

8033-108

03/22/2010

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U.S. ENVIRONMENTAL PROTECTION AGENCY  
Office of Pesticide Programs  
Registration Division (7505C)  
1200 Pennsylvania Ave., N.W.  
Washington, D.C. 20460

EPA Reg. Number:  
8033-108

Date of Issuance:  
MAR 22 2010

NOTICE OF PESTICIDE:  
 Registration  
 Reregistration  
(under FIFRA, as amended)

Term of Issuance:  
Unconditional

Name of Pesticide Product:  
Acetamiprid + Triconazole  
Concentrate Insecticide & Fungicide

Name and Address of Registrant (include ZIP Code):

Nippon Soda Co., Ltd.  
c/o 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 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 unconditionally registered in accordance with FIFRA section 3(c)(5), provided that you:

1. Submit and/or cite all data required for registration/reregistration/registration review of your product when the Agency requires all registrants of similar products to submit such data.
2. The data requirements for storage stability and corrosion characteristics (Guidelines 830.6317 and 830.6320) are not satisfied. A one year study is required to satisfy these data requirements. You have 18 months from the date of registration to provide these data.

Continued on page 2

Signature of Approving Official:

*Venus Eagle*

Venus Eagle  
Product Manager 01  
Insecticide-Rodenticide Branch, Registration Division (7505P)

Date:

MAR 22 2010

3. Make the following label changes before you release the product for shipment:
- Revise the EPA Reg. No. so it reads, "EPA Reg. No. 8033-108."
  - On page 7, under the Storage and Disposal section, add the word "Pesticide" to the "Storage" and "Disposal" subheadings so they read, "Pesticide Storage" and "Pesticide Disposal."
  - On page 9, under the "Residual" marketing claims, qualify claims 4 and 5 with "vs. original Ortho Orthinex Garden Insect & Disease Control (4.0% acephate, 3.25% triforine, 0.75% fenbutatin-oxide)." It appears that this text was inadvertently deleted. Either delete the asterisk (\*) notation and add this text to the claims, or make a note that the above text corresponds with the asterisk.
  - On page 9, under the "Residual" marketing claims, replace the asterisk (\*) with a double asterisk (\*\*) and make the same double asterisk notation for the Ortho Guarantee statement on page 7, so it is clear that the "guarantee" claim refers to the Ortho Guarantee.
  - Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on non-refillable containers. The code may appear either on the label or durably marked on the container itself. This information can be added by non-notification per PR Notice 98-10.
  - Please note that, should you wish to add/retain a reference to the company's website (i.e., [www.ortho.com](http://www.ortho.com)) on your label, the website then becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance Assurance.
4. For future submissions, make the following changes to your Confidential Statement of Formulation (EPA Form 8570-4):
- Box 4: Revise the EPA Reg. No. so it reads, "EPA Reg. No. 8033-108."

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records. If you have any questions, please contact Julie Chao at 703-308-8735 or [chao.julie@epa.gov](mailto:chao.julie@epa.gov).

Venus Eagle  
Product Manager (01)  
Insecticide-Rodenticide Branch  
Registration Division (7505P)

Enclosure

***Bold, italicized text is information for the reader and is not part of the label.***  
[Bracketed information is optional text.] Text separated by / denotes and/or options.  
EPA Reg. No. 8033-RNI (version 3-19-10)

## **Acetamiprid + Triticonazole Concentrate Insecticide & Fungicide**

### ***Alternate Brand Names***

- Ortho<sup>®</sup> Max<sup>™</sup> Rose Pride<sup>®</sup> Insect & Disease Control
- Ortho<sup>®</sup> Max<sup>™</sup> Insect & Disease Control
- Ortho<sup>®</sup> Rose Pride<sup>®</sup> Insect & Disease Control
- Ortho<sup>®</sup> Insect & Disease Control

[ICON] For Residential [Indoor and] Outdoor Use Sites Only  
Not for commercial production

### **ACTIVE INGREDIENT:**

Acetamiprid.....	0.26%
Triticonazole.....	0.78%
OTHER INGREDIENTS.....	98.96%
Total .....	100.00%

### **KEEP OUT OF REACH OF CHILDREN**

#### **CAUTION**

See back panel booklet for additional precautionary statements.

Net Contents: x oz. / gal. (ml / L)

[PEEL HERE]

[OPEN RESEALABLE LABEL FOR DIRECTIONS & PRECAUTIONS]

[PRESS TO RESEAL]

**ACCEPTED**  
**With COMMENTS**  
**In EPA Letter Dated:**  
**MAR 22 2010**  
**Under the Federal Insecticide, Fungicide**  
**and Rodenticide Act, As amended, for the**  
**pesticide Registered under EPA Reg. No:**

8033-108

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**PRECAUTIONARY STATEMENTS  
CAUTION**

**HAZARDS TO HUMANS & DOMESTIC ANIMALS**

Harmful if absorbed through skin, if inhaled or swallowed. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Avoid breathing spray mist. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Remove and wash contaminated clothing before reuse. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

<b>FIRST AID</b>	
<b>IF ON SKIN</b>	<ul style="list-style-type: none"> <li>• Take off contaminated clothing.</li> <li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>• Call a poison control center or doctor for treatment advice.</li> </ul>
<b>IF INHALED</b>	<ul style="list-style-type: none"> <li>• Move person to fresh air.</li> <li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>• Call a poison control center or doctor for further treatment advice.</li> </ul>
<b>IF SWALLOWED</b>	<ul style="list-style-type: none"> <li>• Call a poison control center or doctor immediately for treatment advice.</li> <li>• Have person sip a glass of water if able to swallow.</li> <li>• Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>• Do not give anything by mouth to an unconscious person.</li> </ul>
<b>IF IN EYES</b>	<ul style="list-style-type: none"> <li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>• Remove contact lenses, if present, after the first 5 minutes, then continue rinsing.</li> <li>• Call a poison control center or doctor for treatment advice</li> </ul>
For Medical Emergencies, Call 24 Hours a Day <b>1-800-424-9300</b>	
Have the product container or label with you when calling a poison control center or doctor or going for treatment. You may also contact 1-800-424-9300 for emergency medical treatment information.	
<b>NOTE TO PHYSICIAN:</b> There is no specific antidote. All treatments should be based on observed signs and symptoms of distress in the patient. Overexposure to other materials other than this product may have occurred.	

**ENVIRONMENTAL HAZARDS**

To protect the environment, do not allow pesticide to enter or run off into storm drains, drainage ditches, gutters or surface waters. Applying this product in calm weather when rain is not predicted for the next 24 hours will help to ensure that wind or rain does not blow or wash pesticide off the treatment area. Rinsing application equipment over the treated area will help avoid run off to water bodies or drainage systems. This pesticide is toxic to wildlife. This product is toxic to bees exposed to direct treatment. Do not apply this product while bees are actively visiting the treated area.

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**PHYSICAL OR CHEMICAL HAZARDS:** Do not apply this product in or on electrical equipment due to the possibility of shock hazard.

**NOTICE:** To the extent allowed by law, buyer assumes all risks of use, storage or handling of this product not in accordance with directions.

**DIRECTIONS FOR USE**

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

**IMPORTANT APPLICATION INFORMATION**

- For [indoor and] outdoor residential use sites only. Not for commercial production.
- Do not apply this product in a way that the spray will contact persons, either directly or through drift.
- Keep children and pets out of treated areas until sprays have thoroughly dried.
- When applying outdoors:
  - Do not apply if wind speed exceeds 10 mph.
  - Always stand "up wind" when applying this product.

<b>GARDENS</b>	
<b>TO KILL THESE INSECTS</b>	Aphids (including Green Peach, Wooly, Melon, and Cotton), Army Worms (including Fall Army Worm, and Southern Army Worm), Banded Grape Bug, Beetles (including Bean Leaf Beetle, Colorado Potato Beetle, Flea Beetle, Japanese Beetle, Mexican Bean Beetle and Oriental Beetle), Cucumber Beetle (including Spotted, Striped and Western Striped), Bollworm, Borers (including Dogwood Borer, European Corn Borer, Peach Twig Borer and Squash Vine Borer), Budworm (including Tobacco Bud Worm), Caterpillars (including Red Humped Caterpillar, Tomato Fruitworm, and Cabbage Looper), Rose Chafer, Plum Curculio, European Chafer, European Pine Sawfly, Filbertworm, Flea Hopper, Fruit Fly (including Cherry, Black Cherry and Western Cherry), Western Grapeleaf Skeletonizer, Hickory Shuckworm, Hornworms, Katydid, Phylloxera (aerial form only), Leafhoppers (including Glassy Wing Sharpshooter and Potato Leaf Hopper), Leaf Miners (including Chrysanthemum, Citrus, and Tentiform), Lesser Apple Worm, Apple Maggot, Mealybugs (including Citrus, Grape, Obscure, Longtail, Pink Hibiscus, and Maderia), Melonworm, Moths (including Codling, Diamondback Moth, Gypsy Moths and Oriental Fruit Moth), Navel Orangeworm, Pecan Nut Casebearer, Pickleworm, Plantbugs (including Tarnished, and Mullein Plant Bug), Psyllids, European Apple Sawfly, Scale (including Asian Cycad Scale, Caribbean Black Scale, California Red Scale, Citricola Scale, Cottony Maple Scale, Euonymus Scale, Fletcher Scale, Florida Wax Scale, Green Shield Scale, Indian Wax Scale, Oyster Shell Scale, Pine Needle Scale, Red Scale, San Jose Scale and Tea Scale), Squash Bug, Stinkbug, Swede Midge, Thrips (including Citrus, Cotton, Palm, and Western Flower), Weevils (including Pecan Weevil, Pepper Weevil and Strawberry Weevil), Whiteflies (including Greenhouse, Sweet Potato, Silverleaf, Banded and Giant)
<b>TO TREAT THESE DISEASES</b>	Black spot, Powdery mildew, Rust, Leaf spots, Anthracnose
<b>ON THESE PLANTS</b>	Ornamentals, Roses, Flowers, Trees, Shrubs

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<b>USE THIS AMOUNT</b>	3 fl. oz. per gallon Ortho® Dial 'N Spray® setting is 3 fl. oz.
<b>WHEN TO APPLY</b>	Apply as soon as insect and disease problems are noticed. Wait 2 to 4 weeks to re-apply if insect and disease problems reappear. Do not apply more than 5 times in a season.

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**Options for "Directions for use" based on packaging**

<b>HOW TO APPLY</b>	<p><b>Ready-To-Spray Hose End Applicator</b></p> <p>Shake container gently before using.</p> <p>Connect: [illustration]</p> <ul style="list-style-type: none"> <li>▪ Connect/Attach/Sprayer/bottle to end of hose</li> <li>▪ Turn on water</li> </ul> <p>Spray: [illustration]</p> <ul style="list-style-type: none"> <li>▪ To begin spraying, [disengage safety lock and] point nozzle in the direction you want to spray making sure that the end of the nozzle is 8 to 12 inches away from the plants.</li> <li>▪ Slide thumb activation switch forward to ON position.</li> <li>▪ Direct spray toward the upper and lower leaf surfaces and stems where pests appear.</li> <li>▪ Spray until the surface of the foliage is wet.</li> </ul> <p>Finish: [illustration]</p> <ul style="list-style-type: none"> <li>▪ To STOP spraying, slide thumb activation switch backward to OFF position.</li> <li>▪ Turn off water.</li> <li>▪ Relieve water pressure by sliding thumb switch to ON [WATER] [WATER ONLY] position until water slows to a drip. Then, slide switch back to OFF position [and engage safety lock].</li> </ul> <p>Disconnect the sprayer from hose.</p> <p><b>Do not use hose end applicator indoors</b></p>
<b>HOW TO APPLY</b>	<p><b>Ready-To-Spray Hose End Applicator</b></p> <p>Shake container gently before using.</p> <p>Connect: [illustration]</p> <ul style="list-style-type: none"> <li>▪ Connect/Attach Sprayer/bottle to end of hose</li> <li>▪ Turn on water</li> </ul> <p>Spray: [illustration]</p> <ul style="list-style-type: none"> <li>▪ Hold/Direct/Point sprayer towards the area to be treated making sure that the end of the nozzle is 8 to 12 inches away from the plants.</li> <li>▪ Bend small plastic tab back and turn knob clockwise to ON position.</li> <li>▪ Direct spray toward the upper and lower leaf surfaces and stems where pests appear.</li> <li>▪ Spray until the surface of the foliage is wet.</li> </ul> <p>Finish: [illustration]</p> <ul style="list-style-type: none"> <li>▪ To stop spraying, turn the knob to the OFF position.</li> <li>▪ Turn off water.</li> <li>▪ To relieve water pressure, turn knob to ON position until water slows to a drip. Turn the knob back to the OFF position.</li> </ul> <p>Disconnect the sprayer from hose.</p> <p><b>Do not use hose end applicator indoors</b></p>

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<b>HOW TO APPLY</b>	<b>Tank Sprayer</b>  Shake container gently before using. <ul style="list-style-type: none"> <li>▪ Mix 3 fl. oz. of product per gallon of water.</li> <li>▪ Hold sprayer 8 to 12 inches from the area to be treated.</li> <li>▪ Direct spray toward the upper and lower leaf surfaces and stems where the pests appear.</li> </ul> Spray only until the surface of the foliage is wet.
<b>HOW TO APPLY</b>	<b>Ortho® Dial 'N Spray® Applicator</b>  Shake container gently before using. <ul style="list-style-type: none"> <li>▪ Set dial to 3 fl oz.</li> <li>▪ Pour product into jar to full or one-half full</li> <li>▪ DO NOT add water.</li> <li>▪ Attach hose to the sprayer.</li> <li>▪ Hold sprayer 8 to 12 inches from the area to be treated.</li> <li>▪ Direct spray toward the upper and lower leaf surfaces and stems where the pests appear.</li> <li>▪ Spray only until the surface of the foliage is wet.</li> </ul> Pour unused product back into its original container. <b>Do not use Ortho® Dial 'N Spray® Applicator indoors</b>

<b>HOUSEPLANTS</b>	
<b>TO KILL THESE INSECTS</b>	Aphids (including Green Peach, Rose, Wooly Melon, Black Melon, and Cotton) Army Worms (including Fall Army Worm and Southern Army Worm) Caterpillars (including Red Humped Caterpillar, Tomato Fruitworm and Cabbage Looper) Flea Hopper, Fruit Fly (including Cherry, Black Cherry and Western Cherry) Leafhoppers (including Glassy Wing Sharpshooter and Potato Leaf Hopper) Leaf Miners (including Chrysanthemum, Citrus and Tentiform) Mealybugs (including Citrus, Grape, Obscure Grape, Obscure Longtail, Pink Hybiscus and Maderia) Moths (including Codling, Diamondback Moth, Gypsy Moths and Oriental Fruit Moth) Plantbugs (including Tarnished and Mullein Plant Bug) Psyllids, Swede Midge, Thrips (including Onion, Citrus, Cotton, Palm and Western Flower) Weevils (including Pecan Weevil, Pepper Weevil and Strawberry Weevil) Whiteflies (including Greenhouse, Sweet Potato, Silverleaf, Banded and Giant)
<b>TO TREAT THESE DISEASES</b>	Black spot, Powdery mildew, Rust, Leaf spots, Anthracnose
<b>ON THESE PLANTS</b>	Houseplants
<b>USE THIS AMOUNT</b>	3 fl. oz. of product per gallon of water
<b>WHEN TO APPLY</b>	Apply as soon as insect and disease problems are noticed. Wait 2 to 4 weeks to re-apply if insect and disease problems reappear. Do not apply more than 5 times in a season.



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<b>HOW TO APPLY</b>	<p><b>Tank Sprayer</b></p> <p>Shake container gently before using.</p> <ul style="list-style-type: none"> <li>▪ Mix 3 fl. oz. of product per gallon of water.</li> <li>▪ Hold sprayer 8 to 12 inches from the area to be treated.</li> <li>▪ Direct spray toward the upper and lower leaf surfaces and stems where the pests appear.</li> </ul> <p>Spray only until the surface of the foliage is wet.</p>
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**STORAGE AND DISPOSAL**

**STORAGE:** Keep from freezing. Keep pesticide in original container. Do not put into food or drink containers. Avoid contamination of feed and foodstuffs. Store in a cool, dry place; preferably in a locked storage area.

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

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

*[phone icon]*

Questions, Comments or Medical Information?

¿Preguntas, Comentarios o Información Médica?

1-800-XXX-XXXX

[www.ortho.com](http://www.ortho.com) *[computer icon]*

The ORTHO Guarantee

If for any reason you are not satisfied with this product, mail us proof of purchase to obtain a full refund of your purchase price.

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Made in USA

Nippon Soda Co., Ltd.  
c/o Nisso America Inc.  
45 Broadway, Suite 2120  
New York, NY 10006

[Sold By: The Ortho Group

P.O. Box 190 Marysville, OH 43040]

EPA Reg. No. 8033-RNI

EPA Est. 239-IA-3<sup>l</sup>, 52251-OR-005<sup>K</sup>, 58996-MO-1<sup>A</sup> (*Superscript is first letter of lot number*)

Batch No. \_\_\_\_\_

### ***Additional Marketing Claims***

#### Efficacy:

- 1) 2 products in 1 [one], [Controls/Kills Listed Insects & Diseases]
- 2) All-in-one rose care
- 3) Defends/Shields/Guards/Protects/Prevents/Controls/Safeguard[s] [against] listed insects & diseases in one easy step
- 4) Rescues [Flowers/Roses/shrubs/(&) trees] from listed insects & diseases
- 5) Controls specified diseases (commonly affecting) (and restores beauty to) [Flowers/Roses/shrubs/(&) trees]
- 6) American rose society [tested and] endorsed => Conditional on Approval
- 7) Controls [kills] [insects] [*Any selection of listed insects on the master label*] [and other [harmful] listed insects.
- 8) Dual Action; Kills/Controls listed Insects & Diseases [in one [1] easy step]
- 9) Stops & prevents listed plant diseases
- 10) Fast acting
- 11) Suppresses algae growth
- 12) Decreases unsightly algae in your [garden][landscape]
- 13) Dual (2-way) protection against listed insect(s) & disease(s)
- 14) 4 [four] in 1 [one] protection; kills and prevents both listed insects and disease
- 15) Disease plus insect [control/killer]
- 16) [prevents/protects against/controls/for control of] listed diseases [that harm] [on] roses/flowers/ornamentals/shrubs/(&) trees
- 17) [prevents/protects against/controls/for control of [*any listed disease on master label*]
- 18) Defends/Shields/Guards/Protects/Safeguard[s], roses/flowers/ornamentals/shrubs/(&) trees from [*any selection of listed insects from master label*] [and other listed insects]
- 19) kills listed harmful insects through contact
- 20) quickly kills listed insects [pests] through contact
- 21) guaranteed results or your money back
- 22) Defends/Shields/Guards/Protects/Safeguard[s] the [whole] plant [including new shoots/new growth] [from listed insects, (mites) & disease(s)]
- 23) Preventative insect & disease control
- 24) Outstanding control of blackspot
- 25) Prevents rose defoliation caused by diseases
- 26) Fights existing infection(s)
- 27) Defends/Shields/Guards/Protects/Safeguard[s] the entire plant from listed sucking insects
- 28) Systemic – works from inside the plant to kill tough [*any selection of listed insects from master label*]
- 29) Kills/Controls [up to] listed [1,2,3... 111] Insects, [and/&] [1,2,3...5] diseases, [1,2,3...116] pests.
- 30) Won't harm plants or blooms
- 31) Defends/Shields/Guards/Protects/Safeguard[s] gardens and landscapes/[Roses & Flowers/Trees & Shrubs] [from bugs for up to [4] weeks] [from listed disease for up to [4] weeks] [from listed pests/[insects & disease] for up to [4] weeks]

### Speed

- 1) Results in 24 hours\* (\* on listed insects)

### Residual

- 1) Kills/Controls [insects & diseases] pests for up to 4 weeks.
- 2) Defends/Shields/Guards/Protects/Controls/Safeguard[s] [plants/roses/flowers/ornamentals/ trees & shrubs][against/from] [pests/insects/ [&] diseases] for up to 4 weeks
- 3) Long lasting [Defense/Protection/Prevention/Control]
- 4) Longer-lasting protection\*
- 5) Defends/Shields/Guards/Protects/Safeguard[s] twice as long\*
- 6) Protects 2 [two] times longer, [up to 4 weeks!], [Guaranteed]\*

### Usage

- 1) For use on/formulated for/can be used on Roses/Flowers/Ornamentals/Tree/[&]Shrubs
- 2) Can be used on delicate [Roses/Flowers/Ornamentals/Tree/[&]Shrubs]
- 3) Safe for [Roses/Flowers/Ornamentals/Tree/[&]Shrubs]
- 4) No white residue on [Roses/Flowers/Ornamentals/Tree/[&]Shrubs]

### Applicator Claims

- 1) Ready to Spray Hose-end applicator
- 2) Low pressure shower applicator- won't harm plants [or blooms]
- 3) Low pressure shower applicator- won't damage plants [or blooms]
- 4) One-handed operation
- 5) Ergonomic [design]
- 6) Ready-Spray® [Ready-to-Spray] [Applicator Name]
- 7) [Simply] attach to [garden] hose and spray [go]
- 8) No mixing required (***claim for use with hose-end sprayers that automatically mix***)
- 9) Low pressure shower [applicator] [spray pattern]
- 10) Broadcast [applicator] [spray pattern]
- 11) Easy [to use]
- 12) Simple [and easy] [to use]
- 13) Convenient
- 14) Economical – use to cover large areas
- 15) Easily cover large areas
- 16) Hand doesn't get wet [Hand stays dry]
- 17) Easy grip [control]
- 18) Includes water [only] setting [option]

### Houseplants

- 1) Controls/Kills listed bugs/insects that attack indoor and/& outdoor plants
- 2) Defends/Shields/Guards/Protects/Safeguard[s] your Indoor and/& Outdoor Plants from listed bugs/insects/diseases/pests
- 3) Defends/Shields/Guards/Protects/Safeguard[s] Houseplants from listed Insects/Pests/Bugs/diseases
- 4) Non-staining
- 5) What does 'systemic' mean? A systemic product is absorbed through the leaves and moves to protect all parts of the plant (leaves, stems and buds). Systemic products are also protected from the elements (rain, irrigation and sunshine) so offer greater length of control from a single application.