

7969-245

8/5/2009

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

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

August 05, 2009

Dave G. Bolin,
Product Registration Manager
BASF Corporation
26 Davis Drive/ PO Box 13528
Research Triangle Park, NC 27709

Subject: Amend label per PR Notice 2007-4, incorporate restrictions to DFU and Pesticide Storage.
Fipronil Technical: EPA Reg. Nos. 7969-243
Fipronil 90 MP Insecticide: EPA Reg. Nos. 7969-244
Fipronil 1.6 MP Insecticide: EPA Reg. Nos. 7969-245
Applications dated May 07, 2009

Dear Mr. Bolin:

The above referenced labeling, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, is acceptable with the following comment:

- Revise the labeling for each product in accordance to the comments itemized in the Agency's letter dated September 29, 2006, for EPA Reg. No. 7969-243.

Please note that we have approved the amendment for each of the subject products with the understanding that (1) the amended products' labeling are consistent with the Agency's previously approved stamped labels and (2) you have made, or will make the revisions to the labeling as requested in the Agency's letter dated September 29, 2006, for EPA Reg. No. 7969-243.

See enclosed copies of the stamped labels for your record. If you have any questions concerning this action please contact Dr. B.A. Akinlosotu at (703) 605-0653.

Sincerely,

Richard Gebken
Richard Gebken,
Product Manager 10
Insecticide Branch
Registration Division (7505P)

Enclosure



The Chemical Company

Fipronil 1.6 MP insecticide

ACCEPTED
With COMMENTS

In EPA Letter Dated:

AUG 05 2009

Under the Federal Insecticide, Fungicide
and Rodenticide Act, As amended, for the
pesticide Registered under EPA Reg. No:

7969-245

For Manufacturing Use Only

Active Ingredient:

Fipronil: 5-amino-1-(2,6-dichloro-4-(trifluoromethyl) phenyl)-4-((1,R,S)-
(trifluoromethyl)sulfinyl)-1-H-pyrazole-3-carbonitrile.....

1.6%

Other Ingredients:

98.4%

Total:

100.0%

EPA Reg. No.: 7969-245

EPA Est. No.:

KEEP OUT OF REACH OF CHILDREN
CAUTION/PRECAUCION

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.
(If you do not understand the label, find someone to explain it to you in detail.)

Precautionary Statements

Hazards to Humans and Domestic Animals

CAUTION. May be harmful if swallowed, absorbed through the skin or inhaled. Causes moderate eye irritation. **DO NOT** get in eyes, on skin, or on clothing. Wash thoroughly with soap and water after handling and before eating, drinking, or using tobacco. Wear protective clothing and rubber gloves and a NIOSH approved respirator with any N,R,P or HE filter. Remove contaminated clothing and wash clothing before reuse.

Symptoms of Poisoning: In severe cases of overexposure by oral ingestion, lethargy, muscle tremors, and, in extreme cases, possibly convulsions, may occur.

GENERAL: Contact a physician immediately in all cases of suspected poisoning. Transport patient to a physician or hospital immediately and **SHOW A COPY OF THIS LABEL TO THE PHYSICIAN.** If poisoning is suspected in animals, contact a veterinarian.

FIRST AID

If swallowed	<ul style="list-style-type: none"> Immediately call a poison control center or doctor for treatment advice. DO NOT induce vomiting unless told to do so by a poison control center or doctor. Have person sip a glass of water if able to swallow. DO NOT give anything by mouth to an unconscious person.
If on skin or clothing	<ul style="list-style-type: none"> Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.
If inhaled	<ul style="list-style-type: none"> Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice.
If in eyes	<ul style="list-style-type: none"> Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing. Call a poison control center or doctor for treatment advice.

HOT LINE NUMBER

Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact BASF Corporation for emergency medical treatment information: 1-800-832-HELP (4357)

Note to Physician: There is no specific antidote. All treatment should be based on observed signs and symptoms of distress in the patient. Overexposure to materials other than this product may have occurred.

Environmental Hazards

This product is toxic to birds, fish, estuarine and aquatic invertebrates. **DO NOT** discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans, or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. **DO NOT** discharge effluent containing this product into sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

Directions For Use

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read entire label before using this product.

Fipronil 1.6 MP Insecticide is For Manufacturing Use Only. Use Only for the Formulation of End-Use Insecticide Products for: 1) uses for which U.S. EPA has accepted the required data or citations of data that the formulator has submitted in support of registration; and 2) uses for experimental purposes that are in compliance with U.S. EPA requirements. Consult BASF Corporation before using this product for formulating purposes. Each formulator is responsible for obtaining EPA registration for their end-use product(s). This product may be used to formulate products for any additional uses not listed on the technical label if the formulator, user group, or grower has complied with U.S. EPA data submission requirements regarding the support of such uses.

Storage and Disposal

DO NOT contaminate water, food or feed by storage or disposal.

Pesticide Storage: Store in original container out of reach of children and animals in a well-ventilated area separately from fertilizer, feed and foodstuffs. Avoid cross-contamination with other pesticides.

Pesticide Disposal: Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide is a violation of Federal law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance. If container is damaged, before cleaning up, put on Personal Protective Equipment.

Container Disposal: (Bag) Nonrefillable Container: DO NOT reuse or refill this container. Completely empty bag into application equipment; then dispose of empty bag in a sanitary landfill or by incineration, or by other procedures approved by state and local authorities.

Conditions of Sale and Warranty

BASF 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**. **TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, EXEMPLARY, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.** BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF.

In Case of Emergency

In case of large scale spillage in the U.S. regarding this product, call:

CHEMTREC 1-800-424-9300

BASF Corporation 1-800-832-HELP (4357)

In case of medical emergency regarding this product, call: 1) Your local doctor for immediate treatment. 2) Your local poison control center (hospital). 3) BASF Corporation 1-800-832-HELP.

In case of spill, clean up spillage using shovels and avoiding skin contact. Carefully scoop up loose material and place it in appropriate containers so as to avoid dust generation. Decontaminate tools and equipment following cleanup.

Net Contents:

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BASF Corporation
26 Davis Drive, Research Triangle Park, NC 27709

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