



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C. 20460

OFFICE OF PREVENTION, PESTICIDES AND TOXIC SUBSTANCES

MAR 0 4 2010

Ms. Kim Davis RegWest Company, LLC 8203 West 20th Street, Suite A Greeley, CO 80634-4696

Subject: Required State Label Revisions

Dear Ms. Davis:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated February 22, 2010 for:

EPA Registration 69117-8

Pointer® Insecticide S

The Registration Division (RD) has conducted a review of this request for applicability under PRN 98-10 and finds that the label change(s) requested falls within the scope of PRN-98-10. The label has been date-stamped "Notification" and will be placed in our records.

If you have any questions, call me at 703 305-5409 or electronically at daniel.dani@epa.gov.

Sincerely,

Dani Daniel

Registration Division (7505P)

Insecticide/Rodenticide Branch

Please read instructions on	reverse before comple	eting form.		Assis	3 .0 _	F	orm App	roved. OMB No. 2070	-0060.
Please read instructions on reverse before completing form. United States			UAHU	V	Registrat	ion	OPP Identifier Numbe	r	
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	ITER [®] Insecticide			PM#	1			None	tricted
5. Name and Address of Ap	oplicant (Include ZIP C	ode)						nce with FIFRA S	
ArborSystems, Inc. c/o RegWest Compar	nv IIC		i	3(c)(3)(b)(i) my product is similar or identical in composition and					
8203 West 20 th St., St				labeling to:					
Greeley, CO 80634-4				EPA Reg. No					
■ Che	eck if this is a new add	lress		Product Na	ame				
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Notification – Explain b					Explain be	elow.			-
Explanation: Use add	ditional page(s) if nece	ssary. (For Se	ection I and	Section II.)					
Subm	nit label revision	notification	n per PR	Notice 98-	10 at Ne	w York Sta	ate's re	auest	
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This notification is consistent the labeling or the confident									
statement to the EPA. I furt	her understand that if	this notification	n is not con:	sistent with the	e terms of	PR Notice 98	-10 and 4		
may be in violation of FIFRA	l and I may be subject	to enforcemen	Section and		der section	is 12 and 14 o	T FIFRA.		
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6. Manner in Which Label is	Affixed to Product		Lithograph	1	Sten	ciled			
			Paper glue	ed	Othe	er			
Section - IV									
1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application).									
Name Title Telephone No (ແດງໄຟຊ Area ©ode) ັດ									
Kim Davis			\$ 975.353.0611 ° ° Consultant/Agent kim@regwest.com						
Certific				ni/Agent			<u>Kiilim</u>	ව. Date Application	
I certify that the statements I have made on this form and all attachments thereto are true to Received									
accurate and complete. I acknowledge that any knowingly false or misleading statement may kee (Stambed)									
punishable by fine or in		•			J -		00000	6	
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4. Typed Name 5. Date									
Kim Davis				Februa	ry 22, 20	110			

Non-PRIA Label Revision Notification



February 22, 2010

Ms. Venus Eagle, Product Manager 1
Document Processing Desk – *NOTIF*Office of Pesticide Programs – *7504P*U.S. Environmental Protection Agency
One Potomac Yard (South Building), Room S-4900
2777 South Crystal Drive
Arlington, VA 22202

Dear Ms. Eagle:

Subject: ArborSystems, Inc. d/b/a ArborSystems

Pointer® Insecticide S EPA Reg. No. 69117-8

On behalf of *ArborSystems, Inc.*, RegWest Company, LLC is submitting the attached materials as notification of a label revision for subject product. RegWest will act as sole agent in this endeavor.

Attached are the following:

- 1. Application for Pesticide: Other (Notification)
- 2. A copy of the New York State letter
- 3. One Reference Label (illustrating the revisions)
- 4. Two **New Labels** (incorporating the revisions)
- 5. Two market labels

At New York State's request, we are making two revisions to the front panel:

- a) "And More" is changed to "And other listed pests"
- b) "Not for sale or distribution in or into Nassau, Suffolk, Kings or Queens Counties, New York" is added

These revisions are illustrated on the **Reference Label**.

Please contact me at 970.353.0611 or kim@regwest.com if you require additional information or have any questions.

Regards,

RegWest Company, LLC

Kim Davis, Consultant/Agent Attachments

cc: ASI - Doolittle, C.

Please note the new address:

8203 West 20th St., Suite A Greeley, CO 80634-4696 p 970-353-0611 f 970-353-0613 MAR 0 4 2010

POINTER® Insecticide S

{Additional Brand Name: DIY Tree Care Products Multi-Insect Killer}

{Hang Card/Box Label - Front Panel}

POINTER® Insecticide S

Control Tree Pests Stop Tree Pests [Insects] Dead Tree Insect Killer

Kill Tree Insects
Control Adelgids Including Hemlock Wooly Adelgids
Beetles, Borers Including Emerald Ash Borer
Aphids & other listed pests

[For] Systemic Insect Control on Landscape Ornamentals [Residential Trees] [and Interior Plantscapes]

Convenient Easy-to-Use Do-it-Yourself

One application provides full-season control of: {Choose from "Listed Pests"}

{Listed Pests:} Adelgids (including Hemlock Woolly Adelgids), Aphids, Armored Scales (suppression), Asiatic Garden Beetles, Black Vine Weevil Larvae, Chafers, Elm Leaf Beetles, Eucalyptus Longhorned Borer, Flathead Borers (including Alder-Birch Borer, Bronze Birch Borer and Emerald Ash Borer), Japanese Beetles, Japanese Beetle Larvae, Lace Bugs, Leafhoppers, Leafminers, Mealybugs, Oriental Beetles, Pine Bark Beetles, Pine Tip Moth Larvae, Psyllids, Royal Palm Bugs, Sawfly Larvae, Soft Scale Insects, Thrips (Suppression) and Whiteflies

On All Types of Ornamental Trees [Residential Trees]

Active Ingredient: Imidacloprid (CAS No. 138261-41-3) Other Ingredients Contains 0.025 oz. (0.75 grams) active ingredient per 0.5 fl. oz. (15 ml) bottle. Net Contents: 0.5 fl. oz. (15 ml), one syringe and one syringe tip

Not for sale or distribution in or into Nassau, Suffolk, Kings or Queens Counties, New York

Keep Out of Reach of Children WARNING

See back panel for additional Precautionary Statements First Aid

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-222-1222 for emergency medical treatment information.

If Swallowed: Immediately call a poison control center or doctor 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 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 Clothing: Take off contaminated clothing. Immediately rinse skin 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.

4/1

{Hang Card/Box Label - Back Panel}

DIRECTIONS FOR USE

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

Personal Protective Equipment (PPE):

Use safety glasses and gloves when handling this product. Use chemical resistant gloves made of any waterproof material such as barrier laminate, butyl rubber, nitrile rubber, neoprene rubber, natural rubber, polyethylene, polyvinylchloride (PVC) or viton.

Product Information Tree Insecticide and Syringe Applicator Do Not Treat Food-Bearing Plants

This product contains an insecticide that is deposited into holes drilled into the tree trunk at the flare of the tree. This simple application method is convenient and easy-to-use. Control of pests can start to be seen within two weeks.

The insecticide controls Adelgids (including Hemlock Woolly Adelgids), Aphids, Armored Scales (suppression), Asiatic Garden Beetles, Black Vine Weevil Larvae, Chafers, Elm Leaf Beetles, Eucalyptus Longhorned Borer, Flathead Borers (including Alder-Birch Borer, Bronze Birch Borer and Emerald Ash Borer), Japanese Beetles, Japanese Beetle Larvae, Lace Bugs, Leafhoppers, Leafminers, Mealybugs, Oriental Beetles, Pine Bark Beetles, Pine Tip Moth Larvae, Psyllids, Royal Palm Bugs, Sawfly Larvae, Soft Scale Insects, Thrips (Suppression) and Whiteflies on all types of ornamental trees.

Timing of Treatments:

Treat trees anytime during the growing season. Treatments earlier in the growing season are more successful. As a preventative, apply in early spring prior to insect activity in the tree; one application provides full-season control. As a remedial (on trees already showing symptoms of infestation) [to kill insects already on a tree], apply in spring through fall; more than one application may be needed depending on the infestation severity or tree condition. Treatments to conifers (pine trees) may be slow in uptake.

Included in this Package:

0.5 fl. oz. (15 ml) Pointer Insecticide S, one syringe and one syringe tip. This is enough insecticide for 15 application sites and can treat from fifteen 4" circumference trees to one 60" tree.

Tools Needed:

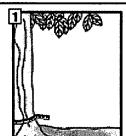
Measuring tape, power drill and clean, sharp 1/4" drill bit.

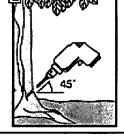
Dosage:

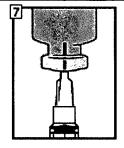
Measure the circumference of tree within 12" of the ground. Apply 1 ml of Pointer® Insecticide S [this product] for every 4" of trunk circumference.

Dosage Chart

Circumference	Number of Application Sites			
(within 12" of the ground)	(number of holes to drill)			
4 inches	1 site			
12 inches	3 sites			
24 inches	6 sites			
36 inches	9 sites			
48 inches	12 sites			
60 inches	15 sites			









Application Instructions

Use the syringe to deposit the insecticide into holes drilled around the base of the tree. Follow these steps:

- 1. Measure the circumference of tree within 12" of the ground and, using the dosage chart above, determine the correct number of application sites.
- Using a clean, sharp 1/4" drill bit, drill a hole for each application site, spaced evenly (4" to 5" apart) around the base of the tree, within 12" of the ground. Drill holes 1" deep and at a 45° downward angle (so the insecticide will stay in the tree).
- 3. Place the metal syringe tip on the end of the syringe. Twist to lock tip in place.
- 4. Remove the tear-off covering from the metal cap on the top of the insecticide bottle exposing the rubber stopper.
- 5. Depress the plunger completely into the syringe.
- 6. Insert the syringe tip through the silicone stopper into the bottle; this requires a steady pressure.
- 7. Turn the bottle upside down [Tilt bottle] so the insecticide surrounds the syringe tip. Slowly pull back the plunger to draw 1 ml of insecticide into the syringe. Markings on the syringe barrel show the 1 ml fill line. Do not pull the plunger out of the syringe; you will break the syringe.
- 8. Carefully withdraw the syringe and tip from stopper.
- Place the tip into one of the drilled holes. Slowly and completely depress plunger to deposit the insecticide into the tree.
- 10. Repeat process placing 1 ml of insecticide in each drilled hole.
- 11. Thoroughly water the yard area around the tree after treatment, unless it has recently rained.
- 12. Allow syringe and syringe tip to thoroughly dry prior to storage or disposal.
- 13. If you have any insecticide remaining in the container, it may be stored in the container; the rubber stopper is self-sealing.

Holes drilled in a tree are wounds. Do not drill holes in a tree more than once a year or more than two consecutive years.

[Storage and Disposal]

Storage: Store above 65°F in a cool, dry place. Store empty syringe and insecticide in original container out of reach of children, preferably in a locked storage area. **Container Management:** Non-refillable container; do not reuse or refill this container. **If empty:** Offer container and used syringe/syringe tip for recycling, if available; alternatively, dispose of empty container and used syringe/syringe tip in trash. **If partly filled,** call your local solid or household waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

Lot Number: on box flap.

PRECAUTIONARY STATEMENTS

Hazards to Humans & Domestic Animals

WARNING: Harmful if swallowed, inhaled or absorbed through skin. Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear safety glasses. Thoroughly wash with soap and water after handling and before eating, drinking, chewing tobacco, using the toilet or using tobacco. Remove contaminated clothing and wash clothing before reuse.

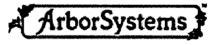
Environmental Hazards

This product is highly toxic to fish and aquatic invertebrates. Do not apply directly to water, 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 or rinsate. This product is highly toxic to bees exposed to direct treatment or residues on blooming plants or weeds. Do not apply this product to blooming plants or weeds if bees are visiting the treatment area.

Notice of Warranty

ArborSystems warrants that this product conforms to the chemical description on the label and is reasonably fit for use under average conditions when used strictly in accordance with the directions on the labeling. ArborSystems does not make, or authorize any agent or representative to make, any other warranty, guarantee or representation, express or implied, concerning this product.

[Sold by]



800-698-4641 • Fax: 402-339-5011 P.O. Box 34645 • Omaha, NE 68134

Pointer® Insecticide S is a registered trademark of ArborSystems.

EPA Reg. No. 69117-8 EPA Est. 69117-NE-1

(Syringe Label)

Fill to red line = 1 ml

Pointer® Insecticide S

Active Ingredient:	
Imidacloprid*	 5%
Other Ingredients	 95%

*CAS No. 138261-41-3

KEEP OUT OF REACH OF CHILDREN WARNING

See box for First Aid,
Precautionary Statements
and Directions for Use.
Net Contents 0.5 fl. oz.
EPA Reg. No. 69117-8
[Sold By]
ArborSystems
800-698-4641 • Fax: 402-339-5011
P.O. Box 34645 • Omaha, NE 68134

{Container Label}

Pointer® Insecticide S

Active ingredient:	
Imidacloprid (CAS No. 138261-41-3)	5%
Other Ingredients	<u>95%</u>
Total	100%
Contains 0.025 oz. (0.75 g) active ingredient per 0.5 fl. oz. (15 ml) bottle.	

KEEP OUT OF REACH OF CHILDREN WARNING

See box for First Aid,
Precautionary Statements
and Directions for Use.
Net Contents 0.5 fl. oz. (15 ml)
EPA Reg. No. 69117-8
EPA Est. 69117-NE-1
[Sold By]

Arbor Systems ?

800-698-4641 • Fax: 402-339-5011 P.O. Box 34645 • Omaha, NE 68134

[]	Denotes	alternat	e/option	ial l	anguage
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^{ } Denotes language that does not appear on the market labeling



Storage: Store above 65°F in a cool, dry place. Store empty syringe and insecticide in original container out of reach of children, preferably in a tocked storage area.

Container Management: Non-refillable container do not reuse or refill this

FIRST AID Have the product container or label with you when calling a poison control center of doctor, or going for treatment. You may also contact 1-800-222-1222 for emergency madical treatment information.

If Swallowed: Immediately call a poison control center or doctor for

treatment advice. Have person sip a glass of water if able to swallow. Do not induce vamiling unless told to do so by the paison control cen-

ter 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 amoulance, 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 Clothing: take off contaminated clothing, Immediately rinse skin with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

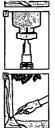
If in Eyes: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, it present, after the first 5 minutes, then continue rinsing eye. Call a poison control center or

Systemic insect control on landscape ornamentals.

THEMPS

If empty, offer container and used syringe/syringe to for recycling, if available; alternatively, dispose of empty container and used syring/syrings tip in trash.

If partly filled, call your local solid or nousehold waste agency for disposal instructions. Never place unused product down any



and at a 45" downward angle (so the insecticide will stay in the tree).

- 3. Place the metal syringe tip on the end of the syringe. Twist to lock tip in place.
 4. Remove the tear-off covering from the
- metal cap on the top of the insecticide bottle exposing the rubber stopper.

 5. Depress the plunger completely into
- the syringe.

 6. Insert the syringe tip through the silicone stopper into the bottle; this requires a steady pressure.
- Deposit insecucine mix me use.
 10.Repeat process placing 1 ml of insecticide in each drilled hole.
- Thoroughly water the yard area around the tree after treatment, unless it has recently rained.
- 12.Allow syringe and syringe tip to thoroughly dry prior to storage or disposal.
- 13. If you have any insecticide remaining in the container, it may be stored in the container; the rubber stopper is self-sealing.

Emerald Ash Borer

 Flathead Borers, including Alder-Birch Borer Bronze Birch Borer Lot

Holes drilled in a tree are wounds. Do not drill holes in a tree more than once a year or more than two consecutive years.

PRECAUTIONARY STATEMENTS

Hazards to Humans & Domestic Animals

WARNING: Harmful if swallowed, inhaled or absorbed through skin. Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear safety glasses. Thoroughly wash with soap and water after handling and before eating, drinking, chewing tobacco, using the tollet or using tobacco. Remove contaminated clothing and wash clothing



Photograph Emerald Ash Borers

DIY Tree Care Products Multi-Insect Killer

KILL TREE INSECTS



Sold by:

P.O. Box 34645 Omaha, NE 68134 800-698-4641

EPA Reg. No. 69117-8 EPA Est. 69117-NE-1

DIRECTIONS FOR USE

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

PERSONAL PROTECTIVE EQUIPMENT (PPE): Use safety glasses and gloves when handling this product. Use chemical resistant gloves made of any waterproof material such as barrier laminate, butyl rubber, nitrile rubber, neoprene nubber, natural rubber, polyvinylchioride (PVC) or viton.

PRODUCT INFORMATION: Tree insecticide and syringe applicator. Do not treat food-bearing plants. This product contains an insecticide that is deposited into holes drilled into the tree trunk at the flare of the tree. This simple application method is convenient and easy-to-use. Control of pests can start to be seen within two weeks.

TIMING OF TREATMENTS: Treat trees anytime during the growing season. Treatments earlier in the growing season are more successful. As a preventative, apply in early spring prior to insect activity in the tree; one application provides full-season control. To kill insects already on a tree, apply in spring through fall; more than one application may be needed depending on the infestation

severity or tree condition. Treatments to conifers (pine trees) may be slow in uptake.

INCLUDED IN THIS PACKAGE: 0.5 ft. oz. (15 mt).
DIY Tree Care Products Muiti-Insect Killer, one syringe and one syringe lip. This is enough insecticide for 15 application sites and can treat from fifteen 4" circumference trees to one 60" tree.

TOOLS NEEDED: Measuring tape, power dritt, and clean, sharp 1/4" drift bit.

DOSAGE: Measure the circumference of tree within 12" of the ground. Apply 1 ml of this product for every 4" of trunk circumference.

DOSAGE CHART				
Tree circumference (within 12" of the ground)	Number of application sites (number of holes to drill)			
4 inches	1 site			
12 inches	3 sites			
24 inches	6 sites			
36 inches	9 sites			
48 inches	12 sites			
60 inches	15 sites			







APPLICATION INSTRUCTIONS

Use the syringe to deposit insecticide into holes drilled around the base of the tree. Follow these steps:

- Measure the circumference of tree within 12" of the ground and, using the dosage chart above, determine the correct number of application sites.
- 2. Using a clean, sharp 1/4" drill bit, drill a hole for each application site, spaced evenly (4" to 5" apart) around the base of the tree, within 12" of the ground. Drill holes 1" deep and at a 45° downward angle (so the insecticide will stav in the tree).
- Place the metal syringe tip on the end of the syringe. Twist to lock tip in place.
- Remove the tear-off covering from the metal cap on the top of the insecticide bottle exposing the rubber stopper.
- Depress the plunger completely into the syringe.
- 6. Insert the syringe tip through the silicone stopper into the bottle; this requires a steady pressure.

- 7. Turn the bottle upside down so the insecticide surrounds the syringe th. Slowly pull back the plunger to draw 1 ml of insecticide into the syringe. Markings on the syringe barrel show the 1 ml fill line. Do not pull the plunger out of the syringe; you will break the syringe.
- Carefully withdraw the syringe and tip from stopper.
- Place the tip into one of the drilled holes. Slowly and completely depress plunger to deposit insecticide into the tree.
- Repeat process placing 1 ml of insecticide in each drilled hole.
- Thoroughly water the yard area around the tree after treatment, unless it has recently rained.
- Allow syringe and syringe tip to thoroughly dry prior to storage or disposal.
- 13. If you have any insecticide remaining in the container, it may be stored in the container; the rubber stopper is self-sealing.

Holes drilled in a tree are wounds. Do not drill holes in a tree more than once a year or more than two consecutive years.

PRECAUTIONARY STATEMENTS

Hazards to Humans & Domestic Animals

WARNING: Harmful if swallowed, inhaled or absorbed through skin. Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear safety glasses. Thoroughly wash with soap and water after handling and before eating, drinking, chewing tobacco, using the toilet or using tobacco. Remove contaminated clothing and wash clothing before reuse.

Environmental Hazards

This product is highly toxic to fish and aquatic invertebrates. Do not apply directly to water, 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 or rinsate. This product is highly toxic to bees exposed to direct treatment or residues on blooming plants or weeds. Do not apply this product to blooming plants or weeds if bees are visiting the treatment area.

W9 001-01 "X8/XIW" SV

Arborsystems** is a trademark of Arborsystems.

concerning this product.

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