

83520-5

04/04/2007

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U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (H7505C)
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

EPA Reg Number
83520-5

Date of Issuance
APR 4 2007

Term of Issuance
Conditional

Name of Pesticide Product
Bifenthrin Technical
Insecticide/Miticide

NOTICE OF PESTICIDE:

- Registration
- Reregistration

(Under FIFRA as amended)

Name and Address of Registrant (include ZIP Code):

Axss USA, LLC
P.O. Box 1401
St. Joseph, MO 64502-1401

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

This product is conditionally registered in accordance with FIFRA sec. 3(c)(7)(A), provided that:

1. You will submit and/or cite all data required for registration/reregistration of your product under FIFRA sec. 3(c)(5) when the Agency requires all registrants of similar products to submit such data; and submit acceptable responses required for reregistration of your product under FIFRA section 4.
2. You will make the following label changes before you release the product for shipment:
 - a) Revise the EPA Registration Number to read "EPA Reg. No.83520-5."
 - b) Add "Physical and Chemical Hazards" section including "Do not use or store in open heat or near flame"
 - c) In the warranty statement replace the phrase "In no case shall Axss USA, LLC be liable for etc." with "To the extent consistent with applicable law shall Axss USA, LLC be liable for etc."
 - d) Delete all the 24(c) use sites i.e. (Christmas trees and conifer seed orchards). These sites are not listed on the me-too label.

Signature of Approving Official:

George T. LaRocca
George T. LaRocca, Product Manager (13)
Insecticide Branch/Registration Division (7505C)

Date:

April 4, 2007

Enclosure

3. Within one year from the date of this notice submit the results of studies for the 830.6317 (one year storage stability) and 830.6320 (corrosion characteristics) studies. For the storage stability study it is recommended that the observations be made at 0, 3, 6, 9, and 12 months intervals.
4. Please submit three (3) copies of your final printed labeling before releasing the product for shipment. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6(e). Your release for shipment of the product bearing amended labeling constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records.

If you have any questions regarding this action, please contact BeWanda Alexander of my team at (703) 305-7460.

ACCEPTED
with COMMENTS
In EPA Letter Dated
APR 4 2007
Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
83520-5

Bifenthrin Technical

For Manufacturing Use Only

Active Ingredient:

Bifenthrin: (2-methyl)[1,1'-Biphenyl]-3-yl)methyl-3-(2-chloro-3,3,3-trifluoro-1-Propenyl)-2,2-Dimethyl Cyclopropane Carboxylate.....98.5%

Other Ingredients:..... 1.5%

TOTAL.....100.0%

Cis isomers 97% minimum, trans isomers 3% maximum

KEEP OUT OF REACH OF CHILDREN

WARNING/AVISO

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

May be fatal if swallowed. Harmful if inhaled or absorbed through skin. Causes moderate eye irritation. Avoid breathing vapor or spray mist. Avoid contact with skin, eyes, or clothing. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling, and before eating, drinking, or using tobacco. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals,

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 on Skin or Clothing:	Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. 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.
If in Eyes:	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. Call a poison control center for treatment advice.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic invertebrates. 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 Environmental Protection Agency.

DIRECTIONS FOR USE

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

This material requires further mixing before use.

ONLY FOR FORMULATION INTO AN INSECTICIDE/MITICIDE FOR:

(1) The following uses:

Terrestrial Food/Feed Crops: Sweet Corn, Field Corn (Grain and Sillage), Popcorn, Field Corn Grown for Seed, Succulent Peas and Beans, Head and Stem Brassica Vegetables, Legume Vegetables, Globe Artichokes, Lettuce (Head), Cucurbits, Herbs, Cotton, Grapes, Hops, Rapeseed, Canola, Crambe, Strawberries, Caneberries, Bananas (import only), Pears, Citrus, Tomatoes, Peppers (Bell and Non-Bell), Eggplant, Spinach, Tree Nuts.

Terrestrial Non-Food:

Termiticide and Soil Contact Nonfumigation Treatment
Wood Treatment and Protection
Outdoor Insect Control
Ornamental Plants, Trees, Shrubs, and Vines (Woody)
Christmas Trees
Conifer Seed Orchards
Greenhouse Grown Ornamental Trees, Shrubs, Plants, Flowers
Non-Bearing Fruit and Nut Trees
Residential Lawns
Indoor Insect Control

Food Handling Establishments: Places other than private residences in which food is held, processed, prepared or served.

(2) Uses for which U.S. EPA has accepted the required data and/or citation of data that the formulator has submitted in support of registration; and

(3) Uses for experimental purposes that are in compliance with U.S. EPA requirements.

Formulators using this product to formulate an end-use pesticide product are responsible for obtaining an EPA registration for their end-use product.

STORAGE AND DISPOSAL

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

Storage: Store in original container, in a cool dry locked area. Store separately from other pesticides, fertilizers, food or feed to prevent contamination. In case of spill or broken container, call Chemtrec at 1-800-424-9300.

Pesticide Disposal: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, 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 Disposal: Completely empty container into formulation 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.

CONDITIONS OF SALE AND LIMITATION OF WARRANTY

Axss USA, LLC warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for the purposes stated on such label only when used in accordance with the directions under normal use conditions. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Axss USA, LLC. In no case shall Axss USA, LLC be liable for consequential, special or indirect damages resulting from the use or handling of this product. The exclusive remedy of any Buyer or User of this product and any and all losses, injuries, or damages resulting from or in any way arising from the use, handling, or application of this product, whether in contract, warranty, tort negligence, strict liability, or otherwise, shall not exceed the purchase price of this product. All such risks shall be assumed by the Buyer. AXSS USA, LLC MAKES NO WARRANTIES OR MERCHANTABILITY OR FITNESS FOR ANY PARTICULAR PURPOSE NOR ANY OTHER EXPRESSED OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

EPA Reg. No. 83520-L
EPA Est. No.

Manufactured for:
Axss USA, LLC
1100 Platte Falls Road
Platte City, MO 64079