

72155-68

12.31.2008

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

DEC 31 2008

Charles W. Boyd
Registrations Manager
Bayer Advanced
2 T. W. Alexander Drive
Research Triangle Park, NC 27709

Subject: Label Notification(s) for Pesticide Registration Notices 2007-4 and 2008-1

Dear Mr. Boyd:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 and 2008-1 dated November 24, 2008 for:

EPA Registration 72155-31	0.15% Imidacloprid + 0.05% beta-cyfluthrin Granular Insecticide
EPA Registration 72155-68	Imidacloprid CTG Insecticide
EPA Registration 72155-72	Merit 1.1% Insecticide Plus Fertilizer
EPA Registration 72155-49	Flower, Rose & Shrub Care

The Registration Division (RD) has conducted a review of this request for applicability under PR Notice 2007-4 and 2008-1 and finds that the label changes requested falls within the scope of PR Notice 2007-4 and 2008-1. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Nicole Williams of my staff at 703-308-5551.

Sincerely,

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs



Please read instructions on reverse before completing form.

 United States Environmental Protection Agency Washington, DC 20460	<input 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 72155-68	2. EPA Product Manager Venus Eagle	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Imidacloprid CTG Insecticide	PM# 1	
5. Name and Address of Applicant (Include ZIP Code) Bayer Advanced 2 T.W. Alexander Drive Research Triangle Park, NC 27709 <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: <div style="text-align: right; font-weight: bold; font-size: 1.2em;">NOTIFICATION</div> EPA Reg. No. _____ DEC 31 2008 Product Name _____

Section - II

<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.
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Explanation: Use additional page(s) if necessary. (For section I and Section II.)

See Attached

Section - III

1. Material This Product Will Be Packaged In:					
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	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* 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 9 pounds		5. Location of Label Directions <input type="checkbox"/> _____	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled			<input checked="" type="checkbox"/> Other Integ Label		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Charles W. Boyd	Title Registrations Manager	Telephone No. (Include Area Code) (919) 549-2422
Certification 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.		8. Date Application Received (Stamped)
2. Signature <small>Digitally signed by Charles Boyd DN: cn=Charles Boyd, c=US, o=Bayer CropScience, ou=Consumer, email=charles.boyd@bayercropscience.com Date: 2008.11.24 14:41:46 -05'00'</small>	3. Title Registrations Manager	
4. Typed Name Charles W. Boyd	5. Date November 24, 2008	

(Back Panel)

This product kills termites with a single application. Just spread the granules around the outside of your home, water in and walk away. Killing Termites around your home has never been easier.

- Break off tab
- Lift applicator spout to open
- Tilt container to apply
- To stop flow of product, tilt container upright
- (Hold container steady, as shaking will affect the flow of granules.)



READ THE LABEL FIRST!

QUICK FACTS	
Editorial Note – Marketing Claims Positioned Here	
KILLS	Termites: (including Subterranean termite species of <i>Reticulitermes</i> and <i>Coptotermes</i>)
COVERAGE	Will treat up to 200 linear feet with a 6 inch band (9 lb. size) (treated area around an average size home).
WHERE TO USE	This product can be applied to areas that surround building structures, wooden fence posts or poles, other wooden constructions, subject to termite attack. Areas that can be treated include bare soils, landscaped planting areas, mulched areas and turfgrass.
WHEN TO USE	Whenever you want to kill termites.
	For questions or comments, call toll-free 1-877 BayerAG

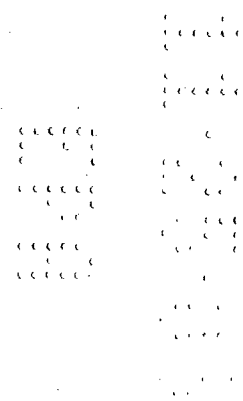
For Outdoor Residential Use Only

Active Ingredients:

Imidacloprid	0.37%
Other Ingredients	99.63%
Total	100.00%

EPA Reg. No. 72155 – 68

EPA Est. No. XXX-AA-XX



DIRECTIONS FOR USE

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

<p>BEFORE YOU USE Read and follow directions when using.</p>	<ul style="list-style-type: none"> • This product is a ready-to-use granule formulation of Imidacloprid intended to kill termites (including subterranean termite species of <i>Reticulitermes</i> and <i>Coptotermes</i>). • Determine distance in feet around your home. This 9.0 lb container will treat a home 100 - 200 linear feet in distance (6 inches wide). • If active subterranean termite infestations continue to occur in the area where the treatment was made, it is recommended that a licensed pest control operator be contacted for treatment (see Guarantee). • Applications must not be made when areas are waterlogged, snow covered, or frozen. Adequate distribution of the active ingredient into the soil cannot be achieved when these conditions exist: • Applications must not be made to hard surfaces, such as driveways, sidewalks, or patios. • Do not plant for the purpose of consumption, edible plants into the treated areas of soil for 1 year. • Food utensils such as teaspoons and measuring cups should not be used for food purposes after use with this insecticide. • Do not contaminate public and private water supplies.
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<p>HOW TO USE</p>	<ul style="list-style-type: none"> • This product is formulated on a granulated carrier for perimeter band applications. When applied to soil, moisture (rainfall or irrigation) causes the granules to disintegrate and release the active ingredient into the uppermost layers of soil where termite foraging activity occurs. • This product must only be used on existing structures.
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BUILDING FOUNDATIONS

<p>HOW TO APPLY</p>	<ul style="list-style-type: none"> • Open the container and sprinkle the granules onto the ground (bare soils, mulched areas, landscape beds, or turf grass) directly adjacent to the building foundation. Make a band of sprinkled granules 6 inches wide around the structure being treated. • Directly after application, water until moist, but not to the point of run-off. • Do not disrupt treated soil. • If significant disruption occurs (construction work, downspout erosion, landscaping, etc.) reapplication should be made as a spot treatment to those areas where the original treatment zone has been disrupted. Make a band of sprinkled granules 6 inches wide around the structure where the disruption occurred.
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<p>HOW MUCH TO APPLY</p>	<ul style="list-style-type: none"> • This 9.0 lb container will treat a structure with an outside perimeter of 100 - 200 linear feet. Distribute granules evenly in a 6 inch wide band over these 100 - 200 linear feet, which equals to (0.75 grams A.I.) about 1 cup granules per 5 - 10 linear feet.
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WOODEN POSTS AND POLES

<p>HOW TO APPLY</p>	<ul style="list-style-type: none"> • This product can be applied around wooden posts, wooden poles (such as, fences, decks, mailboxes), and other wooden constructions. • Sprinkle the granules evenly onto the ground (bare soil, mulched areas, landscape beds, or turfgrass) to provide a 6 inch wide band completely surrounding each post or pole. • Directly after application, water until moist, but not to the point of run-off.
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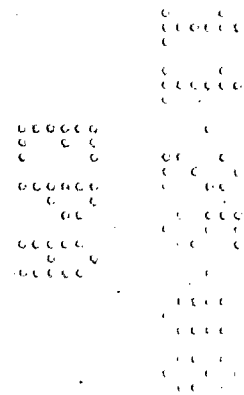
<p>HOW MUCH TO APPLY</p>	<ul style="list-style-type: none"> • Distribute (sprinkle) granules evenly over the area to be treated. • For each linear foot treated, use (0.075 - 0.15 grams of A.I. in a half foot band around wooden post or pole) approximately 1.5 to 3.0 tablespoons of product in a 6 inch band around the wooden post or pole.
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FOR BEST RESULTS	<ul style="list-style-type: none"> • Do not disturb the treatment after making application. • Keep landscaping a few feet from the home foundation. • Eliminate or correct sources of moisture around the home. Promptly repair any water leaks, clean gutters and downspouts regularly so water flows away from home, divert sprinkler water and AC condensation from home. Slope the grade so surface water drains away from the house. • Keep wood-based items, such as firewood, scrap lumber, fencing, stumps, and brush away from the home exterior. • Have a professional wood-destroying insect inspection performed annually.
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	Children and pets may re-enter after the treated area has been watered and allowed to dry.
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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: <ul style="list-style-type: none"> • Non-refillable container. Do not refill or reuse container. • Place empty container in trash or offer for recycling if available. If partly filled: <ul style="list-style-type: none"> • Call your local solid waste agency or toll free 1-877-229-3724 [1-800 CLEAN-UP] for disposal instructions. • Never place unused product down any indoor or outdoor drain.

PRECAUTIONARY STATEMENTS Hazards to Humans and Domestic Animals
CAUTION <ul style="list-style-type: none"> • Harmful if swallowed or absorbed through skin. • Causes eye irritation. • Avoid contact with skin, eyes, or clothing. • Wash thoroughly with soap and water after handling.



FIRST AID +	
IF SWALLOWED	<ul style="list-style-type: none"> • 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 ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for treatment advice.
IF IN EYES	<ul style="list-style-type: none"> • 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 eye. • Call a poison control center or doctor for treatment advice.
<p>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. You may call toll-free 1-877-229-3763 for medical emergency information. Active Ingredients: 0.37% Imidacloprid (CAS # 138261-41-3).</p>	

ENVIRONMENTAL HAZARDS

- This product is highly toxic to aquatic invertebrates.
- 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 run off to water bodies or drainage systems.

NOTICE: Research and testing have determined that the "Directions For Use" are appropriate for the proper use of Imidacloprid CTG 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.



**A Business Group of Bayer CropScience, L.P.
 2 T.W. Alexander Drive
 Research Triangle Park, NC 27709**

Imidacloprid CTG (Master) Approved 08/10/06, Notification 11/18/08

