



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON D C 20460

CHEMICAL SAFETY  
AND POLLUTION PREVENTION

OFFICE OF

December 04, 2012

Marie Maks  
Nichino America, Inc  
4550 New Linden Hill Road, Suite 501  
Wilmington, DE 19808

Subject        Application for Pesticide Amendment  
                  Fenpyroximate Technical  
                  EPA Reg No 71711-18  
                  Your Submission Dated February 12, 2011  
                  Decision No 451914 and 450018

Dear Ms Maks

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, is acceptable. Two (2) copies of the finished labeling must be submitted prior to releasing the product for shipment. A stamped copy of the label is enclosed for your records.

If you have any questions contact Driss Benmhend at 703-308-9525 or by e-mail at [Benmhend.driss@epa.gov](mailto:Benmhend.driss@epa.gov)

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Suarez".

Mark Suarez  
Product Manager 13, Insecticide Branch  
Registration Division (7504P)

Enclosure *Label stamped Accepted*

Nichino America, Inc

# Fenpyroximate Technical

For Formulating Use Only

**ACTIVE INGREDIENTS**

*Tert*-butyl(E)- $\alpha$ -(1,3-dimethyl-5-phenoxy-pyrazol-4-ylmethyleneaminoxy) p-toluate 99.5%

**OTHER INGREDIENTS**

0.5%

**TOTAL 100.0%**

EPA Reg No 71711 18

EPA Est No 067017-JPN 005  
67545-AZ 001 (repack only)

## KEEP OUT OF REACH OF CHILDREN WARNING – AVISO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle  
(If you do not understand the label, find someone to explain it to you in detail)

FIRST AID	
<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 by mouth-to-mouth, if possible</li> <li>• Call a poison control center or doctor for further 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>
<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. 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 swallowed</b>	<ul style="list-style-type: none"> <li>• Call 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>
HOT LINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-348-5832 for emergency medical treatment information. In case of fire or spills, information may be obtained by calling 1-800-424-9300.	
<b>NOTE TO PHYSICIAN:</b> There is no specific antidote. All treatment should be based on observed signs and symptoms of distress in the patient. Overexposure to materials other than this product may have occurred.	

Net Contents \_\_\_\_\_

**ACCEPTED  
DEC 04 2012**  
Under the Federal Insecticide, Fungicide,  
and Rodenticide Act, as amended, for the  
pesticide registered under

Active Ingredient Made in Japan for  
**Nichino America, Inc**  
4550 New Linden Hill Road, Suite 501  
Wilmington, DE 19808  
1-888-740-7700

EPA Reg No 71711-18

## Nichino America, Inc

### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS **WARNING - AVISO**

May be fatal if inhaled May be fatal if swallowed Harmful if absorbed through skin Do not breathe dust Remove and wash contaminated clothing before reuse Wash thoroughly with soap and water after handling and before eating drinking chewing gum or using tobacco Avoid contact with skin eyes or clothing Wear long-sleeved shirt and long pants socks shoes and gloves

Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals

#### **Environmental Hazards**

Do not discharge effluent containing this product directly 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 Environmental Protection Agency

#### **Physical and Chemical Hazards**

Do not expose contents to sunlight Do not store contents in metal containers Do not store contents at high temperatures (>120°F)

#### **DIRECTIONS FOR USE**

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

#### **Only for formulation into an insecticide**

- 1 For the following Terrestrial Food Crop uses
  - Berry low growing subgroup 13-07G
  - Cotton
  - Cucumbers
  - Field silage pop and seed corn
  - Fruit citrus group 10-10
  - Fruit pome group 11-10
  - Grapes
  - Hops
  - Melon subgroup 9A
  - Mint
  - Nut Tree group 14
  - Snap beans
  - Vegetable fruiting group 8-10
  - Tropical avocado canistel mango papaya sapodilla sapote black sapote mamey star apple
- 2 Terrestrial Non-Food Crops – Indoor and Outdoor Ornamentals
- 3 Uses for which USEPA has accepted the required data and/or citations of data that the formulator has submitted in support of registration
- 4 Uses for experimental purposes that are in compliance with USEPA requirements

Products formulated from this product will require registration with the Environmental Protection Agency

#### **Formulation Information**

Each formulator is responsible for obtaining EPA registration for his/her own end-use products Technical information on formulations of this product as well as its physical and chemical characteristics may be

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# Nichino America, Inc.

obtained from Nichino America Inc It is a violation of Federal Law to use this product in a manner which is inconsistent with its labeling

### STORAGE AND DISPOSAL

**Do not contaminate water, food, or feed by storage and disposal**

**STORAGE** Store in original container and keep closed Store in a cool dry place

**PESTICIDE DISPOSAL** Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility

**CONTAINER HANDLING** Nonrefillable container Do not reuse or refill this container Completely empty liner by shaking and tapping sides to loosen clinging particles Empty residue into formulation 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 in the manner required for its liner

### IMPORTANT READ BEFORE USE

By using this product user or buyer accepts the following conditions warranty disclaimer of warranties and limitations of liability

**CONDITIONS** The directions for use of this product are believed to be accurate and must be followed carefully However because of extreme weather and soil conditions use methods and other factors beyond the control of Nichino America Inc (NAI) it is impossible for NAI to eliminate all risks associated with the use of this product As a result crop injury or ineffectiveness is always possible To the extent consistent with applicable law all such risks are assumed by the user or buyer

**DISCLAIMER OF WARRANTIES** TO THE EXTENT CONSISTENT WITH APPLICABLE LAW THERE ARE NO WARRANTIES EXPRESS OR IMPLIED OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE WHICH EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL No agent of NAI is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein To the extent consistent with applicable law NAI disclaims any liability whatsoever for incidental or consequential damages including but not limited to liability arising out of breach of contract express or implied warranty (including warranties of merchantability and fitness for a particular purpose) tort negligence strict liability or otherwise

**LIMITATIONS OF LIABILITY** TO THE EXTENT CONSISTENT WITH APPLICABLE LAW THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT WHETHER IN CONTRACT WARRANTY TORT NEGLIGENCE STRICT LIABILITY OR OTHERWISE SHALL NOT EXCEED THE PURCHASE PRICE PAID OR AT THE ELECTION OF NICHINO AMERICA THE REPLACEMENT OF PRODUCT

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