| U.S. ENVIRONMENTAL PROTECTION AGENCY | EPA Re Number: 34704 | ACT 30 2000 |
|--|--|--|
| Office of Pesticide Programs Registration Division (H7505(') | Term of I | ssuance: Conditional |
| 401 "M" St., S.W. Washington, D.C. 20460 | Name of | Pesticide Product: nidacloprid 0.5G |
| NOTICE OF PESTICIDE: <u>x</u> Registration Reregistration under FIFRA, as amended) | | |
| P. O. Box 1286 Greeley, CO 80632-1286 Note: Changes in labeling differing in substance from that accepted in connection w Registration Division prior to use of the label in commerce. In any correspondence | on this product always refer to | the above BPA registration number. |
| In the basis of information furnished by the registrant, the above named pesticide is sungicide and Rodenticide Act. gistration is in no way to be construed as an endorsement or recommendation of thi nvironment, the Administrator, on his motion, may at any time suspend or cancel th cceptance of any name in connection with the registration of a product under this A | s product by the Agency. In c e registration of a pesticide in | rder to protect health and the accordance with the Act. The |
| se of the name or to its use if it has been covered by others. | | |
| This product is conditionally registered in accordance besticide is registered, however, it is not regarded as per diminate the need for continual reassessment of pestici- time, additional data are required to maintain in effect a | manently acceptabl les. If the Agency on existing registration | e. Registration does not letermines that, at any |
| · | manently acceptabl les. If the Agency on n existing registration (c)(2)(B). | e. Registration does not letermines that, at any on, the Agency will |
| This product is conditionally registered in accordance esticide is registered, however, it is not regarded as per liminate the need for continual reassessment of pestici- ime, additional data are required to maintain in effect a equire submission of such data under FIFRA section (3) | manently acceptabl les. If the Agency on n existing registration (c)(2)(B). | e. Registration does not letermines that, at any on, the Agency will |

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2. Submit to the Agency the required one year storage stability (830.6317) study for the proposed product under warehouse conditions. The corrosion characteristics (830.6320) study may be carried out concurrently. It is recommended that observations be made at 0, 3, 6, 9, and 12 months. Submit these studies within eighteen months of the date of this letter.

3. Submit two copies of your final printed label before you release the product for shipment. 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 constitute acceptance of these conditions.

4. Make the following changes to the "Warranty Statement":

- Paragraph 3 rewrite the second sentence beginning with "To the extent allowed" to read as "To the extent consistent with applicable law"...

- Rewrite the beginning of the fifth paragraph as follow: "To the extent consistent with applicable law...

A stamped copy of the label is enclosed for your records. If you have any questions regarding this notice, please contact me at (703) 305-5409.

Enclosure:

LPI Imidacloprid 0.5 G

Systemic insecticide for use on turfgrass and landscape ornamentals

| ACTIVE INGREDIENT: | |
|--|--------------|
| Imidacloprid: 1-[(6-Chloro-3-pyridinyl)methyl]-N-nitro-2-imidazolidinimine | 0.5% |
| OTHER INGREDIENTS: | <u>99.5%</u> |
| TOTAL: | 100.0% |

Contains imidacloprid, the active ingredient used in Merit[®].

KEEP OUT OF REACH OF CHILDREN CAUTION

| FIRST AID | | |
|---------------|--|--|
| If swallowed: | Call a poison control center or doctor immediately for treatment advice. | |
| | Have person sip a glass of water if able to swallow. | |
| | Do not induce vomiting unless told to do so by the poison control center or doctor. | |
| | Do not give anything by mouth to an unconscious person. | |
| If on skin or | Take off contaminated clothing. | |
| clothing: | Rinse skin immediately with plenty of water for 15-20 minutes. | |
| | Call a poison control center or doctor for treatment advice. | |
| If in eyes: | 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. | |

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. NOTE TO PHYSICIAN: No specific antidote is available. Treat the patient symptomatically. FOR A MEDICAL EMERGENCY INVOLVING THIS PRODUCT CALL: 1-800-301-7976.

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

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

EPA Reg. No. 34704-

NET CONTENTS:

ACCEPTED with COMMENTS In EPA Letter Dated: OCT 3 0 2006

Under the Federal Insecticide, Fungicide, and Rodensicide Act, as amended, for the positeide registered under EPA Reg. No. 34, 104-760 Manufactured for:



P.O. Box 1286 Greeley, CO 80632 EPA Est. No.

3 7 8

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 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.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Do not formulate this product into other end use products

GENERAL INFORMATION

LPI IMIDACLOPRID 0.5 will control insects on turf and ornamentals grown in commercial and residential landscapes. LPI IMIDACLOPRID 0.5 is a systemic insecticide applied as a soil treatment *only* and is translocated upward within the plant. For best results, LPI IMIDACLOPRID 0.5 must be applied where the roots of the target plants can absorb the active ingredient. After application, irrigate moderately but thoroughly being sure to avoid leaching and runoff from the container for at least three irrigations or 10 days whichever is longer.

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.

LPI IMIDACLOPRID 0.5 General Use Precautions:

- Do NOT apply more than 80 lbs. (0.4 lb. of active ingredient) per acre per year.
- Following application, avoid runoff or puddling of irrigation water.
- Avoid application of LPI IMIDACLOPRID 0.5 to areas which are waterlogged or saturated, which will not allow penetration into the root zone of the plant.
- Prior to commercial use of this product, be sure to carefully calibrate application equipment.

Application Equipment

Using either drop-type or rotary-type spreaders, apply LPI IMIDACLOPRID 0.5 uniformly over the area being treated. Avoid the use of spreaders that apply the material in narrow, concentrated bands. Use the following chart as a guide for establishing an accurate application rate of LPI IMIDACLOPRID 0.5. Rates will vary depending on speed, equipment wear and condition of spreader. Calibrate application equipment according to the manufacturer's directions prior to use and check frequently to be sure the equipment is working properly and distributing granules uniformly and accurately.

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| | SPEED (mph) | SETTINGS FOR | SETTINGS FOR |
|---------------------------------|----------------|-----------------|-----------------|
| SPREADER MODEL | } | 60 lbs./A | 80 lbs./A |
| Cyclone Model CB4000 | 3 | 3-1/4 | 3-1/2 |
| Earthway® Drop | 3 | 9 | 10 |
| Earthway® 10' Rotary | 3 | 11 | 12 |
| Gandy® Turf Tender 24" | 3 | 16 | 19 |
| Gandy® Turf Tender 42" | 3 | 21 | 23 |
| Lely | 4.5 | 3.5 | - |
| Lesco® Model 6000 | 3 | B 1/2 | C |
| PSB Prizelawn® CBR-II | 3 | 3-1/4 | 3-1/2 |
| Scott's® Proturf R-8A | 3 | H | Ι |
| Scott's® Proturf SR-1 | 3 | Н | I |
| Scott's® PF-1, PF-2, PF-3, PF-4 | 3 | 4 | 4-1/2 |
| Drop | 5 | | 4-1/2 |
| Scott's® SS-1 Drop | 3 | 4 | 4-1/2 |
| Spyker® Model 34 | 3 | 3.1 | 3.2 |
| Vicon Model PS-203 | 4.5 | 13 | 16 |

APPLICATION TO TURFGRASS

NOTE: LPI IMIDACLOPRID 0.5 may NOT be used on commercial sod farms or grass grown for seed.

LPI IMIDACLOPRID 0.5 will control soil-inhabiting pests in turfgrass on sites such as home lawns, business and office complexes, shopping complexes, multi-family residential complexes, golf courses, airports, cemeteries, parks, playgrounds, and athletic fields.

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. Applications may be made preceding the egg laying activity of the target pests and high levels of control may be achieved when applications are made proceeding or during the egg laying period. Consult your local State Agricultural Experiment Station or State Extension Turf Specialist for more specific information regarding timing of application.

For best results, make applications prior to egg hatch of the target pests, followed by sufficient irrigation or rainfall to move the active ingredient through the thatch. The treated turf must be in such a condition that the rainfall or irrigation will penetrate vertically in the soil profile. On golf courses, irrigate treated areas following application.

NOTE: Avoid mowing turf or lawn area until after irrigation or rainfall has occurred so that uniformity of application will not be affected.

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| RECOMMENDED RATES AND INSTRUCTIONS FOR TURF APPLICATIONS | | | |
|--|--|---|--|
| Pest | Application Rate | Specific Instructions | |
| Larvae of: Annual bluegrass weevil Asiatic garden beetle Billbugs Black turfgrass ataenius Cutworms (suppression) European chafer European Crane Fly Green June Beetle Japanese Beetle May or June beetle Northern masked chafer Oriental beetle Southern masked chafer | 50 to 80 lbs. per acre or 1.2 to 1.8 lbs. per 1,000 sq. ft. | Apply prior to egg hatch for optimum control of grubs, billbugs, European crane fly and annual bluegrass weevil. Be sure to read the "Application Equipment" section of this label under "GENERAL INFORMATION" above. | |
| Chinchbugs (suppression) Mole crickets | 80 lbs. per acre or 1.8 lbs. per 1,000 sq. ft. | Apply prior to the hatching of the first instar nymphs for suppression of chinchbugs. For control of mole crickets, apply prior to or during the peak egg hatch period. LPI IMIDACLOPRID 0.5 applications should be accompanied by a curative insecticide when adults or large nymphs are present and actively tunneling. | |

APPLICATION TO ORNAMENTALS

NOTE: LPI IMIDACLOPRID 0.5 may NOT be used in commercial greenhouses or nurseries.

LPI IMIDACLOPRID 0.5 can be applied as a broadcast application on ornamentals intended for aesthetic purposes or climatic modification in commercial and residential landscapes such as interior plantscapes, ornamental gardens or parks, or on golf courses or lawns and grounds.

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. Applications may be made preceding the egg laying activity of the target pests and high levels of control may be achieved when applications are made proceeding or during the egg laying period. Consult your local State Agricultural Experiment Station or State Extension Turf Specialist for more specific information regarding timing of application.

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| RECOMMENDED RATES AND INSTRUCTIONS FOR ORNAMENTAL APPLICATIONS | | | | |
|---|--------------------------------------|--|--|--|
| Pest | Application Rate | Specific Instructions | | |
| White Grub Larvae: (such as Japanese beetle larvae, Chafers, <i>Phyllophaga</i> spp., Asiatic garden beetle, Oriental beetle, etc.) | 1.4 to 1.8 lbs. per 1,000 sq. ft. | Apply as a broadcast treatment. Prior to application, remove black plastic or other weed barrier material that will not permit water permeability. | | |
| | | For optimum control, mechanical incorporation, irrigation or rainfall should occur within 24 hours after application to move the active ingredient into soil. | | |
| | | Be sure to read the "Application Equipment" section of this label under "GENERAL INFORMATION" above. | | |

STORAGE AND DISPOSAL

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

PESTICIDE STORAGE: Store in a cool, dry place in original container and out of the reach of children, preferably in a locked storage area.

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

For help with any spill, leak, fire or exposure involving this material, call day or night CHEMTREC 1-800-424-9300.

CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

BEFORE BUYING OR USING THIS PRODUCT, read the entire Directions for Use and the following Conditions of Sale and Limitation of Warranty and Liability. By buying or using this product, the buyer or user accepts the following Conditions of Sale and Limitation of Warranty and Liability, which no employee or agent of LOVELAND PRODUCTS, INC. or the seller is authorized to vary in any way.

Follow the Directions for Use of this product carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop or other plant injury, ineffectiveness, or other unintended consequences may result from such risks as weather or crop conditions, mixture with other chemicals not specifically identified in this product's label, or use of this product contrary to the label instructions, all of which are beyond the control of LOVELAND PRODUCTS, INC, and the seller. The buyer or user of this product assumes all such inherent risks.

Subject to the foregoing inherent risks, LOVELAND PRODUCTS, INC. warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use when the product is used in strict accordance with such Directions for Use under normal conditions of use. EXCEPT AS WARRANTED IN THIS LABEL, THIS PRODUCT IS SOLD AS IS TO THE EXTENT ALLOWED BY APPLICABLE LAW. LOVELAND PRODUCTS, INC. MAKES NO OTHER WARRANTY, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, OR ELIGIBILITY OF THIS PRODUCT FOR ANY PARTICULAR TRADE USAGE.

IN THE UNLIKELY EVENT THAT BUYER OR USER BELIEVES THAT LOVELAND PRODUCTS, INC. HAS BREACHED A WARRANTY CONTAINED IN THIS LABEL, BUYER OR USER MUST SEND, TO THE EXTENT REQUIRED BY APPLICABLE LAW, WRITTEN NOTICE OF SUCH CLAIM TO THE FOLLOWING ADDRESS: LOVELAND PRODUCTS, INC., ATTENTION: LAW DEPARTMENT, 7251 WEST 4TH STREET, GREELEY, CO 80634.

TO THE EXTENT ALLOWED BY APPLICABLE LAW, THE BUYER'S OR USER'S EXCLUSIVE REMEDY FOR ANY INJURY, LOSS, OR DAMAGE RESULTING FROM THE HANDLING OR USE OF THIS PRODUCT, INCLUDING BUT NOT LIMITED TO CLAIMS OF BREACH OF WARRANTY OR CONTRACT, NEGLIGENCE, STRICT LIABILITY, OR OTHER TOOTS, SHALL BE LIMITED TO ONE OF THE FOLLOWING, AT THE ELECTION OF LOVELAND PRODUCTS, INC. OR THE SELLER: DIRECT DAMAGES NOT EXCEEDING THE PURCHASE PRICE OF THE PRODUCT OR REPLACEMENT OF THE PRODUCT. TO THE EXTENT ALLOWED BY APPLICABLE LAW, LOVELAND PRODUCTS, INC. AND THE SELLER SHALL NOT BE LIABLE TO THE BUYER OR USER OF THIS PRODUCT FOR ANY CONSEQUENTIAL, SPECIAL, OR INDIRECT DAMAGES, OR DAMAGES IN THE NATURE OF A PENALTY.

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Gandy® is a registered trademark of the Gandy Company.

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LPI IMIDACLOPRID 0.5 is not manufactured or distributed by Bayer Environmental Science, seller of Merit[®].

Merit[®] is a trademark of Bayer.

Prizelawn® is a registered trademark of White Castle Management Company

Scott's® is a registered trademark of OMS Investements Inc.

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