

70506-122

5/20/2010

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

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

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

MAY 20 2010

Dear Mr. Formella:

Subject: Label Amendment; Deletion of Companion Animals  
UPI Imidacloprid Technical Insecticide  
EPA Registration No. 70506-122  
Submission Date: May 13, 2010

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable with the following provisions:

1. Upon receipt of this letter, it is necessary for United Phosphorus, Inc. to inform companies purchasing this product that companion animals have been deleted from the label. As a result of this deletion, products using UPI Imidacloprid Technical Insecticide as source of active ingredient for pet products will no longer be allowed to use Formulator's Exemption and will be asked by the Agency to supply the data or make offers to pay.
2. Please note that, should you wish to retain a reference to the company's website on your label, the website then 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 Assurance.

A stamped copy is enclosed for your records. Please submit one (1) final printed copy for the referenced label, incorporating the above changes, before releasing the product for shipment. If you have any questions regarding this letter, please contact Kable Bo Davis at (703) 306-0415 or [davis.kable@epa.gov](mailto:davis.kable@epa.gov).

Sincerely,

A handwritten signature in black ink that reads "Venus Eagle".

Venus Eagle  
Product Manager (01)  
Insecticide-Rodenticide Branch  
Registration Division (7505P)

Enclosure- Stamped Label

**UPI IMIDACLOPRID TECHNICAL INSECTICIDE**

For use in the manufacture of insecticides

**ACTIVE INGREDIENT**

Imidacloprid, 1-[(6-Chloro-3-pyridinyl)methyl]-N-nitro-2- imidazolidinimine.....	98%
Other Ingredients .....	2%
<b>Total</b>	<b>100%</b>

**ACCEPTED  
with COMMENTS  
In EPA Letter Dated:**

**MAY 20 2010**

**Under the Federal Insecticide,  
Fungicide, and Rodenticide Act,  
as amended, for the pesticide  
registered under EPA Reg. No.  
70506-122**

KEEP OUT OF REACH OF CHILDREN

**WARNING**

<b>FIRST AID</b>	
<b>If Swallowed</b>	<ul style="list-style-type: none"><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 the poison control center or doctor.</li><li>• Do not give anything by mouth to an unconscious person.</li></ul>
<b>If Inhaled</b>	<ul style="list-style-type: none"><li>• Move person to fresh air.</li><li>• If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li><li>• Call a poison control center or doctor for further treatment advice.</li></ul>
<b>If In Eyes</b>	<ul style="list-style-type: none"><li>• Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li><li>• 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>
<b>If on Skin or Clothing</b>	<ul style="list-style-type: none"><li>• Take off contaminated clothing.</li><li>• Rinse skin immediately with plenty of water for 15-20 minutes.</li><li>• Call a poison control center or doctor for treatment advice.</li></ul>
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. Contact the Rocky Mountain Poison Control Center at 1-866-673-6671 for emergency medical treatment information.	
<b>NOTE TO PHYSICIAN:</b> No specific antidote is available. Treat symptomatically.	

**FOR CHEMICAL EMERGENCY:**

Spill, leak, fire, exposure, or accident, call CHEMTREC at 1-800-424-9300

United Phosphorus, Inc.  
630 Freedom Business Center, Suite 402  
King of Prussia, PA 19406  
1-800-438-6071 • [www.upi-usa.com](http://www.upi-usa.com)

Net Contents: 50 kg (110 lb) ) ) )  
EPA Reg. No. 70506-122 ) ) )  
EPA Est. No. ) ) )  
Batch/Lot # \_\_\_\_\_ ) ) )  
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**PRECAUTIONARY STATEMENTS  
HAZARDS TO HUMANS AND DOMESTIC ANIMALS**

**Warning.** May be fatal if swallowed. Harmful if inhaled. Wash thoroughly with soap and warm water after handling and before eating, drinking, chewing gum or using tobacco products. Avoid breathing dust. Remove and wash contaminated clothing before reuse.

**ENVIRONMENTAL HAZARDS**

This product is highly toxic to aquatic invertebrates. Keep out of lakes, streams, and 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.

UPI Imidacloprid Technical is intended for formulation into end use products for:

- (1) Terrestrial Non-Food Crop, Residential and Commercial Outdoor: lawns, turfgrass, ornamentals around residential or commercial buildings
- (2) Terrestrial Non-Food Crop, Indoor & Outdoor Use: poultry houses
- (3) Residential and Commercial Indoor (including Greenhouses): Ornamentals
- (4) Terrestrial Food Crops including:

Bananas	Legume Vegetables		
Barley	Oats		
Brassica (Cole) Leafy Vegetables	Peanuts		
Bushberries	Pecans		
Caneberries	Plantain		
Canola	Pome Fruit		
Citrus (containerized and field)	Pomegranate		
Coffee	Potatoes (including seed piece treatment)		
Cotton	Root Vegetables		
Cranberries	Rye		
Cucurbit Vegetables	edible seed crops for Sorghum		
Fruiting Vegetables	Stone Fruit		
Globe Artichokes	Strawberries		
Grapes	Sugarbeets		, , , ,
Greenhouse Vegetables	Tobacco	, , , ,	, , , ,
Herbs	Tree Nuts	, , , ,	, , , ,
Hops	Tropical Fruit	, , , ,	, , , ,
Leafy Green Vegetables	Tuberous and Corm Vegetables	, , , ,	, , , ,
Leafy Petiole Vegetables	Wheat	, , , ,	, , , ,

- (5) UPI Imidacloprid Technical Insecticide is intended for formulation into end use products for the following uses: Above and below ground protection of wood, wood composites, plastics, cables, textiles, geotextiles, and termiticidal wall treatment, from insect infestation.



**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.

**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.

Rev. 05/13/2010

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