

8033-98

10/11/2006

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U.S. ENVIRONMENTAL PROTECTION AGENCY

Office of Pesticide Programs
 Registration Division (7505P)
 1200 Pennsylvania Ave., N.W.
 Washington, D.C. 20460

EPA Reg. Number:

8033-98

Date of Issuance:

OCT 11 2006

NOTICE OF PESTICIDE:

Registration
 Reregistration
 (under FIFRA, as amended)

Term of Issuance:

Conditional

Name of Pesticide Product:

(F3035)
**Acetamiprid 0.075% Sweet Bait
 Gel Ants PMP**

Nisso America Inc.
 45 Broadway, suite 2120
 New York, NY 10006

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA Sec. 3(c)(7)(A) provided that you:

1. Submit and/or cite all data required for registration/reregistration of your product under FIFRA Sec.3(c)(5) when the Agency requires all registrants of similar products to submit such data and submit acceptable responses required for reregistration of your product under FIFRA section 4.
2. Submit additional pharaoh ant efficacy data using 3-4 replicates with 10 queens in each replicate and carpenter ant efficacy data in 20 infested houses, within one year from the date of this registration.
3. Submit one year Storage Stability data (830.6317) within 18 months from the date of this registration.
4. Make the following changes to the label:
 - a. **Revise the EPA Registration Number to read, "EPA Reg. No. 8033-98".**
 - b. Delete "other nuisance ants" and "will eliminate" must be replaced by "will control" wherever they appear on the label.
 - c. For acute toxicity category IV, no Precautionary/First Aid statements are required (optional statements) but the "Harmful if swallowed or adsorbed through the skin" and wash after handling" statements (already on the label) are recommended.

Signature of Approving Official:

Akiva Abramovitch, Ph. D.
 Chemist
 Insecticides-Rodenticides Branch

Date:

OCT 11 2006

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Acetamiprid (F5025) 0.075% Sweet Bait Gel Ants PMP

ACTIVE INGREDIENT:

Acetamiprid 0.075%
Inert Ingredients 99.925%
100.000%

EPA Reg. No. 8033-⁰¹/₉₈ EPA Est. No. _____

____ oz gel per tube (____ g)

This product contains the bittering agent Bitrex®.

**Stop - Read the label before use.
Keep out of reach of children.**

CAUTION

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: Harmful if swallowed, inhaled or absorbed through skin. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling.

Keep out of reach of children and domestic animals. Remove contaminated clothing and wash before reuse.

(Continued on next page.)

**ACCEPTED
with COMMENTS
In EPA Letter Dated:
OCT 11 2006**

**Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
8033-98**

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 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 eye. • Call a poison control center or doctor for treatment advice
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 by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice
HOTLINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For HUMAN HEALTH inquiries and emergencies call PROSAR at 1-800-331-3148. For ANIMAL HEALTH and TRANSPORTATION emergencies only call CHEMTREC at 1-800424-9300.	
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.	
For Information Regarding the Use of this Product Call 1-800-321-1FMC (1362).	

**Nippon Soda Co., Ltd
2-1, 2-Chome Ohtemachi
Chiyoda-ku, Tokyo 100-8165 Japan**

Directions for Use:

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

This product will eliminate colonies of acrobat, Argentine, big-headed, carpenter, cornfield, crazy, field, ghost, honey, little black, odorous house, pavement, pharaoh, pyramid, rove, thief, velvety tree, and other nuisance ants.

Place gel as spots in cracks and crevices where ants have been seen and where they hide.

Do not spray bait gel. Avoid placing gel on surfaces freshly treated with insecticide(s)

Gel should not be visible on vertical surfaces; it may drip if exposed to heat.

This label should be in possession of applicator.

1. To apply gel: Remove cap from tip -or- break off, touch tip to surface and depress plunger. Recap after use.

2. Apply gel in spots to cracks and crevices in areas where ants are seen or suspected to be active. For best results, make small spots or place more dabs of gel in cracks and crevices where you see ants foraging and entering the structure. Note: for carpenter ant colony elimination, locate carpenter ant nest[s] before applying gel bait. Then, apply gel bait next to foraging trails.

3. Do not apply the gel to areas which have been recently sprayed with insecticide or contaminated with foggers, and do not spray insecticide over gel as this may cause the bait to become repellent. Do not apply gel to areas that are routinely washed, such as counter tops, as gel will be removed or diluted and spread onto the surface. If you have recently sprayed, remove the dead ants and thoroughly clean the area before applying the gel.

4. Place the bait as follows: Gel can be placed in cracks, crevices, corners and any out of the way place, such as under and behind kitchen appliances, along baseboards, under sinks, in pantry, around pipes and water heater, window and door frames, and in the garage, attic, or crawl space. Place applicator tip directly into crack to apply bait.

Place approximately 4 spots per linear foot to cracks and crevices in areas where ants are seen or suspected to be active. Increase number of placements where infestations are more serious to prevent total consumption of bait or for faster control.

For indoor use: Visually inspect for ants and place gel in cracks and crevices in areas where ants are seen or suspected to be active. Likely locations for ants and gel placements are areas where ants enter the building structure and areas with potential water damage including: wall voids, cracks and crevices in kitchen, bathroom, under sink, window sills, screen vents, garage, attic, and crawl spaces. Do not place bait in locations that are routinely washed, as bait will be removed by washing. Do not treat food preparation surfaces. Do not use this product in or on electrical equipment where a possibility of shock hazard exists.

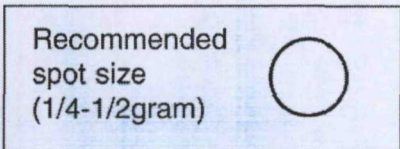
For outdoor use: Place gel outdoors into, on or adjacent to structures where you see ants, next to ant trails and suspected areas of ant activity. Likely locations for ants and gel placements are points of entry into structure and areas with potential water damage including: eaves, soffits, weep holes, where wires and pipes come into the building structure, trees, stumps, roots, wood decks, fences, planter boxes, woodpiles, landscaping, and railroad ties. Extreme heat or cold, direct sunlight and water may reduce the residual effectiveness.

Inspect placements and reapply as needed. Reapply in the same area if bait is gone or in a different location if no ant activity is evident.

Application in Food/Feed Handling Establishments. Application within food/feed areas of food/feed handling establishments is limited to crack and crevice treatment only. Apply with syringe or bait injector directly into cracks and crevices. Place applicator tip into cracks and crevices and where ants may travel. Apply bait in small amounts between different elements of construction, openings leading into voids and hollow spaces in floors, walls, ceilings, equipment legs and bases, around plumbing pipes, doors and windows, cabinets, sinks, stoves and other places where ants may enter the establishment. During follow-up visits inspect bait placements and reapply when necessary.

Do not apply bait to areas where food/feed, food utensils or food processing surfaces may become contaminated. Do not apply bait in cracks and crevices of areas that are routinely washed, tops of tables, food/feed preparation and prepared food/feed holding surfaces as bait may be removed by washing. Do not apply bait to surfaces where the temperature exceeds 120F as bait may run. Examples include, but are not limited to, portions of stoves, ovens, grills, fume hoods, heat lamps, coffee urns, steam tables, toasters, fryers, dishwashers and hot water pipes. Care should be taken to avoid depositing gel onto exposed surfaces. If gel contacts an exposed surface, remove it and wash exposed surface.

Food/feed areas include areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing edible waste storage, and enclosed processing systems (mills, dairies, edible oils, syrups). Serving areas are also considered a food area when food is exposed and facility is in operation. Application of this product in food/feed areas of food/feed handling establishments other than as a crack and crevice treatment is not permitted.



Resistance: some insects are known to develop resistance to products used repeatedly for control. Development of resistance cannot be predicted. Therefore, use of this product should conform to resistance management strategies established for the use area. Consult your local or state pest management authorities for details.

STORAGE AND DISPOSAL

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

STORAGE: Store in a cool, dry area out of reach of children.

DISPOSAL:

If empty: Do not reuse this container. Place in trash or offer for recycling if available.

If partly filled: Call your local solid waste agency or 1-800-CLEANUP for disposal instructions. Never place unused product down any indoor or outdoor drain.

Conditions of Sale and Limitation of Warranty and Liability:

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product should be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness, or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions beyond the control of Nippon Soda Co., Ltd or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold Nippon Soda Co., Ltd or Seller and Seller harmless for any claims relating to such factors.

Seller warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated on the Directions for Use when used in accordance with the directions under normal conditions of use. Nippon Soda Co., Ltd MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE, NOR ANY OTHER EXPRESS OR IMPLIED WARRANTIES WITH RESPECT TO THE SELECTION, PURCHASE, OR USE OF THIS PRODUCT. Any warranties, express or implied, having been made are inapplicable if this product has been used contrary to label instructions, or under abnormal conditions, or under conditions not reasonably foreseeable to (or beyond the control of) seller or Nippon Soda Co., Ltd, and buyer assumes the risk of any such use.

To the extent allowed by law, Nippon Soda Co., Ltd or seller shall not be liable for any incidental, consequential or special damages resulting from the use or handling of this product. THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF FMC AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF FMC OR SELLER, THE REPLACEMENT OF THE PRODUCT.

This Conditions of Sale and Limitation of Warranty and Liability may not be amended by any oral or written agreement.