

### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

December 1, 2015

Lisa Adamson Control Solutions, Inc. 5903 Genoa Red Bluff Pasadena, TX 77507

Subject: Label Amendment – Add me-too crop uses, delete companion animal use and correct the nominal percent of active ingredient Product Name: IMI Tech EPA Registration Number: 53883-214 Application Date: September 1, 2015 Decision Number: 508930

Dear Ms. Adamson:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website 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.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance

Page 2 of 2 EPA Reg. No. 53883-214 Decision No. 508930

with FIFRA section 6. If you have any questions, please contact Gene Benbow by phone at 703-347-0235, or via email at <u>Benbow.Gene@epa.gov</u>.

Sincerely,

Y/a.

Venus Eagle, Product Manager 01 Invertebrate and Vertebrate Branch 3 Registration Division (7505P)

Enclosure

# IMI Tech [Alt. Name: Dominion Tech]

ACCEPTED

## Dec 01, 2015

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under

EPA Reg. No. 53883-214

For Use in the Manufacture of Insecticides

#### **ACTIVE INGREDIENT:**

Imidacloprid, 1-[(6-Chloro-3-pyridinyl)methyl]-N-nitro-2-imidazolidinimine	
OTHER INGREDIENTS:	
TOTAL:	100.0%

## KEEP OUT OF REACH OF CHILDREN WARNING

FIRST AID		
If swallowed:	Call a poison control center or doctor immediately for treatment advice.	
	<ul> <li>Have person sip a glass of water if able to swallow.</li> </ul>	
	• Do not induce vomiting unless told to do so by a poison control center or doctor.	
	Do not give anything by mouth to an unconscious person.	
If inhaled:	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.	
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.	
	HOT LINE NUMBER	
	container or label with you when calling a poison control center or doctor, or going for	
treatment. You may also contact SafetyCall® International (866) 897-8050 for emergency medical		
treatment informat	tion.	
	ΝΟΤΕ ΤΟ ΡΗΥSICIAN	

NOTE TO PHYSICIAN

No specific antidote is available. Treat symptomatically.

#### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS WARNING

May be fatal if swallowed. Do not breathe dust or vapor. Do not get in eyes, on skin or on clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco and using the toilet. Remove contaminated clothing and wash before reuse.

EPA Reg. No. 53883- 214 EPA Est. No. 53883-TX-02

Control Solutions, Inc. 5903 Genoa-Red Bluff Pasadena, TX 77507-1041 Net Weight: \_\_\_\_\_

#### ENVIRONMENTAL HAZARDS

This product is highly toxic to aquatic invertebrates. Keep out of lakes, streams, or ponds. 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 to 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. This product is for manufacturing use only and is intended for formulation into end use products with the following use patterns:

**Terrestrial Food Crop:** Apple, Barley, Banana, Bushberry, Blueberry, Bulb Vegetables, Canola, Caneberry, Citrus, Coffee, Cotton, Cranberry, Cucurbit Vegetables, Globe Artichoke, Grape, Greenhouse Vegetables, Fruiting Vegetables, Herbs, Head and Stem Brassica Vegetables, Leafy Vegetables, Leafy Petiole Vegetables, Legume Vegetables, Hop, Peanut, Pecan, Plantain, Pomegranate, Pome Fruit, Potato, Root Vegetables, edible seed crops for Sorghum, Soybeans, Sugar beet, Strawberry, Stone Fruit, Sunflower, Tobacco, Tree Nuts (except Almonds) Tropical Fruit (Acerola, Atemoya, Avocado, Black sapote, Canistel, Cherimoya, Custard apple, Feijoa, Jaboticaba, Guava, Llama, Longan, Lychee, Mamey sapote, Mango, Papaya, Passionfruit, Persimmon, Pulasan, Rambutan, Sapodilla, Soursop, Spanish lime, Star apple, Starfruit, Sugar apple, Wax jambu), Tuberous and Corm Vegetables, and Wheat.

**Terrestrial Nonfood Crop and Greenhouse Nonfood Crop:** Turfgrass, Sod Farms, Production Ornamentals (Trees, Shrubs, Container plants, Bedding Plants) in Nurseries, Christmas trees.

**Forestry Uses:** Forest tree nurseries, Poplar, Cottonwood.

**Residential Outdoor Uses:** Landscape ornamentals (trees, shrubs, container & bedding plants), Lawns, Residential gardens and orchards, Structural pest control, Wood and wood structure protection.

Residential Indoor Uses: Interior scapes, interior plantscapes.

**Indoor Food and Indoor Nonfood Uses:** General insect control and structural pest control within domestic dwellings, commercial, food processing, health care, institutional, industrial and public buildings.

All other uses for which the USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration.

Uses for experimental purposes that are in compliance with EPA requirements.

Each formulator is responsible for obtaining EPA registration for their end-use product(s).

#### 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 cross 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.

**PESTICIDE DISPOSAL:** Pesticide wastes are toxic. Improper disposal of excess pesticide, or rinsate 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.

**CONTAINER DISPOSAL:** Nonrefillable container. Do not reuse or refill this container. Completely empty bag into manufacturing equipment. Offer for recycling if available. Do not rinse unless required for recycling. If recycling is not available, 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.

#### CONDITION 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 must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather, presence of other materials or other influencing factors in the use of the product, which are beyond the control of Control Solutions, Inc. or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold Control Solutions, Inc. and Seller harmless for any claims relating to such factors.

Control Solutions, 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, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of this product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or Control Solutions, Inc., and Buyer and User assume the risk of any such use. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, CONTROL SOLUTIONS, INC. MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

It is Control Solutions, Inc.'s and seller's intention that to the extent consistent with applicable law, Control Solutions, Inc. or the 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 CONTROL SOLUTIONS, INC. 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 CONTROL SOLUTIONS, INC. OR SELLER, THE REPLACEMENT OF THE PRODUCT.

Control Solutions, Inc. and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of Control Solutions, Inc.