. Chinchbug replaces hairy chinchbug throughout the label.

Enclosed is one copy of the product label, draft number M-9346a.

This notification is consistent with the provision 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.

NOTIFICATION

JUL 19 2000

Jul 19 2000

Merit® 75 WSP

Insecticide

For foliar and systemic insect control in turfgrass, landscape ornamentals, fruit and nut trees, and interior plantscapes.

ACTIVE INGREDIENT:

Imidacloprid, 1-[(6-Chloro-3-pyridinyl)methyl]-
-N-nitro-2-imidazolidinimine 75%

OTHER INGREDIENTS 25%
100%

Keep water soluble packets in this container and store in a cool dry place but not below freezing (32°F).

Do Not Remove Packets From Container Except For Immediate Use.

EPA Reg. No. 3125-439

Net Contents: ____ Pounds

STOP - Read the label before use.

Keep out of reach of children.

CAUTION

PRECAUCION AL USUARIO: Si usted no puede leer o entender inglés, no use este producto hasta que la etiqueta le haya sido explicada ampliamente.

(TO THE USER: If you cannot read or understand English, do not use this product until the label has been fully explained to you.)

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed, inhaled, or absorbed through skin. Causes eye irritation. Avoid contact with skin, eyes, or clothing. Avoid breathing dust or vapor. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse. Keep children or pets off treated area until spray is dry.

STATEMENTS OF PRACTICAL TREATMENT

If swallowed: Call a physician or Poison Control Center. Drink one or two glasses of water and induce vomiting by touching back of throat with finger, or, if available, by administering syrup of ipecac. If syrup of ipecac is available, administer 1 tablespoonful (15 mL) of syrup of ipecac followed by 1 to 2 glasses of water. If vomiting does not occur within 20 minutes, repeat the dose once. Do not induce vomiting or give anything by mouth to an unconscious person. **If on skin:** Wash thoroughly with soap and water. Get medical attention if irritation occurs. **If in eyes:** Hold eyelids open and flush with plenty of water.

To Physician: No specific antidote is available. Treat the patient symptomatically.

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.

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 demonstrates the 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.

IMPORTANT: Read these entire DIRECTIONS FOR USE, GENERAL INFORMATION, AND CONDITIONS OF SALE before using MERIT 75 WSP Insecticide.

CONDITIONS OF SALE: THE DIRECTIONS ON THIS LABEL WERE DETERMINED THROUGH RESEARCH TO BE APPROPRIATE FOR THE CORRECT USE OF THIS PRODUCT. THIS PRODUCT HAS BEEN TESTED UNDER DIFFERENT ENVIRONMENTAL CONDITIONS BOTH INDOORS AND OUTDOORS UNDER CONDITIONS SIMILAR TO THOSE THAT ARE ORDINARY AND CUSTOMARY WHERE THE PRODUCT IS TO BE USED. INSUFFICIENT CONTROL OF PESTS OR PLANT INJURY MAY RESULT FROM THE OCCURRENCE OF EXTRAORDINARY OR UNUSUAL CONDITIONS, OR FROM FAILURE TO FOLLOW LABEL DIRECTIONS. IN ADDITION, FAILURE TO FOLLOW LABEL DIRECTIONS MAY CAUSE INJURY TO ANIMALS, MAN, AND DAMAGE TO THE ENVIRONMENT. BAYER OFFERS, AND THE BUYER ACCEPTS AND USES, THIS PRODUCT SUBJECT TO THE CONDITIONS THAT EXTRAORDINARY OR UNUSUAL ENVIRONMENTAL CONDITIONS, OR FAILURE TO FOLLOW LABEL DIRECTIONS ARE BEYOND THE CONTROL OF BAYER AND ARE, THEREFORE, THE RESPONSIBILITY OF THE BUYER.

Do not formulate this product into other end-use products.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

APPLICATION TO TURFGRASS

MERIT 75 WSP Insecticide can be used for the control of soil inhabiting pests of turfgrass, such as Northern & Southern masked chafers, *Cyclocephala borealis*, *C. immaculata*, and/or *C. lurida*; Asiatic garden beetle, *Maladera castanea*; European chafer, *Rhizotrogus majalis*; Green June beetle, *Cotinis nitida*; May or June beetle, *Phyllophaga* spp.; Japanese beetle, *Popillia japonica*; Oriental beetle, *Anomala orientalis*; Billbugs, *Sphenophorus* spp.; Annual bluegrass weevil, *Hyperodes* spp.; Black turfgrass ataenius, *Ataenius spretulus* and *Aphodius* spp.; and mole crickets, *Scapteriscus* spp. MERIT 75 WSP Insecticide can also be used for the suppression of cutworms and chinchbugs in turfgrass areas. MERIT 75 WSP Insecticide can be used as

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directed on turfgrass in sites such as home lawns, business and office complexes, shopping complexes, multi-family residential complexes, golf courses, airports, cemeteries, parks, playgrounds, and athletic fields. MERIT 75 WSP Insecticide can not be used on commercial sod farms.

The active ingredient in MERIT 75 WSP Insecticide has sufficient residual activity so that applications can be made preceding the egg laying activity of the target pests. High levels of control can be achieved when applications are made preceding or during the egg laying period. The need for an application can be based on historical monitoring of the site, previous records or experiences, current season adult trapping or other methods. Optimum control will be achieved when applications are made prior to egg hatch of the target pests, followed by sufficient irrigation or rainfall to move the active ingredient through the thatch.

Applications should not be made when turfgrass areas are waterlogged or the soil is saturated with water. Adequate distribution of the active ingredient cannot be achieved when these conditions exist. The treated turf area must be in such a condition that the rainfall or irrigation will penetrate vertically in the soil profile. Applications cannot exceed a total of 8.6 oz (0.4 lb of active ingredient) per acre per year.

Application Equipment for Use on Turfgrass

Apply MERIT 75 WSP Insecticide in sufficient water to provide adequate distribution in the treated area. The use of accurately calibrated equipment normally used for the application of turfgrass insecticides is required. Use equipment which will produce a uniform, coarse droplet spray, using a low pressure setting to eliminate off target drift. Check calibration periodically to ensure that equipment is working properly.

APPLICATION TO ORNAMENTALS

MERIT 75 WSP Insecticide is for use on ornamentals in commercial and residential landscapes and interior plantscapes. MERIT 75 WSP Insecticide is a systemic product and will be translocated upward into the plant system from root uptake. To assure optimum effectiveness, the product must be placed where the growing portion of the target plant can absorb the active ingredient. The addition of a nitrogen containing fertilizer, where applicable, into the solution may enhance the uptake of the active ingredient. Application can be made by foliar application or soil applications; including soil injection, drenches, and broadcast sprays. Foliar applications offer locally systemic activity against insect pests.

When making soil applications to plants with woody stems, systemic activity will be delayed until the active ingredient is translocated throughout the plant. In some cases, this translocation delay could take 60 days or longer. For this reason, applications should be made prior to anticipated pest infestation to achieve optimum levels of control.

For outdoor ornamentals, **broadcast applications** cannot exceed a total of 8.6 oz (0.4 lb of active ingredient) per acre per year.

Ant Management Programs

Use MERIT 75 WSP to control aphids, scale insects, mealybugs and other sucking pests on ornamentals to limit the honeydew available as a food source for ant populations. MERIT 75 WSP applications can be then be supplemented with residual sprays, bait placements or other ant control tactics to further reduce the pest population.

NOTE: Not for use in commercial greenhouses, nurseries, on sod farms or on grass grown for seed. For use on plants intended for aesthetic purposes or climatic modification and

being grown in interior plantscapes, ornamental gardens or parks, or on golf courses or lawns and grounds.

Not for use on commercial fruit and nut trees.

Application Equipment for Foliar Applications

MERIT 75 WSP Insecticide mixes readily with water and may be used in many types of application equipment. Mix product with the required amount of water and apply as desired dependent upon the selected use pattern.

When making foliar applications on hard to wet foliage such as holly, pine, or ivy, the addition of a spreader/ sticker is recommended. If concentrate or mist type spray equipment is used, an equivalent amount of product should be used on the area sprayed, as would be used in a dilute application.

MIXING: Within each foil pouch is a clear inner packet containing MERIT 75 WSP Insecticide. The clear inner packet is **water soluble**. Do not allow packets to become wet prior to adding to the spray tank. Do not handle the clear inner packets with wet hands or wet gloves. Rough handling may cause breakage. Reseal outer carton to protect remaining packets.

To prepare the spray mixture, remove the outer foil pouch and drop the required number of **unopened** clear water soluble packets, as determined under "Recommended Applications", into the spray tank while filling with water to the desired level. Operate the agitator while mixing. Depending on the water temperature and the degree of agitation, the packets should be completely dissolved within a few minutes from the time they are added to the water. Cooler water temperatures increase the time needed for the inner packet to dissolve completely.

NOTE: Do not use MERIT WSP packets in a tank- mix with products that contain Boron or release free chlorine. The resultant reaction of PVA and boron or free chlorine is a plastic which is not soluble in water or solvents such as diesel oils, kerosene, gasoline or alcohol. Do not attempt to use the WSP packets directly in diesel oils or summer spray type oils as in ULV or LV uses. PVA packets are water soluble not oil soluble. Use of chlorinated water is acceptable.

MERIT 75 WSP Insecticide has been found to be compatible with commonly used fungicides, miticides, liquid fertilizers, and other commonly used insecticides. Check physical compatibility using the correct proportion of products in a small jar test if local experience is unavailable.

Do not apply through any irrigation system.

RESTRICTIONS

Do not graze treated areas or use clippings from treated areas for feed or forage. Avoid runoff or puddling of irrigation water following application. Keep children and pets off treated area until dry. Avoid application of MERIT 75 WSP Insecticide to areas which are water logged or saturated, or frozen, which will not allow penetration into the root zone of the plant. Do not apply more than 8.6 oz (0.4 lb of active ingredient) per acre per year.

Treated areas may be replanted with any crop specified on an imidacloprid label, or with any crop for which a tolerance exists for the active ingredient.

For crops not listed on an imidacloprid label, or for crops for which no tolerances for the active ingredient have been established, a 12-month plant-back interval should be observed.

RECOMMENDED APPLICATIONS		
CROP	PEST	DOSAGE MERIT 75 WSP
Turfgrasses	Larvae of: Annual bluegrass weevil Asiatic garden beetle Billbug Black turfgrass ataenius Cutworm (suppression) European chafer Green June beetle Japanese beetle Northern masked chafer Oriental beetle <i>Phyllophaga</i> spp. Southern masked chafer	1.6 oz (1 Packet) per 8,250 to 11,000 sq ft
	For optimum control of grubs, billbugs and annual bluegrass weevil, make application prior to egg hatch of the target pest. Be sure to read "APPLICATION EQUIPMENT" Section of this label.	
	Chinchbug (suppression) Mole cricket	1.6 oz (1 packet) per 8,250 sq ft
	For suppression of chinchbugs, make application prior to hatching of the first instar nymphs. For control of mole crickets make application prior to or during the peak egg hatch period. When adults or large nymphs are present and actively tunneling, MERIT application should be accompanied by a curative insecticide. Follow label instructions for other insecticides when tank-mixing.	
	Consult your local State Agricultural Experiment Station, or State Extension Turf Specialists for more specific information regarding timing of application. NOTE: For optimum control, irrigation or rainfall should occur within 24 hours after application to move the active ingredient through the thatch. Do not apply more 8.6 oz (0.4 lb of active ingredient) per acre per year. Avoid mowing turf or lawn area until after sufficient irrigation or rainfall has occurred so that uniformity of application will not be affected.	

RECOMMENDED APPLICATIONS		
For use only in and around industrial and commercial buildings and residential areas		
CROP	PEST	DOSAGE MERIT 75 WSP
Trees Shrubs Evergreens Flowers Foliage plants Groundcovers Interior plantscapes	Adelgids Aphids Japanese beetles Lace bugs Leaf beetles (including elm and viburnum leaf beetles) Leafhoppers (including glassy-winged sharpshooter) Mealybugs Psyllids Sawfly larvae Thrips (suppression) Whiteflies	1.6 oz (1 packet) per 300 gal of water
Foliar Applications: Start treatments prior to establishment of high pest populations and reapply on an as needed basis.		
White grub larvae (such as Japanese beetle larvae, Chafers, <i>Phyllophaga</i> spp. Asiatic garden beetle, Oriental beetle)		1.6 oz (1 packet) per 8,250 to 11,000 sq ft
Broadcast Applications: Mix required amount of product in sufficient water to uniformly and accurately cover the area being treated. Do not use less than 2 gallons of water per 1000 sq ft. For optimum control, irrigate thoroughly to incorporate MERIT 75 WSP Insecticide into the upper soil profile. Refer to use directions specific for FLOWERS and GROUNDCOVERS concerning additional use directions.		

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RECOMMENDED APPLICATIONS		
Trees, Shrubs, Flowers and Groundcovers		
For use only in and around industrial and commercial buildings and residential areas to control the following pests:		
Adelgids	Japanese beetles	Pine tip moth larvae
Aphids	Lace bugs	Psyllids
Armored scales (suppression)	Leaf beetles (including elm and viburnum leaf beetles)	Royal palm bugs
Black vine weevil larvae	Leafhoppers (including glassy-winged sharpshooter)	Sawfly arvae
Eucalyptus longhorned borer	Leafminers	Soft scales
Flatheaded borers (including bronze birch borer and alder borer)	Mealybugs	Thrips (suppression)
		White grub larvae
		Whiteflies
Trees	1.6 oz (1 packet) MERIT 75 WSP per 24 to 48 inches of cumulative trunk diameter	
Soil Injection: GRID SYSTEM: Holes should be spaced on 2.5 foot centers, in a grid pattern, extending to the drip line of the tree. CIRCLE SYSTEM: Apply in holes evenly spaced in circles, (use more than one circle dependent upon the size of the tree) beneath the drip line of the tree extending in from that line. BASAL SYSTEM: Space injection holes evenly around the base of the tree trunk no more than 6 to 12 inches out from the base. Mix required dosage in sufficient water to inject an equal amount of solution in each hole. Maintain a low pressure and use sufficient solution for distribution of the liquid into the treatment zone. For optimum control, keep the treated area moist for 7 to 10 days. Do not use less than 4 holes per tree. Soil Drench: Uniformly apply the dosage in no less than 10 gallons of water per 1000 square feet as a drench around the base of the tree, directed to the root zone. Remove plastic or any other barrier that will stop solution from reaching the root zone. For Control of Specified Borers: Application to trees already heavily infested may not prevent the eventual loss of the trees due to existing pest damage and tree stress.		
Shrubs	1.6 oz (1 packet) MERIT 75 WSP per 24 to 48 ft of cumulative shrub height	
Soil Injection: Apply to individual plants using dosage indicated. Mix required dosage in sufficient water to inject an equal amount of solution in each hole. Maintain a low pressure and use sufficient solution for distribution of the liquid into the treatment zone. Keep the treated area moist for 7 to 10 days. Do not use less than 4 holes per shrub. Soil Drench: Uniformly apply the dosage in no less than 10 gallons of water per 1000 square feet as a drench around the base of the shrub, directed to the root zone. Remove plastic or any other barrier that will stop solution from reaching the root zone.		
Flowers and Groundcovers	1.6 oz (1 packet) MERIT 75 WSP per 8,250 to 11,000 sq ft	
Apply as a broadcast treatment and incorporate into the soil before planting or apply after plants are established. If application is made to established plants, optimum control will be attained if area is irrigated thoroughly after application.		

RECOMMENDED APPLICATIONS			
For use only in and around residential areas			
CROP	PEST	RATE PER APPLICATION	
Pome Fruits	Aphids (except Woolly apple aphid)	1.6 oz (1 packet) per 300 gal of water)	2.1 oz per acre ¹
Apple	Leafhoppers (including glassy-winged sharpshooter)		
Crabapple	Leafminer		
Loquat	Mealybugs		
Mayhaw	San Jose Scale		
Pear			
Pear (oriental)			
Quince			
Apply specified dosage as foliar spray as needed after petal-fall is complete. For control of rosy apple aphid, apply prior to leafrolling caused by the pest. For first generation leafminer control, make first application as soon as petal-fall is complete. Greatest leafminer control will result from the earliest possible application. For second and succeeding generations of leafminer, optimal control is obtained from applications made early in the adult flight against egg and early instar larvae. A second application may be required 10 days later if severe pressure continues or if generations are overlapping. A single application may result in suppression only. MERIT 75 WSP will not control late stage larvae. For San Jose Scale, time applications to the crawler stage. Treat each generation. For late season (preharvest) control of leafhopper species, apply MERIT 75 WSP while most leafhoppers are in the nymphal stage. For optimal control of mealybug, insure good spray coverage of the trunk and scaffolding limbs or other resting sites of the mealybug. Do not apply more than 2.1 ounces per acre in a single application. Do not make more than 5 applications. Allow 10 or more days between applications. Allow at least 7 days between last application and harvest.			
Pecan	Yellow pecan aphid	1.6 oz (1 packet) per 300 gal of water)	2.1 oz per acre ¹
	Black margined aphid		
	Pecan leaf phylloxera		
	Pecan spittlebug		
	Pecan stem phylloxera		
Make foliar applications as pests begin to build before populations become extreme. Two applications at a 10 to 14 day interval may be required to achieve control. Scout and retreat if needed. Thorough uniform coverage of foliage is necessary for optimal control. Addition of an organosilicone-based spray adjuvant at a rate not to exceed the adjuvant manufacturer's recommended use rate may improve coverage. Do not apply more than a total of 6.3 ounces of MERIT 75 WSP per acre per year. Do not make more than 3 applications. Allow 10 or more days between applications.			
¹ The amount of MERIT 75 WSP required per acre will depend on tree size and volume of foliage present. The rate per acre is based on a standard of 400 gallons of dilute spray solution per acre for large trees			

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RECOMMENDED APPLICATIONS			
For use only in and around industrial and commercial buildings and residential areas			
CROP	PEST	RATE PER APPLICATION	
Grapes	Leafhoppers (including glassy-winged sharpshooter) Mealybugs	1.6 oz (1 packet) per 300 gal of water	1.0 oz per acre
Apply specified dosage as a foliar spray using 200 gallons of water per acre. Do not apply more than a total of 2.0 ounces of MERIT 75 WSP per acre per year. Allow at least 14 days between applications. Applications may be applied up to and including day of harvest.			

STORAGE AND DISPOSAL

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

Pesticide Storage: Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of the reach of children, preferably in a locked storage area. Handle and open container in a manner as to prevent spillage. If the container is leaking, invert to prevent leakage. If container is leaking or material spilled for any reason or cause, carefully dam up spilled material to prevent runoff. Refer to Precautionary Statements on label for hazards associated with the handling of this material. Do not walk through spilled material. Absorb spilled material with absorbing type compounds and dispose of as directed for pesticides below. In spill or leak incidents, keep unauthorized people away. You may contact the Bayer Emergency Response Team for decontamination procedures or any other assistance that may be necessary. The Bayer Kansas City Emergency Response telephone number is 800-414-0244 or contact Chemtrec at 800-424-9300.

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 into application equipment. Then dispose of empty container in a sanitary landfill, by incineration or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

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