





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

FEB 3 2006

Mr. Charles W. Boyd Bayer Advanced 2 T.W. Alexander drive Research Triangle Park, NC 27709

Subject:

Amended Use Direction

Imidacloprid 0.72% + Beta-Cyfluthrin 0.36% Ready to Spray Insecticide

EPA Reg. No. 72155-29

Your Submission date, November 22, 2005

Dear Mr. Boyd:

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

Remove of qualify the claim "100% Satisfaction Guaranteed". A qualifying statement would be "100% Satisfaction Guaranteed or your money back".

A stamped copy is enclosed for your records. Submit two (2) copies of your final printed labeling before you release the product for shipment. If there are questions call me at 703 305-5409.

Sincerely,

Dani Daniel

Insecticide-Rodenticide Branch Registration Division 7505C

Enclosure:

(Front Panel)

Imidacloprid 0.72%+Betacyfluthrin 0.36% Ready-to-Spray Insecticide

This label contains two separate label statements for, Outdoor Residential Pump Sprayer/Hose-end Sprayer Concentrate product use and Outdoor Residential Ready-To-Spray product use.

- Rainproof within 1 hour of application
- Just one application quickly kills insects
- Fast acting kills on contact
- Long lasting ... keeps on killing for weeks
- Kills on contact
- Protects up to 30 days
- Rainproof protection
- Treats over 1000 rose bushes
- Makes up to 64 gallons of spray solution
- Ready-to-Spray
- New Convenient Pack
- No Mixing, No Measuring
- Covers 5.334 sq. ft. of lawn
- Contains Merit® and Tempo Ultra®
- · Controls ants, fleas, ticks, grubs and other listed pests
- Controls surface and sub-surface insects
- Kills over 50 insect pests
- Exclusive [insert trademark]™ Formula (Technology)
- Next Generation (of)Insect Control
- More powerful (effective)

- Long-Lasting Protection
- Kills surface pests in (24) hours
- Leading(cutting edge) insect control
- Leading (Edge)(insect control) Technology
- · Fast Acting Formula
- 2 way (action) Formula
- · Powerful Fast Acting (2-Way) Formula
- Exclusive 2 Way Action
 - Kills insects above ground
 - o Kills Insects below ground
- 100% Satisfaction Guaranteed
- Long lasting up to 90-day subsurface insect protection
- Up to 90-day grub protection
- 90-day subsurface insect protection
- 3-month soil insect protection
- Fast acting formula works two ways for powerful insect control

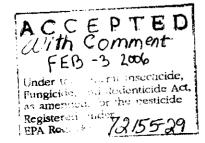
More powerful (effective)	
ACTIVE INGREDIENTS:	
Beta-cyfluthrin	0.36%
Imidacloprid	0.72%
OTHER INCREDIENTS	08 020/

Net Contents: 32 fl. oz. (946 mL)

KEEP OUT OF REACH OF CHILDREN CAUTION

See Back Panel Booklet for Additional Ingredients and Precautionary Statements

Not for sale, sale into, distribution and or use in Nassau, Suffolk, Kings, and Queens counties of New York



(Ready-to-Spray Label) (FRONT PANEL)

Imidacloprid 0.72%+Betacyfluthrin 0.36% Ready-to-Spray

Insecticide

 Rainproof within 	1	hour	of	application
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- · Just one application quickly kills insects
- Fast acting...kills on contact
- · Long lasting ...keeps on killing for weeks
- Kills on contact
- Protects up to 30 days
- Rainproof protection
- Treats over 1000 rose bushes
- Makes up to 64 gallons of spray solution
- Ready-to-Spray
- New Convenient Pack
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- Controls ants, fleas, ticks, grubs and other listed pests
- Controls surface and sub-surface insects
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- · Up to 90-day grub protection
- 90-day subsurface insect protection
- 3-month soil insect protection
- Fast acting formula works two ways for powerful insect control

ACTIV	F ING	REDI	ENTS:

_	ACTIVE INGREDIENTO.	
В	Beta-cyfluthrin	0.36%
lr	midacloprid	.0.72%
C	OTHER INGREDIENTS	98.92%

Net Contents: 32 fl. oz. (946 mL)

KEEP OUT OF REACH OF CHILDREN CAUTION

See Back Panel Booklet for Additional Ingredients and Precautionary Statements

Not for sale, sale into, distribution and or use in Nassau, Suffolk, Kings, and Queens counties of New York.

(BACK PANEL)

Imidacloprid 0.72% + Beta-cyfluthrin 0.36% READY-TO-SPRAY INSECTICIDE provides up to 30 days rainproof insect protection in a single application. Just hook-up to your garden hose and spray. No mixing and measuring hassles. No messy clean-up. Controlling insects on your roses, flowers and lawn has never been easier.

READ THE LABEL FIRST!

QUICK FACTS	
 Fast acting form 	ula works 2 ways for powerful insect control
 Kills insects both 	above and below ground
 Long-lasting – u 	p to 90-day subsurface insect protection
KILLS	Ants, fleas, ticks, grubs, chinch bugs, mole crickets, European crane fly larvae and other listed pests
	Makes up to 64 gallons of spray solution
COVERAGE	Treats over 1000 rose bushes
	Covers 5,334 sq. ft. of lawn
WHERE TO USE	Lawns, ground covers, flowers, trees & shrubs, along building foundations
WHEN TO USE	When insects or damage first appear
WITER TO COL	Grubs: May through July
HOW MUCH TO USE	No measuring or mixing needed. Dilutes automatically as you spray.
	For questions or comments, call toll-free 1-877 BayerAG (1-877-229-3724) or visit us on-line at www.BayerAdvanced.com

FOR OUTDOOR RESIDENTIAL USE ONLY

FOR OUTDOOK RESIDENTIAL USE ONLY		
ACTIVE INGREDIENTS:		
Beta-cyfluthrin		0.36%
Imidacloprid		0.72%
OTHER INGREDIENTS:		98.92%
TOTAL		100.00%
Beta-cyfluthrin is the chemical name for Tempo Ultra® Insecticide.		
Imidacloprid is the chemical name for Merit® Insecticide.		
FPA Reg. No. 72155-29	EPA Est. No.	-AA-

It is a violation of Federal	law to use this product in a manner inconsistent with its labeling.
BEFORE YOU USE Read and follow	When spraying the product on plants with flowers, apply during early morning or late evening, when bees are not present.
directions when using.	Do not spray the product into fish pools, ponds, streams, or lakes.
	Remove animal feeding dishes prior to application. Keep children and pets away from treated areas until spray has dried.
	Do not apply to fruits or vegetables used for food.
HOW TO USE Shake Well Before Use	This product is ready to spray. Just attach this bottle to your hose according to directions. Water automatically mixes with the concentrate as you spray. For grubs, water product in soon after application.
HOW TO ATTACH AND SPRAY	Connect your garden hose to the bottle. Be sure the blue water control valve on top of the spray nozzle is in the OFF position. Turn on water at faucet. <lcon "off"="" control="" in="" position="" valve="" water="" –=""></lcon>
[Alternate Step 2 used	2. To maximize the effectiveness of this product against your specific insect problems, two application settings have been developed. Be certain to choose the setting below which describes your use area.
when the product is either for Ornamental or Lawn use but not both.]	For Lawn Use and along Building Foundations: Pull out and twist the small, star-shaped, blue product-control button until the 'L' is on top. Push the button in to open. Proceed to step #3. <lcon "l"="" button="" control="" in="" open="" position="" product="" –=""></lcon>
	For General Use: Pull out and twist the small, star-shaped, blue product-control button until the 'G' is on top. Push the button in to open. NOTE: The button will only go half way in at the 'G' setting. Proceed to step #3. <icon "g"="" button="" control="" in="" open="" position="" product="" —=""></icon>
	[2. Twist the small, star-shaped, blue product control button to align the flat portion with the lock tab. Push the button in to open. <icon button="" control="" in="" open="" position="" product="" –="">]</icon>
	To begin spraying, point nozzle toward the area to be treated and turn the blue water control valve counterclockwise to the ON position. Tab will be horizontal. <icon "on"="" control="" in="" position="" valve="" water="" –=""></icon>
	Spray leaves and tender new shoots. To kill insects that hide, spray the underside of the leaves. Apply until leaves are evenly coated with spray, but not dripping.
	4. To stop spraying, turn the blue water control valve on top of the spray nozzle to OFF. To close, push in the small round button opposite the star-shaped product-control button. Turn off faucet.
	5. Relieve water pressure by turning blue water control valve to the ON position until water slows to a drip. Turn blue water control valve back to OFF. Disconnect garden hose from bottle.

Continued on next page

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KILLS	On Flowers, Roses, Shrubs and Trees, Evergreens, Ground Covers, and Foliage Plants					
	Adelgids	Fungus Gnats	Leafminers	Rose Slugs		
	Ants	Grasshoppers	Mealybugs	Sawflies		
	Aphids	Gypsy moths	Midges	Scale insects		
	Bagworms	Japanese beetles	Pine Shoot Moths	(crawler stages)		
	Boxelder bugs	Lace bugs	Pine Tip Moths	Spittlebugs		
	Clover mites	Leaf-feeding beetles	Plant bugs	Thrips		
	Cutworms	Leaf-feeding caterpillars	Psyllids	Weevils (including root		
	Elm leaf beetles	, ,	Rose Midges	weevils) Whiteflies		
	On Lawns & along Building Foundations					
	Annual Bluegrass	Clover mites	Flies	Sod webworms		
	weevil (hyperodes weevil)	Cockroaches	Grasshoppers	Sowbugs		
	Ants (including	Crickets	Hyperodes weevils	Spiders		
	Carpenter Ants	Cutworms	Japanese beetles	Ticks (including deer		
	Armyworms	Earwigs	Mole crickets	ticks)		
	Billbugs	Fire ants	Mosquitoes	Wasps		
	Bluegrass billbugs	Fleas	Pillbugs	White grubs		
	Boxelder bugs					
	Caterpillars		i 			
	Chiggers					
	Chinch bugs					
OR BEST RESULTS	Rain or watering one	hour after application will no	ot wash away effectivenes	SS.		
	After spraying the lawn, wait 24 hours before mowing.					
		nage to plants, eliminate pes repeat every 7 to 14 days as		fore they multiply. For		
OW THIS PRODUCT ORKS	flowers, other ornam insect pest problems taken into the plant.	ally different way to control the ental plants, and lawn. The and prevents reinfestations Rain or water cannot wash of ct with the product or when the	unique two-way blend of log up to 30 days. The reaff this internal protection!	insecticides controls current esidual component is actual ! Insects are killed when		

	Important – Directions for Storage and Disposal
Storage	Store in original container in a cool, dry place, out of the reach of children, preferably a locked
Conditions	storage cabinet.
Disposal	If empty:
	Do not reuse container.
m	 Place empty container in trash or offer for recycling if available.
ш	If partly filled:
	Call your local solid waste agency or toll free 1-877-229-3724 for disposal instructions
	Never place unused product down any indoor or outdoor drain.

Children and pets may re-enter the treated area after spray has dried.

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

- · Harmful if swallowed or inhaled.
- · Causes moderate eye irritation.
- Avoid contact with skin, eyes or clothing.
- Avoid breathing spray mist.
- Removing and washing contaminated clothing before reuse may reduce exposure.
- . Wash hands thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco.

+	FIRST AID
If swallowed	Call a poison control center or doctor immediately for treatment advice.
	Have person sip a glass of water if able to swallow.
	Do not induce vomiting unless told to do so by a poison control center or doctor.
	Do not give anything by mouth to an unconscious person.
If in eyes	 Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing.
	Call a poison control center or doctor for treatment advice.
If inhaled	Move person to fresh air.
	 If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth- to-mouth if possible.
	Call a poison control center or doctor for further treatment advice.

NOTE: When calling poison control center, have this product label accessible. If seeking treatment at an emergency room or doctor's office, bring this product label to show medical personnel. For medical emergency information, you may call toll-free 1-877-229-3763. Active Ingredients: 0.36% Beta-cyfluthrin [CAS # 68359-37-5], 0.72% Imidacloprid [CAS# 138261-41-3].

ENVIRONMENTAL HAZARDS

- · Do not apply directly to water.
- This product is highly toxic to aquatic invertebrates and fish.
- . Do not contaminate water when cleaning equipment or disposing of equipment washwaters or rinsate.
- This pesticide is highly toxic to bees. Do not apply this product when bees are present.

NOTICE: Research and testing have determined that the "Directions For Use" are appropriate for the proper use of Imidacioprid 0.72% + Beta-cyfluthrin 0.36% READY-TO-SPRAY INSECTICIDE under expected conditions. The Buyer assumes responsibility for lack of performance or safety if not used according to the directions.

Money Back Guarantee: If you are not satisfied with this product, we will gladly refund your original purchase price.

(Pump Sprayer/Hose-end Sprayer label) (FRONT PANEL

Imidacloprid 0.72%+Betacyfluthrin 0.36% Concentrate

- Rainproof within 1 hour of application
- Just one application quickly kills insects
- · Fast acting...kills on contact
- Long lasting ... keeps on killing for weeks
- Kills on contact
- Protects up to 30 days
- Rainproof protection
- Treats over 1000 rose bushes
- · Makes up to 64 gallons of spray solution
- Covers 5,334 sq. ft. of lawn
- Contains Merit® and Tempo Ultra®
- · Controls ants, fleas, ticks, grubs and other listed pests
- Controls surface and sub-surface insects
- Kills over 50 insect pests
- Exclusive [insert trademark]™ Formula (Technology)
- Next Generation (of)Insect Control
- More powerful (effective)
- Long-Lasting Protection

- Kills surface pests in (24) hours
- Leading(cutting edge) insect control
- Leading (Edge)(insect control) Technology
- Fast Acting Formula
- 2 way (action) Formula
- Powerful Fast Acting (2-Way) Formula
- Exclusive 2 Way Action
 - Kills insects above ground
 - Kills Insects below ground
- 100% Satisfaction Guaranteed
- Long lasting up to 90-day subsurface insect protection
- · Up to 90-day grub protection
- 90-day subsurface insect protection
- 3-month soil insect protection
- Fast acting formula works two ways for powerful insect control

ACTIVE INGREDIENTS:

Beta-cyfluthrin	0.36%
Imidacloprid	0.72%
OTHER INGREDIENTS	98.92%

Net Contents: 32 fl. oz. (946 mL)

KEEP OUT OF REACH OF CHILDREN CAUTION

See Back Panel Booklet for Additional Ingredients and Precautionary Statements

Not for sale, sale into, distribution and or use in Nassau, Suffolk, Kings, and Queens counties of New York.

(BACK PANEL)

Contains Bayer's exclusive 2-way formula for control of surface insects like ants, fleas, and ticks plus subsurface insects like grubs and European crane fly larvae in one easy step. Keeping your lawn free of nuisance pests has never been easier.

READ THE LABEL FIRST!

QUICK FACTS	
 Fast acting form 	ula works 2 ways for powerful insect control
Kills insects both	above and below ground
• Long-lasting – u	p to 90-day subsurface insect protection
KILLS	Ants, fleas, ticks, grubs, chinch bugs, mole crickets, European crane fly larvae and other listed pests
	Makes up to 64 gallons of spray solution
COVERAGE	Treats over 1000 rose bushes
	Covers 5,334 sq. ft. of lawn
WHERE TO USE	Lawns, ground covers, flowers, roses, trees & shrubs, along building foundations
WHEN TO USE	When insects or damage first appear
WHEN TO USE	Grubs: May through July
HOW MUCH TO USE	Dilute ½ fl. oz (1 Tablespoon) per gallon of water
HOW MOON TO COL	For lawn pests and along building foundations, dilute 3 fl. oz. per gallon
	For questions or comments, call toll-free 1-877 BayerAG (1-877-229-3724) or visit us on-line at www.BayerAdvanced.com

FOR OUTDOOR RESIDENTIAL USE ONLY

ACTIVE INGREDIENTS:	
Beta-cyfluthrin	0.36%
Imidacloprid	0.72%
OTHER INGREDIENTS:	<u>98.92%</u>
TOTAL	100.00%
Beta-cyfluthrin is the chemical name for Tempo Ultra® Insecticide.	
Imidacloprid is the chemical name for Merit® Insecticide.	
EPA Reg. No. 72155-29	EPA Est. NoAA

DIF	RECTIONS FOR USE	
It is a violation of Federal law to use this product in a manner inconsistent with its labeling. For best results, read and follow all label directions.		
BEFORE YOU USE Read and follow these directions when using:	When spraying the product on plants with flowers, apply during early morning or late evening, when bees are not present.	
	Do not spray the product into fish pools, ponds, streams, or lakes.	
	 Remove animal feeding dishes prior to application. Keep children and pets away from treated areas until spray has dried. 	
	Do not apply to fruits or vegetables used for food.	
HOW TO USE	Shake well before using	
MIXING & MEASURING	SEE SPRAYER TYPES	
HOW MUCH TO USE	Dilute ½ fl. oz (1 Tablespoon) per gallon of water	
	Lawns & along building foundations: 3 fl. oz. per gallon of water (covers 500 sq. feet)	
HOW TO SPRAY	Adjust nozzle on your sprayer to desired spray pattern.	
	Hold sprayer about 12 inches from foliage.	
	Spray leaves and tender new shoots.	
	ART: of steps above	
	To kills insects that may hide, spray the underside of the leaves. Apply until leaves are evenly coated with spray, but not dripping.	
	ART: spraying undersides of leaves	



KILLS	On Flowers, Roses, Shrubs and Trees, Evergreens, Ground Covers, and Foliage Plants					
	Dilute ½ fl. oz (1 Tablespoon) per gallon of water					
	Adelgids	Fungus Gnats	Leafminers	Rose Slugs		
	Ants	Grasshoppers	Mealybugs	Sawflies		
	Aphids Bagworms Boxelder bugs Clover mites Cutworms Elm leaf beetles	Gypsy moths Japanese beetles Lace bugs Leaf-feeding beetles Leaf-feeding caterpillars Leafhoppers (including Glassy-Winged Sharpshooters)	Midges Pine Shoot Moths Pine Tip Moths Plant bugs Psyllids Rose Midges	Scale insects (crawler stages)		
				Spittlebugs		
				Thrips Weevils (including roo weevils) Whiteflies		
					On Lawns & along Building Foundations	
	Dilute 3 fl. oz. per gallon of water (covers 500 sq. feet)					
	Annual Bluegrass	Clover mites	Flies	Sod webworms		
	weevil (hyperodes weevil)	Cockroaches	Grasshoppers	Sowbugs		
	Ants (including Carpenter Ants Armyworms	Crickets	Hyperodes weevils	Spiders		
		Cutworms	Japanese beetles	Ticks (including deer		
		Earwigs	Mole crickets	ticks)		
	Billbugs	Fire ants	Mosquitoes	Wasps		
	Bluegrass billbugs	Fleas	Pillbugs	White grubs		
	Boxelder bugs					
	Caterpillars					
	Chiggers					
	Chinch bugs					
	FOR BEST RESULTS	Rain or watering one hour after application will not wash away effectiveness.				
After spraying the lawn, wait 24 hours before mowing.						
 To avoid serious damage to plants, eliminate pests early in the season before they multiply. For severe infestations, repeat every 7 to 14 days as needed. 						
OW THIS PRODUCT ORKS	This product is a totally different way to control the insects that want to destroy your prized roses, flowers, other ornamental plants, and lawn. The unique two-way blend of insecticides controls current insect pest problems and prevents reinfestations for up to 30 days. The residual component is actual taken into the plant. Rain or water cannot wash off this internal protection! Insects are killed when they come into contact with the product or when they attempt to eat the plant.					



Children and pets may re-enter the treated area after spray has dried.

SPRAYER TYPES

(ART: ICON OF PUMP TYPE)

For Pump Style Tank Sprayer:

To make one gallon of spray:

- 1. Pour ½ fl. oz. (1 tablespoon= ½ fl. oz.)
- 2. Dilute with 1 gallon of water
- 3. Close sprayer and shake well before applying.

(ART: ICON OF DIAL TYPE)

For Dial-Style Hose-End Sprayers:

Dilution rate: 1/2 fl. oz per gallon (1 tablespoon= 1/2 fl. oz.)

Lawns & along building foundations: 3 fl. oz. per gallon per gallon of water (covers 500 sq. feet)

- 1. Fill sprayer jar with enough concentrate to cover area to be treated.
- 2. Close sprayer and set dial.
- 3. Attach sprayer to hose and apply.
- 4. To avoid contact with the treated area, begin by spraying area farthest from faucet walking backwards as you spray.

(ART: ICON OF Concentrate Plus Water Hose End TYPE)

For Concentrate-Plus-Water Hose-End Sprayers:

Dilution rate: ½ fl. oz per gallon (1 tablespoon = ½ fl. oz)

Lawns & along building foundations: 3 fl. oz. per gallon per gallon of water (covers 500 sq. feet)

- 1. Pour concentrate into sprayer jar to the required fluid ounce level.
- 2. Add the appropriate amount of water to the gallons level.
- 3. Replace sprayer top and shake well before applying.
- 4. To avoid contact with the treated area, begin by spraying area farthest from faucet walking backwards as you spray.

	Important - Directions for Storage and Disposal		
Storage Conditions	Store in original container in a cool, dry place, out of the reach of children, preferably a locked storage cabinet.		
Disposal	If empty:		
Î	 Do not reuse container. Place empty container in trash or offer for recycling if available. 		
	if partly filled:		
	 Call your local solid waste agency or toll free 1-877-229-3724 for disposal instructions. 		
	Never place unused product down any indoor or outdoor drain.		

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION

- Harmful if swallowed or inhaled.
- · Causes moderate eye irritation.
- Avoid contact with skin, eyes or clothing.
- · Avoid breathing spray mist.
- · Removing and washing contaminated clothing before reuse may reduce exposure.
- Wash hands thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco.

+	FIRST AID
If swallowed	Call a poison control center or doctor immediately for treatment advice.
	Have person sip a glass of water if able to swallow.
	Do not induce vomiting unless told to do so by a poison control center or doctor.
	Do not give anything by mouth to an unconscious person.
If in eyes	 Hold eye open and rinse slowly and gently with water for 15 to 20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing.
	Call a poison control center or doctor for treatment advice.
If inhaled	Move person to fresh air.
	 If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth- to-mouth if possible.
	Call a poison control center or doctor for further treatment advice.

NOTE: When calling poison control center, have this product label accessible. If seeking treatment at an emergency room or doctor's office, bring this product label to show medical personnel. For medical emergency information, you may call toll-free 1-877-229-3763. Active Ingredients: 0.36% Beta-cyfluthrin [CAS # 68359-37-5], 0.72% Imidacloprid [CAS# 138261-41-3].

ENVIRONMENTAL HAZARDS

- Do not apply directly to water.
- This product is highly toxic to aquatic invertebrates and fish.
- Do not contaminate water when cleaning equipment or disposing of equipment washwaters or rinsate.
- . This pesticide is highly toxic to bees. Do not apply this product when bees are present.

NOTICE: Research and testing have determined that the "Directions For Use" are appropriate for the proper use of this product under expected conditions. The Buyer assumes responsibility for lack of performance or safety if not used according to the directions.

Money Back Guarantee: If you are not satisfied with this product, we will gladly refund your original purchase price.

Bayer Advanced
A Business Unit of Bayer CropScience LP
P.O. Box 12014, 2 T.W. Alexander Drive
Research Triangle Park, North Carolina 27709

Imidacloprid 0.72% + Beta-cyfluthrin 0.36% (PENDING) Submitted 11/17/05