

70506-122

7/14/2009

1098



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

JUL 14 2009

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Timothy M. Formella
United Phosphorus, Inc.
630 Freedom Business Center, Suite 402
King of Prussia, PA 19406

Subject: Revision of Storage and Disposal Statements

Dear Mr. Formella:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (s) (PRN) 2007-4 dated June 19, 2009 for:

EPA Registration Number 70506-122
EPA Registration Number 70506-143

EPA Registration Number 70506-142

UPI Imidacloprid Technical Insecticide

**ImiGold 0.5 G Turf, Ornamental, and
Termiticide/Insecticide**

ImiBloc 0.5 G Termiticide/Insecticide

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and find that the label change(s) requested falls within the scope of PRN 2007-4. The label has been date-stamped "Notification" and will be placed in our records.

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

Sincerely,


Dani Daniel
Registration Division (7505P)
Insecticide/Rodenticide Branch

2008

NOTIFICATION

Please read instructions on reverse before completing form.

Form Approved, OMB No. 2070-0060, Approval expires 05-31-98

	United States Environmental Protection Agency Washington, DC 20460	<input checked="" type="checkbox"/> Registration <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other:	OPP Identifier Number
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Application for Pesticide - Section I

1. Company/Product Number 70506-122	2. EPA Product Manager Dani Daniel	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) UPI Imidacloprid Technical Insecticide	PM# 1	
5. Name and Address of Applicant (Include ZIP Code) United Phosphorus, Inc. 630 Freedom Business Center, Suite 402 King of Prussia, PA 19406 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(I), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____

Section - II

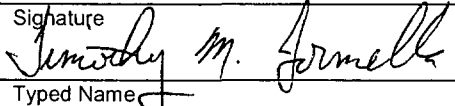
<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)
 Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4, and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with the requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Paper <input type="checkbox"/> Other _____	
*Certification must be submitted		If "Yes" Unit Packaging wgt. No. per container	If "Yes" Package wgt. No. per container		
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 200 and 225 kg fiber drums		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Other: _____ <input checked="" type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Timothy M. Formella	Title Senior Registration Manager	Telephone No. (Include Area Code) 610-491-2813
I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (3 Stamped)
2. Signature 	3. Title Senior Registration Manager	
4. Typed Name Timothy M. Formella	5. Date June 19, 2009	

Certification with Respect to Label Integrity

version: 9/11/02

I certify that the information (including, but not limited to, text, tables, and graphics) contained in the electronic file identified below by file name and submitted with this certification is the same information as that on the paper copies of these documents included with this submission.

PROPOSED LABEL		
EPA Registration #	Date Submitted to EPA	Electronic file name
70506- 122	6/19/2009	070506-00122.20090619.pdf

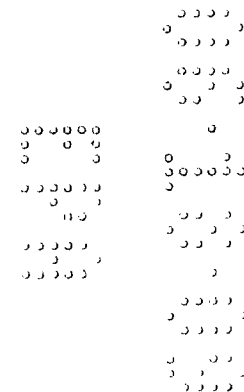
I certify that the statements that I have made on this form are true, accurate, and complete. I acknowledge that any knowingly false or misleading statements may be punishable by fine or imprisonment or both under applicable law.

Timothy M. Formella
 Signature

06/19/2009
 Date

Timothy M. Formella
 Name (typed)

Senior Registration Manager
 Title



4098



United Phosphorus, Inc.

630 Freedom Business Center, Suite 402
King of Prussia, PA 19406
(610) 491-2813 (phone)
(610) 491-2810 (fax)

June 19, 2009

VIA: United Parcel Service

Document Processing Desk (NOTIF)
Linda Arrington
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

RE: Notification Regarding PR Notices 2007-4 and 2001-5

UPI Imidacloprid Technical Insecticide	EPA Reg. No. 70506-122
ImiGold 0.5 G Turf, Ornamental, and Termiticide/Insecticide	EPA Reg. No. 70506-142
ImiBloc 0.5 G Termiticide/Insecticide	EPA Reg. No. 70506-143
ImiGold 2 F Turf, Ornamental, and Termiticide/Insecticide	EPA Reg. No. 70506-150
Imidacloprid 2 F MUP Insecticide	EPA Reg. No. 70506-151
Aura 2 F Insecticide	EPA Reg. No. 70506-152
Imidacloprid 70 DF Agricultural Insecticide	EPA Reg. No. 70506-153
Fist 1.6 F Insecticide	EPA Reg. No. 70506-154
ImidaMax 4 F Insecticide	EPA Reg. No. 70506-155
ImiGold 70 DF Turf and Ornamental Insecticide	EPA Reg. No. 70506-156
ImiGold 70 DF Turf, Ornamental, and Greenhouse Insecticide	EPA Reg. No. 70506-157
ImiBloc 70 DF Termiticide/Insecticide	EPA Reg. No. 70506-158
ImiBloc 4 F Termiticide/Insecticide	EPA Reg. No. 70506-168

Dear Ms. Arrington:

United Phosphorus, Inc. hereby notifies the Agency of our intent to revise the labels for our registered pesticide products containing the active ingredient imidacloprid.

These label notifications include revision of the Storage and Disposal text in order to comply with the requirements of PR Notice 2007-4 regarding Labeling Revisions Required by the Final Rule "Pesticide Management and Disposal; Standards for Pesticide Containers and Containment." In addition, with the exception of the Technical and MUP product labels (EPA Reg. Nos. 70506-122 and 70506-151, respectively), the Insecticide Resistance Action Committee (IRAC) mode of action group code has been added to the first page of the labels per the Agency guidance in PR Notice 2001-5. The UPI warranty statements on these labels have been updated as well.

These changes are consistent with the notification provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46. Enclosed please find the following materials for each of the thirteen products to support these registration notifications:

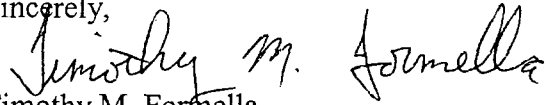
FILE COPY

United Phosphorus, Inc.
June 19, 2009

1. Completed Application for Pesticide Registration (EPA Form 8570-1)
2. A "red-lined" copy of the amended label showing the changes being made
3. A clean copy version of the revised label
4. CD with the labels in electronic format (file names: 070506-00122.20090619.pdf, 070506-00142.20090619.pdf, 070506-00143.20090619.pdf, 070506-00150.20090619.pdf, 070506-00151.20090619.pdf, 070506-00152.20090619.pdf, 070506-00153.20090619.pdf, 070506-00154.20090619.pdf, 070506-00155.20090619.pdf, 070506-00156.20090619.pdf, 070506-00157.20090619.pdf, 070506-00158.20090619.pdf, and 070506-00168.20090619.pdf)
5. Completed Certification with Respect to Label Integrity form

If you have any questions on this submission please call me at 610-491-2813 or email at tim.formella@uniphos.com.

Sincerely,



Timothy M. Formella
Senior Registration Manager

STORAGE AND DISPOSAL

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

Handle and open container in a manner as to prevent spillage. If the container is leaking or material is spilled for any reason or cause, carefully sweep material into a pile and dispose of as directed for pesticides below. Refer to Precautionary Statements on label for hazards associated with the handling of this material. In spill or leak incidents, keep unauthorized people away.

Pesticide Disposal: Pesticides 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 Handling: Nonrefillable container. Do not reuse or refill this container.

Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then offer for recycling if available or dispose of liner in a sanitary landfill or by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. If drum is contaminated and cannot be reused, dispose of it in the manner required for its liner.

Deleted: or

Deleted: To Confine Spills:

Deleted: You may contact the Emergency Response Team for decontamination procedures or any other assistance that may be necessary.

Deleted: Disposal

Deleted: Do not use container in connection with food, feed, or drinking water. Completely empty container into the processing equipment. Then dispose of empty container in a sanitary landfill or by incineration, or if allowed by State and local authorities, by burning. If burned, stay out of smoke.

Warranty Limitations and Disclaimer

United Phosphorus, Inc. (UPI) warrants that at the time of delivery, the product will conform to its chemical description on the label, that it will pass without objection in the trade under the contract description, that seller will convey good title thereto, and that such product will be delivered free from any lawful security interest, lien or encumbrance.

This is the only warranty made on this product. UPI EXPRESSLY DISCLAIMS ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE AND, EXCEPT AS SET FORTH IN THE ABOVE PARAGRAPH, ANY OTHER EXPRESS OR IMPLIED WARRANTIES. Buyer acknowledges the use of its own independent skill and expertise in the selection and use of the product and does not rely on any oral or written statements or representations.

