



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

March 4, 2019

Maryanne Geisbush  
Regulatory Consultant for  
AXSS Technical Holdings, LLC  
c/o Pyxis Regulatory Consulting, Inc.  
4110 136<sup>th</sup> St. Ct. NW  
Gig Harbor, WA 98332

Subject: PRIA Label Amendment – Adding Me-too Uses  
Product Name: AXSS Imidacloprid Tech  
EPA Registration Number: 87427-3  
Application Date: 6/15/18  
Decision Number: 542053

Dear Ms. Geisbush:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

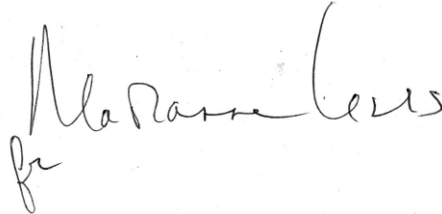
A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website 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.

Page 2 of 2  
EPA Reg. No. 87427-3  
Decision No. 542053

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. If you have any questions, please contact Marianne Lewis by phone at (703) 308-8043, or via email at [lewis.marianne@epa.gov](mailto:lewis.marianne@epa.gov).

Sincerely,

A handwritten signature in black ink that reads "Marianne Lewis" with a small "for" written below the name.

Venus Eagle, Product Manager 01  
Invertebrate & Vertebrate Branch 3  
Registration Division (7505P)  
Office of Pesticide Programs

Enclosure

**ACCEPTED**

**03/04/19**

AXSS Imidacloprid Tech

FOR MANUFACTURING USE ONLY

Active Ingredient:

Imidacloprid, 1-(6-chloro-3-pyridinyl)methyl]-N-nitro-2-imidazolidinimine ..... 98.6%

Other Ingredients: ..... 1.4%

Total: ..... 100.0%

EPA Reg. No. 87427-3

KEEP OUT OF REACH OF CHILDREN

### WARNING

#### 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.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-222-1222 for emergency medical treatment information.

**NOTE TO PHYSICIAN:** No specific antidote is available. Treat symptomatically.

Manufactured for:

AXSS Technical Holdings, LLC

111 Martin Road

Fulton, MS 38843

EPA Reg. No. 87427-3

Net Weight: 55.12 lbs. (25 kg)

EPA Est. No.:

Batch No.: See container

### PRECAUTIONARY STATEMENTS

#### Hazards to Humans and Domestic Animals

WARNING. May be fatal if swallowed. Wash hands thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco, or using the toilet. Wear long-sleeved shirt and long pants, socks, shoes and chemical resistant gloves made of any waterproof material such as barrier laminate, butyl rubber (≥ 14 mils), nitrile rubber (≥ 14 mils), neoprene rubber (≥ 14 mils), natural rubber (≥ 14 mils), polyethylene, polyvinylchloride (PVC) or Viton (≥ 14 mils).

#### Environmental Hazards

This product is highly toxic to aquatic invertebrates. Keep out of lakes, streams or 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 Pollution Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product into sewer systems without previously notifying the local sewage treatment plant authority. For guidance, contact your State Water Board or the Regional Office of the EPA.

#### DIRECTIONS FOR USE

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

This technical is to be used only to manufacture insecticide end use products for:

- 1) Terrestrial Non-Food Crop, or Residential, and Commercial Outdoor (including Greenhouses): lawn, turfgrass, and ornamentals (trees, shrubs, evergreens, flowers, non-food foliage plants, groundcovers); Christmas trees; Poplar/Cottonweed trees. 2) Terrestrial Non-Food Crop, Indoor: Poultry facilities. 3) Greenhouse Non-Food Crop or Residential, and Commercial Indoor: ornamentals, interior plantscapes. 4) Indoor Non-Food Use: AXSS Imidacloprid Technical can be formulated into end-use aqueous and solvent system products for pressure treatment of wood products: [millwork (window frames, wood doors, doorframes, etc.), in-ground contact uses (wood products - pilings, telephone poles, wood building materials, etc.). 5) Greenhouse Food Crop Vegetables: Mature Cucumber and Tomato. 6) Terrestrial Food Crops:

Artichoke (Globe)	Pome Fruit Crop Group
Banana & Plantain	Pomegranate
Bushberry Crop Group	Potato (including seed piece treatment)
Brassica (Cole) Vegetable Crop Group	Root and Tuber Vegetables Crop Group (except sugar beet)
Bulb Vegetables Crop Group	Soybean
Caneberry	Stone Fruit Crop Group
Canola	Strawberry
Cereal Grain Crop Group (barley, oat, rye, sorghum, wheat), excluding rice	Sugar beet
Citrus Crop Group (containerized and field)	Tobacco
Coffee	Tree Nut Crop Group, excluding Almonds
Cotton	Tropical Fruit: Acerola, Atemoya, Avocado, Black sapote, Canistel, Cherimoya, Custard apple, Feijoa, Guava, Jaboticaba, Ilima, Longan, Lychee, Mamey sapote, Mango, Papaya, Passionfruit, Persimmon, Pulasan, Rambutan, Sapodilla, Soursop, Spanish lime, Star apple, Starfruit, Sugar apple, Wax jambu
Cranberry	
Cucurbit Crop Group	
Fruiting Vegetable Crop Group	
Grapes	
Herb Crop Subgroup 19A	
Hops	
Leafy Vegetables Crop Subgroup	
Legume Vegetables Crop Group, except soybean	
Peanuts	

7) 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; 8) Uses for experimental purposes that are in compliance with U.S. EPA requirements.

### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Store in original container only, in a cool, dry, locked area. Store separately from other pesticides, fertilizers, food or feed to prevent contamination.

**PESTICIDE DISPOSAL:** Pesticide wastes are acutely hazardous. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

**CONTAINER HANDLING: Drum Liner:** Nonrefillable container. Do not reuse or refill this container. Completely empty liner into formulation equipment by shaking and tapping sides and bottom to loosen clinging particles. When completely empty, offer for recycling if available or dispose of liner in a sanitary landfill. **Outer Drum:** Nonrefillable container. Do not reuse or refill this container. When completely empty, offer for recycling if available or dispose of liner in a sanitary landfill.

#### CONDITION OF SALE AND LIMITED WARRANTY

AXSS TECHNICAL HOLDINGS, LLC warrants only that the material contained herein conforms to the chemical description on the label and is reasonably fit for the use herein described when used in accordance with the directions for use. The Directions For Use are believed to be reliable and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with use of this product. 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 TECHNICAL HOLDINGS, LLC or the SELLER. To the extent consistent with applicable law, AXSS TECHNICAL HOLDINGS, LLC shall not be liable for the consequential, special or indirect damages resulting from the handling or use of this product. To the extent consistent with applicable law, all such risks shall be assumed by the Buyer. Except as expressly provided herein, AXSS TECHNICAL HOLDINGS, LLC makes no warranties, guarantees, or representations of any kind, either express or implied, or by usage of trade, statutory or otherwise, with regard to the product sold, including but not limited to, merchantability, fitness for a particular purpose, use or eligibility of the product for any particular trade usage. [EPA approval]