

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

July 14, 2021

Jeanette Covert Regional Regulatory Manager UPL NA Inc. 630 Freedom Business Center, Ste. 402 King of Prussia, PA 19406

Subject: Registration Review Label Mitigation for Bifenthrin

Product Name: UP-STAR GOLD GRANULAR INSECTICIDE

EPA Registration Number: 70506-73

Application Date: 03/16/2021 Decision Number: 572169

Dear Ms. Covert:

The Agency, in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, has completed reviewing all the information submitted with your application to support the Registration Review of the above referenced product in connection with the Bifenthrin Interim Decision, and has concluded that your submission is acceptable. The label referred to above, submitted in connection with registration under FIFRA, as amended, is acceptable.

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.

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 12 months from the date of this letter. After 12 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.

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If you have any questions about this letter, please contact Quinn Gavin by phone at 703-347-0325, or via email at <a href="mailto:gavin.quinn@epa.gov">gavin.quinn@epa.gov</a>.

Sincerely,

Linda Arrington, Branch Chief Risk Management and Implementation Branch 4 Pesticide Re-Evaluation Division

Office of Pesticide Programs

Enclosure

## **UP-Star® Gold Granular Insecticide**

For use to control ants (including imported fire ants), mole crickets, and other insect pests on lawns in landscaped areas and perimeters around residential, institutional, public, commercial, and industrial buildings, parks, recreational areas and athletic fields.

For outdoor use only.

Active Ingredient:	By Wt.
Bifenthrin*	0.2%
Other Ingredients:	<u>99.8%</u>
TOTAL	100.0%

<sup>\*</sup>Cis isomers 97% minimum, trans isomers 3% maximum

#### KEEP OUT OF REACH OF CHILDREN

#### **CAUTION**

See other panels for additional precautionary information or see back panel pamphlet for additional precautionary information and complete directions for use.

FIRST AID					
Take off contaminated clothing.					
• Rinse skin immediately with plenty of water for 15-20 minutes.					
• Call a poison control center or doctor for treatment advice.					
NOTE TO PHYSICIAN					

This product is a pyrethroid. If large amounts have been ingested, milk, cream, and other digestible fats and oils may increase absorption and so should be avoided.

#### **HOTLINE NUMBER**

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. For emergency medical assistance, call the Rocky Mountain Poison Control Center at 1-866-673-6671.

FOR CHEMICAL EMERGENCY: Spill, leak, fire, exposure, or accident, call CHEMTREC 1-800-424-9300.

UPL NA Inc. 630 Freedom Business Center King of Prussia, PA 19406 1-800-438-6071 EPA Reg. No. 70506-73 EPA Est. No.

Net Contents:

### ACCEPTED

Jul 14, 2021

Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the pesticide registered under EPA Reg. No. 70500 70

<sup>6</sup> 70506-73

# PRECAUTIONARY STATEMENTS Hazards to Humans and Domestic Animals CAUTION

Harmful if absorbed through skin. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco. Remove and wash contaminated clothing before reuse.

#### **ENVIRONMENTAL HAZARDS**

This pesticide is extremely toxic to fish and aquatic invertebrates. Do not apply when weather conditions favor drift from treated areas. Drift and run-off from treated areas may be hazardous to aquatic organisms in neighboring areas. 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. Sweeping any product that lands on a driveway, sidewalk, or street back onto the treated area of the lawn or garden will help to prevent runoff to water bodies or drainage systems.

#### **DIRECTIONS FOR USE**

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

Do not apply more than 0.2 lb. active ingredient (a.i.) per acre per application on residential use sites (i.e., around private homes, apartment buildings, condominiums, non-agricultural outbuildings, non-commercial greenhouses, pre-schools or day care facilities). Application at up to 0.4 lb. a.i. per acre per application is allowed on non-residential use sites (i.e., around institutional, public, commercial or industrial buildings; parks; recreational areas or athletic fields).

Do not broadcast apply more than 0.4 lbs. a.i. (200 lbs. UP-Star Gold Granular) per acre per year.

For applications at rates above 0.34 lbs ai bifenthrin/A (170 lbs product/A), users must water the treated area immediately after application.

Spot treatments must not exceed two square feet in size (for example, 2 ft. by 1 ft. or 4 ft. by 0.5 ft.).

For soil or foliar applications, do not apply by ground within 25 feet of lakes, reservoirs, rivers, permanent streams, marshes or natural ponds, estuaries and commercial fish farm ponds.

Do not apply the product into fish pools, ponds, streams, or lakes. Do not apply directly to sewers or storm drains, or to any area like a drain or gutter where drainage to sewers, storm drains, water bodies, or aquatic habitat can occur.

Do not allow the product to enter any drain during or after application.

Do not apply directly to impervious horizontal surfaces such as sidewalks, driveways, and patios except as a spot or crack-and-crevice treatment.

Do not apply or irrigate to the point of runoff.

Apply this product directly to the lawn or garden area. Water treated area as directed on this label. Do not water to the point of runoff.

Do not make applications during rain. Avoid making applications when rainfall is expected before the product has sufficient time to dry (minimum 4 hours).

Rainfall within 24 hours after application may cause unintended runoff of pesticide application.

Do not apply when the wind speed is greater than 15 mph.

For ground application only. Do not apply by air.

Do not use on golf courses, sod farms, nurseries, in commercial greenhouses or on grass grown for seed.

Treat surfaces to ensure thorough coverage but avoid runoff.

To treat insects harbored in voids and cracks-and-crevices, applications must be made in such a manner to limit dripping and avoid runoff onto untreated structural surfaces and plants.

#### STORAGE AND DISPOSAL

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

**Pesticide Storage:** Keep out of reach of children and animals. Store in original containers only. Store in a cool, dry place and avoid excess heat. Carefully open containers. After partial use close tightly.

In case of spill, avoid contact, isolate area and keep out animals and unprotected persons. Confine spills.

**To Confine Spill:** Cover to prevent dispersal. Place damaged package in a holding container. Identify contents.

**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: Nonrefillable container. Do not reuse or refill this container.

Completely empty bag into application equipment. Then offer for recycling if available, or 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.

#### LAWN AND PERIMETER APPLICATIONS

Lawn Application: Broadcast UP-STAR GOLD GRANULAR Insecticide with appropriate application equipment which ensures uniform coverage.

#### **APPLICATION RATES**

The application rates listed in the following table are recommended for control of the listed pests under typical conditions. , At the discretion of the applicator, UP-STAR GOLD GRANULAR may be applied at up to 0.4 lb a.i./A to control the pests listed in this Table. However, for residential lawn use, do not apply more than 0.2 lbs. a.i./A per application.

	Active Ingredient	Rate UP-Star	
Pest	lbs per	Gold	Instructions
	acre	Granular	
Armyworms	0.1	50 lbs/A	For best control, irrigate the treated area with as much as 0.1
Cutworms		Or	inches of water immediately after application to activate the
Sod Webworm		1.15	insecticide.
		lbs/1000	
		sq. ft.	
Annual Bluegrass	0.1-0.2	50-100	Annual Bluegrass Weevil (Hyperodes) Adults: Time
Weevil (Hyperodes)		lbs./A	application to control adult weevils as they leave their over-
(Adult)		Or	wintering sites and move into grass areas. This movement
Billbugs (Adult)		1.15-2.3	usually starts when Forsythia is in full bloom and finishes when
Black Turfgrass		lbs./ 1000	flowering dogwood is in full bloom. Consult your State
Ataenius (Adult)		sq. ft.	Cooperative Extension Service for more specific information
Leafhoppers			regarding application timing.
Mealybugs			Billbug Adults: Make first application when adult billbugs are
			first seen during April and May. In temperate regions, spring

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chinch bugs.  Black Turgrass Atneanius Adults: Apply in May and July to control the first and second generation of black turgrass ataenius adults, respectively. Time the May application to coincide with the full bloom stage of Vambuutte spirace (Oprace avenhoutte) and nose chestrut (Aestults hypocastanum). Time the July application to match the blooming of Rose of Shumon (Hibbicus switcus).  Ants  O.2-0.4  Centipedes  Chinch Bugs: Chinch bugs infest the base and thatch layers of grass. Irrigate the treated area with as much as 0.25 inches of grass. Irrigate the treated area with as much as 0.25 inches of vater immediately after application to activate the insecticide. Chinch Bugs: Chinch Bugs: Chinch bugs infest the base and thatch layers of grass. Irrigate the treated area with a smuch as 0.25 inches of vater immediately after application to activate the insecticide. Chinch Bugs: Chinch B		1	1	11 / 0 1 111 4 4 14 4 4 4 4 4
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Mole Cricket (Adult) Mole Cricket (Nymph) Ticks  Mole Cricket (Nymph)  Mole Cricket Adults:  Mole				
Mole Cricket (Adult) Mole Cricket (Nymph) Ticks  Imported Fire Ants: For best control, combine broadcast applications with mound treatments. This technique will control both foraging workers and newly mated fly-in queens. Apply to moist soil, irrigating before application if necessary. For broadcast treatments, apply up to 0.4 a.i. /A. For mounds, apply 1/2 cup of UP-Star Gold Granular per mound and then drench the mound with 1 to 2 gallons of water. Treat mounds to break their apex and allow the insecticide solution to flow into the ant tunnels. Also treat a four foot diameter circle around the mound. Best results will be obtained if spraying is done in cool weather (65-80° F) or in early morning or late evening hours. This treatment will kill the queen within 24 hours. Note: a spray rig that is calibrated to apply 0.1 lb a.i./A (20 ounces) of BIFENTHRIN Flowable in 2.5 gallons per 1,000 sq. ft. contains the approximate dilution (1 teaspoon per gallon) that is required for fire ant mound drenches in the spray tank. Application of 0.25 lb/acre of UP-Star Gold Granular will give six months residual activity for control of foraging Imported Fire Ants and newly mated fly-in queens.  Mole Cricket Adults: Control of adult mole crickets is difficult because grass areas are subject to continuous invasion during the early spring. Apply as late in the day as possible and water in with as much as 0.5 inches of water immediately following treatment. Apply to moist soil, irrigating before application if necessary to bring the mole crickets closer to the soil surface where they will come in contact with inserticide. Grass areas infested with adult mole crickets should be treated at peak egg hatch for optimum control of subsequent nymph populations (see below).  Mole Cricket Nymphs: Grass areas that were heavily infested in the spring should be treated immediately prior to peak egg hatch, because young nymphs are more susceptible to insecticides and they are located near the soil surface where the insecticide.  Ticks (includ				
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applications, out the title area where exposure to tieks				applications, but treat the entire area where exposure to ticks

			may occur. Use higher application rates when treating areas with dense ground cover or heavy leaf litter. Ticks may be reintroduced from surrounding areas on host animals. Do not allow public use of treated areas during application.
			<b>Deer ticks</b> ( <i>Ixodes sp.</i> ) have a complex life cycle that ranges over a two year period and involves four life stages. Apply in mid to late spring to control larvae and nymphs that live in the soil and leaf litter.
			American dog ticks are commonly found along paths or roadways where humans are likely to pass. Apply as necessary from mid spring to early fall to control larvae, nymphs and adults.
Pillbugs Sowbugs European Crane Flies	0.4	200/A 4.6 1bs/1000 sq ft	

In New York State, this product may NOT be applied to any grass or turf area within 100 feet of a water body (lake, pond, river, stream, wetland, or drainage ditch).

In New York State, do make a single repeat application of UP-Star Gold Granular if there are signs of renewed insect activity, but not sooner than two weeks after the first application.

#### **Perimeter Application**

Apply to ground area 5 to 10 feet wide around and adjacent to the structure.

**Boundary Applications:** Apply to soil areas, ornamental gardens, pavement crevices, fencelines, planter areas, vegetation areas and mulch areas.

The amounts in the table are based on the total area to be treated. To determine the area, follow this formula: linear distance x band width + area of a circle whose radius = the band width (this accounts for the areas treated at the four corners of a rectangular shape).

		Pounds of UP-Star Gold Granular for Perimeter							
		Applications							
			Linea	r Distai	nces (F	eet) Ar	ound S	tructure	2
Application Rate:									
Pounds Per 1,000 sq. ft.	Band Width	100	150	200	250	300	400	500	1000
2.3	5 feet	1.3	1.9	2.5	3.0	3.6	4.8	5.9	11.7
2.3	10 feet	3.0	4.2	5.3	6.5	7.6	9.9	12.2	23.7
3.0	5 feet	1.7	2.5	3.3	3.9	4.7	6.3	7.7	15.2
3.0	10 feet	3.9	5.4	6.9	8.5	9.9	12.9	15.9	30.9
3.5	5 feet	2.0	2.9	3.8	4.5	5.4	7.2	8.9	17.5
3.5	10 feet	4.5	6.3	8.0	9.8	11.4	14.9	18.3	35.5
4.6	5 feet	2.6	3.8	5.0	6.0	7.2	9.6	11.8	23.4
4.6	10 feet	6.0	8.4	10.6	13.0	15.2	19.8	24.4	47.4

For treatment of fire ant mounds: Sprinkle 1/2 cup UP-Star Gold Granular Insecticide on each mound and then drench each mound with 1 to 2 gallons of water, using enough force to break its apex and allow the insecticide to flow into the tunnels. Best results will be obtained by applying in cool weather (65 to 80° F) or in early morning or late evening hours. Treat new mounds as they appear. If food utensils such as teaspoons and measuring cups are used to measure insecticide, they should not be used for food purposes afterwards.

#### INDUSTRIAL NON-AGRICULTURAL APPLICATIONS

(Including Industrial Sites, Parks, Ball Fields and Cemeteries)

**Broadcast Spot Applications to control actively foraging ants (including Imported Fire Ants):** Make a uniform broadcast of 2.3 to 4.8 lbs UP-Star Gold Granular Insecticide per 1000 sq. ft. (0.2 to 0.4 lbs a.i./Acre). See comments section under Lawn Applications for additional rate recommendations.

**Application to Pad Mounted Electrical Sites to lessen or eliminate ant mound building:** distribute 1.0 to 1.5 tablespoons (0.06 to 0.09 lbs.) of UP-Star Gold Granular Insecticide evenly per 4 sq. ft. of mounting pad. If existing transformers are completely or partially filled with soil which has been excavated by resident ants, first remove any excess fill and level the remaining soil before application is made. If food utensils such as tablespoons are used to measure insecticide, they must not be used for food purposes afterwards.

Note: Ants are most attracted to electrical transformers in the Fall or early Spring. For best results, make treatment in these cooler months.

**UP-STAR GOLD GRANULAR INSECTICIDE Recommended Spreader Settings for Broadcast Applications** 

	Spreader Setting	100 Pound	ds Per Acre	200 Pounds Per Acre					
	Ground Speed								
Equipment	(MPH)	Once Over	Twice Over	Once Over	Twice Over				
Hand Pushed									
LESCO Rotary	3	B + 1/4	A + 1/2	C + 1/2	B + 1/4				
Scotts R-8A-1 Rotary	3	G	Е	NR	G				
Gandy Models (42, 36,		12	10.5	16	12				
30, 24")	3								
Spyker (All Models)	3	2.6	2	3.1	2.6				
<b>Equipment Drawn (PT</b>	O=540 RPM)								
Grandy Models (42,	4.5	14	11.5	19	14				
36, 30, 24")									
Gandy 6500 Series	4.5	15	11	20	15				
Gandy 10T Series	5.0	16.5	12	24	16.5				
Herd GT-77	4.0			8-H					
Herd GT-77	8.0	8-H			8-H				
		•	•	•	_				
Lely 2.3202.000.1	4.5	2	1	3.5	2				
Lely Model L-400	4.5	NR	NR	2	NR				
				•	<u> </u>				
Vicon PS402	4.5	10	7	16	10				
Vicon PS1002T	4.5	13	9	21	13				

**Note:** Use these recommended settings as starting points when calibrating a spreader to achieve the needed application rate of UP-Star Gold Granular Insecticide. Once the equipment is calibrated, the technician should make further setting adjustments, as necessary, to maintain the proper application rate. Calibrate spreaders regularly to confirm that equipment wear or other factors have not changed the flow rate of UP-Star Gold Granular Insecticide. Calibration instructions are included in the Owner's Manual that was provided by the equipment manufacturer at the time of purchase. NR = Not recommended.

#### **Recommended Spreader Settings (Optional Text)**

Note: Following will be a list of application spreaders and appropriate settings. This list will vary depending on the alternate carrier used. (This note will not appear on final printed label.)

Note: These spreader settings were established using standard equipment available from the spreader manufacturer at swath widths and speeds typically used within the industry. UPI recommends that all spreader equipment be calibrated at the time of application to ensure the desired application rate.

**Resistance:** Some insects are known to develop resistance to products used repeatedly for control. Because the development of resistance cannot be predicted, the use of this product should conform to resistance management strategies established for the use area. Consult your local or state pest management authorities for details.

If resistance to this product develops in your area, this product, or other products with a similar mode of action, may not provide adequate control. If poor performance cannot be attributed to improper application or extreme weather conditions, a resistant strain of insect may be present. If you experience difficulty with control and suspect that resistance is reasonable cause, immediately consult your local company representative or pest management advisor for the best alternative method of control for your area.

#### **Dealers Should Sell In Original Packages Only**

## IMPORTANT INFORMATION READ BEFORE USING PRODUCT

#### CONDITIONS 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 reflect the opinion of experts based on field use and tests, and must be followed carefully. It is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of UPL NA Inc. or Seller. Handling, storage, and use of the product by Buyer or User are beyond the control of UPL NA Inc. and Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold UPL NA Inc. and Seller harmless for any claims relating to such factors.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, UPL NA INC. AND SELLER MAKE NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ON THIS LABEL.

To the extent consistent with applicable law, UPL NA Inc. or Seller shall not be liable for any incidental, consequential or special damages resulting from the use or handling of this product and THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF UPL NA 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 UPL NA INC. OR SELLER, THE REPLACEMENT OF THE PRODUCT.

UPL NA Inc. and Seller offer this product, and Buyer and User accept it, subject to the foregoing conditions of sale and limitations of warranty and of liability, which may not be modified except by written agreement signed by the duly authorized representative of UPL NA Inc.

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