1-23-2007 42750-164 EPA Reg. Date of Issuance: Number: JAN 23 2007 42750-164 U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Term of Issuance: Conditional Registration Division (H7505C) Imidacloprid 1.6FL Tree 401 "M" St., S.W. Injection Washington, D.C. 20460 NOTICE OF PESTICIDE: x Registration \_\_\_ Reregistration (under FIFRA, as amended) Name and Address of Registrant (include ZIP Code): Mr. Morris Gaskins Albaugh, Inc. P.O. Box 2127 304 Janet Street, Suite H Valdosta, GA 31604 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. egistration 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). Once a pesticide is registered, however, it is not regarded as permanently acceptable. Registration does not

eliminate the need for continual reassessment of pesticides. If the Agency determines that, at any time, additional data are required to maintain in effect an existing registration, the Agency will require submission of such data under FIFRA section (3)(c)(2)(B).

1. Revise the EPA Registration Number to read, EPA Reg. No. "42750-164". Remove registration number 109 from the label, it belongs to another product.

Signature of Approving Official:	Date:
Dani Daniel Insecticide-Rodenticide Branch Registration Division (7505C)	JAN 2 3 2007

Page Two 42750-164

2. Add "wear protective eye wear" to the list of things that must be worn by Applicators" to reflect possible eye irritation.

3. Submit to the Agency the required one year storage stability (830.6317) and Corrosion characteristics study (830.6320) for the proposed product. It is recommended that the observations are made at 0, 3, 6, 9 and 12 months intervals.

4. 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.

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:

# IMIDACLOPRID 1.6FL TREE INJECTION

For injection into trees in nurseries, greenhouses, and interior and exterior plantscapes, and in private, municipal, state, and national forested areas.

Contains 1.6 pounds of imidacloprid per gallon.

Shake well before using.

## STOP - Read the label before use

# KEEP OUT OF REACH OF CHILDREN.

# CAUTION

## **FIRST AID**

IF SWALLOWED	<ul> <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>
IF IN EYES	<ul> <li>Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
IF ON SKIN OR CLOTHING	<ul> <li>Take off contaminated clothing.</li> <li>Rinse skin immediately with plenty of water for 15 to 20 minutes.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>
	y call CHEMTREC toll free at 1-800-424-9300. Have a product container or label a poison control center or doctor, or going for treatment.

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

EPA Reg. No. 42750-109

EPA Est. No. xxxxxx-xx-xxx

NET CONTENTS: 16 fluid ounces ACCEPTED with COMMENTS

With COMMENTS In EPA Letter Dated:

JAN 2 3 2007. Under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, for the pesticide registered under EPA Reg. No. 43 30 - 16 9 Manufactured For: ALBAUGH, INC. ANKENY, IA 50021

# PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

## CAUTION

Harmful if absorbed through skin. Harmful if swallowed. Causes moderate eye irritation. Avoid contact with skin, eyes, or clothing. Wear long-sleeved shirt and long pants, socks, shoes, and chemical-resistant gloves.

## PERSONAL PROTECTIVE EQUIPMENT (PPE)

Applicators and other handlers must wear:

- 1. Long-sleeved shirt and long pants
- 2. Chemical-resistant gloves made of any waterproof material such as, barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, natural rubber, polyethylene, polyvinyl chloride (PVC) or viton.
- 3. Shoes plus socks

Follow manufacturer's instructions for cleaning/ maintaining personal protective equipment, PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

# USER SAFETY RECOMMENDATIONS

User should:

- 1. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse.
- 2. Have the product container or label with you when calling a poison control center or doctor or going for treatment.

#### 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 inter-tidal 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 trees and shrubs. 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.

Do not apply this product in a way that will contact workers or other -persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

## 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 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 Chemtrec at 800-424-9300 for any other assistance that may be necessary.

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: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

# APPLICATION TO TREES

IMIDACLOPRID 1.6FL Tree Injection can be used to control a variety of insect pests of ornamental or forest trees. Pests controlled include aphids, whiteflies, soft scales, adelgids, leafhoppers, lace bugs, mealybugs, psyllids, leaf-feeding beetles, sawflies, borers, and leafmining flies, beetles, and wasps. IMIDACLOPRID 1.6FL Tree Injection also can be used for suppression of thrips and armored scales. IMIDACLOPRID 1.6FL Tree Injection can be used as directed on ornamental trees in residential areas, business and office complexes, shopping complexes, multi-family residential complexes, golf courses, airports, cemeteries, parks, playgrounds, and athletic fields. IMIDACLOPRID 1.6FL Tree Injection also can be used in commercial forestry production, nurseries, greenhouses, and in state, federal, county and local recreational forests.

The active ingredient in IMIDACLOPRID 1.6FL Tree Injection has sufficient residual activity so that applications can be made preceding the attack of the trees by target pests. IMIDACLOPRID 1.6FL Tree Injection also controls existing infestations of most labeled pests; control of existing infestations of borers and other difficult-to-control pests can be achieved if the level of infestation is not excessively severe at the time of application. If the level of infestation is severe, the high label rate for the targeted pest is recommended.

Systemic activity occurs only after the active ingredient is translocated upwards in the tree. In some cases, translocation can take 10 days or longer, depending on the transpiration rate of the treated plant.

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. For best results (i.e., to ensure uptake), application should be made when the tree is actively transpiring.

NOTE: Not for use on trees where the fruits and/or nuts are consumed. Do not apply more than once per year per tree.

#### Application Equipment

IMIDACLOPRID 1.6FL Tree Injection can be applied with a variety of trunk injection devices. Devices should be chemically-resistant. For all injector systems, read carefully and follow all manufacturers' directions for use.

#### Drilling the hole

With most injector systems, it is necessary to predrill holes prior to insertion of the applicator device. Holes should be drilled deep enough to permit transport of IMIDACLOPRID 1.6FL Tree Injection upwards in the vascular tissue. DOSING: For microinjection, set and dispense into the injector the required dosage, and pressurize the injector as directed.

For high-volume injection, FIRST add the required amount of water to the reservoir of the injector, and then dispense the prescribed amount of IMIDACLOPRID 1.6FL Tree Injection into the reservoir.

For high-volume injection, add no more than 7 ml of IMIDACLOPRID 1.6FL Tree Injection per liter of water. While injecting, ensure that the active ingredient remains in solution. The solubility of the product in the water can depend upon the temperature, pH, and the mineral content of the water. A small amount of IMIDACLOPRID 1.6FL Tree Injection should be diluted in water, and the mixture carefully observed. If the mixture appears cloudy or if solid particles form within 5-10 minutes, a more dilute injection solution should be prepared.

RECOMMENDED APPLICATIONS		
For trees and shrubs (greater than 2" diameter and chest height). For bee-pollinated dicotyledonous		
trees, applications should be made post-bloom.		
PEST	DOSAGE	
Adelgids	0.75 – 1.5 mL (0.025 – 0.05 fl. oz.) of	
Aphids	IMIDACLOPRID 1.6FL Tree Injection per inch of	
Japanese beetles	cumaltive trunk diameter at chest height (54"	
Lace bugs	from ground).	
Leaf beetles (including elm and viburnum leaf beetles)		
Leafhoppers (including glassy-winged sharpshooter)	Space injection holes approximately 6" apart,	
Leafmining flies and wasps	around the circumference of the tree.	
Mealybugs		
Psyllids		
Soft scales		
Whiteflies		
Armored scales (suppression)	1.5 – 3.0 mL (0.05 – 0.1 fl. oz.) of	
Roundheaded borers (including Eucalyptus	IMIDACLOPRID 1.6FL Tree Injection per inch of	
longhorned borer)	cumaltive trunk diameter at chest height (54"	
Flatheaded borers (including bronze birch borer, alder	from ground).	
borer, and emerald ash borer)		
Leafmining beetles and moths	Space injection holes approximately 6" apart,	
Pine tip moth larvae	around the circumference of the tree.	
Royal palm bug		
Sawfly larvae		
Thrips (suppression)		
For trees greater than 12" diameter, or if trees are already infested, the highest label rate specified for		
control of targeted pests is recommended.		

For trees larger than 24" diameter, always use the highest label rate for the targeted pest.

U.S.D.A. RATE SPECIFICATIONS FOR ASIAN and CITRUS LONG-HORNED BEETLE PROGRAMS. FOR USE ONLY UNDER U.S.D.A. SUPERVISION. FOR USE WITH U.S.D.A. APPROVED INJECTION DEVICES.

Read and follow the manufacturers' written documentation on the proper use and maintenance of the injector you are using. The following rates are generally recommended as a function of tree diameter at breast height (DBH).

- 2 to 11 inches DBH 1.2 mL (0.04 fl oz) per diameter inch.
- 12 to 23 inches DBH 2.3 mL (0.08 fl oz) per diameter inch.
- 24 to 35 inches DBH 4.7 mL (0.16 fl oz) per diameter inch.
- 36 inches DBH and above use 7.0 mL (0.24 fl oz) per diameter inch.

## **GENERAL DIRECTIONS:**

To determine the initial number of needed injection holes, measure the tree at breast height using a standard forestry tape measure.

- 1. If measuring the circumference, divide this number by six (6) to determine the number of holes needed.
- 2. If measuring the diameter, divide this number by two (2) to determine the number of injection holes needed.
- 3. Initial injector sites should be in the active sapwood, evenly spaced around the tree at the root buttress region and avoiding the root valleys.
- 4. If a single hole cannot accept its full dose, that dose may be divided among the other initial injection holes
- 5. If additional injection holes are needed they may be spaced horizontally or vertically from the initial holes.

The minimum horizontal spacing for injection sites is 3 inches. The minimum vertical spacing for injection sites is 6 inches. Preferably vertical spacing should be staggered and not aligned. Do not apply more than once per calendar year.

#### RESTRICTIONS

Do not use on fruit or nut trees intended for food uses.

## IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product.

If terms are not acceptable, return the unopened product container at once. By using this product, user or buyer accepts the following conditions, disclaimer of warranties and limitations of liability.

CONDITIONS: The directions for use of this product are believed to be adequate and must be followed carefully. However, because of manner of use and other factors beyond Albaugh, Inc. control it is impossible for Albaugh, Inc. to eliminate all risks associated with the use of this product. As a result, crop injury or ineffectiveness is always possible. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, ALBAUGH, INC. LP MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Albaugh, Inc. is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. Albaugh, Inc. disclaims any liability whatsoever for special, incidental or consequential damages, resulting from the use or handling of this product.

LIMITATIONS OF LIABILITY: TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER 'N CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT ALBAUGH, INC. ELECTION, THE REPLACEMENT OF PRODUCT.