

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

June 29, 2017

Jane Rothwell GenSource 563 South Crown Hill Road Orrville, OH 44667

Subject: Label Amendment – Clarify Restrictions and Use Sites

Product Name: BIFENTHRIN TECHNICAL

EPA Registration Number: 91960-1 Application Date: May 02, 2017

Decision Number: 529462

Dear Ms. Rothwell:

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.

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 Maggie Rudick by phone at 703-347-0257, or via email at <a href="mailto:rudick.maggie@epa.gov">rudick.maggie@epa.gov</a>.

Page 2 of 2 EPA Reg. No. 91960-1 Decision No. 529462

Sincerely,

Elizabeth Fertich

Acting Product Manager 03 Invertebrate & Vertebrate Branch 1 Registration Division (7505P) Office of Pesticide Programs

Enclosure

# Bifenthrin Technical For Manufacturing Use Only

ACCEPTED

06/29/2017
Under the Federal Insecticide, Fungicide and Rodenticide Act as amended, for the

pesticide registered under EPA Reg. No. 91960-1

Active Ingredient:

Cis isomers 97% minimum, trans isomers 3% maximum

KEEP OUT OF REACH OF CHILDREN

### WARNING/AVISO

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	Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-
Clothing:	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. You may contact 1-800-222-1222 for emergency medical treatment information.	

EPA Reg. No. 91960-1

EPA Est. No. XXXXX-XXX-XXX

Net Weight:\_\_\_lbs.

Manufactured for: GenSource, Inc. 563 South Crown Hill Road Orrville, OH 44667

#### PRECAUTIONARY STATEMENTS

## Hazards to Humans and Domestic Animals WARNING

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. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Remove contaminated clothing and wash before reuse. Wash thoroughly with soap and water after handling, and before eating, drinking, using tobacco, or using the toilet.

#### **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.

#### PHYSICAL AND CHEMICAL HAZARDS

Do not use or store near heat or open flame.

#### **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.

#### NOT FOR USE TO FORMULATE INTO AN AGRICULTURAL PRODUCT.

## THIS PRODUCT IS TO BE USED ONLY FOR FORMULATION INTO INSECTICIDE/MITICIDE FOR:

#### (1) The following uses:

**Domestic Food:** Bushberries, Cabbage, Caneberries, Cilantro, Citrus, Crambe, Cucurbits, Dried Peas and Beans, Eggplant, Fruiting Vegetables, Garden Beet Roots and Tops, Globe Artichokes, Grapes, Herbs, Head and Stem Brassica Vegetables, Leafy Brassica Greens, Leafy Petiole Vegetables, Legume Vegetables, Lettuce (Head), Mayhaw, Okra, Peanuts, Pears, Peppers (bell and non-bell), Popcorn, Root Crops (except sugar beets), Spinach, Strawberries, Succulent Peas and Beans, Sweet Corn, Tomato, Tree Nuts, Turnip Greens, Tuberous and Corm Vegetables.

#### **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
Lawns
Indoor Insect Control

- (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.

**Pesticide 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 Handling: Nonrefillable container. Do not reuse or refill container. Completely empty liner by shaking and tapping sides and bottom 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. Fiber Drum: Offer for recycling if available or dispose of container in a sanitary landfill or by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. Metal Drum: Offer for recycling or reconditioning, if appropriate, or puncture and dispose of container in a sanitary landfill, or by other procedures approved by state and local authorities.

Notice: To the extent consistent with applicable law, buyer assumes all risks of use, storage, or handling of this product not in accordance with directions.

#### IMPORTANT - READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer or Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once. By using this product, user or buyer accepts the following conditions, Disclaimers of Warranties, and Limitations of Liability.

#### DISCLAIMER AND LIMITATION OF LIABILITY

#### IMPORTANT NOTICE FROM GENSOURCE, INC. PLEASE READ BEFORE USE.

To the extent consistent with applicable law, user or buyer accepts the conditions, disclaimer of warranties and limitations of liability. Read the entire directions for use, conditions of warranties and limitations of liability before using this product. If terms are not acceptable, return the unopened product container at once for full refund.

CONDITIONS: The directions for use of this product are believed to be adequate and the user or buyer must always follow the label directions carefully and exercise judgment and caution when using this product.

WARRANTY: This product corresponds to all claims and descriptions set forth on the label and is reasonably fit for the purposes set forth in the directions for use on the label when used in accordance with those directions. This warranty is subject to the provisions of the applicable state law, but makes no

other warranties or representations, express or implied, of merchantability or of fitness for a particular purpose or otherwise, that extend beyond the statements made on this label, including not extending to use or handling of this product contrary to proper manufacturing practices and procedures or under abnormal conditions or conditions not reasonably foreseeable to the GENSOURCE, INC. or to use by mixture, chemical reaction, or formulation with other substances not specifically recommended in writing by the GENSOURCE, INC.; Buyer assumes all risk of any such use. No agent of GENSOURCE, INC. is authorized to make any warranties beyond those contained herein or to modify the warranties contained therein. Subject to the user's or buyer's rights and remedies under the applicable state law, GENSOURCE, INC. disclaims any liability whatsoever for special, incidental or consequential damages resulting from the use or handling of this product.

LIMITATIONS OF LIABLITY: Subject to the user's or buyer's rights and remedies under the applicable state law, the exclusive remedy of the user or buyer and the liability of GENSOURCE, INC. or its affiliates, for any arc4 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 by the user or Buyer for the quantity of this product involved or at GENSOURCE, INC. election, the replacement of this product. To the extent consistent with applicable law, GENSOURCE, INC. must have prompt notice of any claim so that a timely investigation of buyer's or user's claims can be made. Buyer and all users shall promptly notify GENSOURCE, INC. of any claims, whether based on contract, negligence, strict liability other tort or otherwise or be barred from any remedy.