

02/27/2013

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



OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

February 27, 2013

Thomas J. Parshley
Syngenta Crop Protection, Inc.
P.O. Box 18300
Greensboro, NC 27419

Subject: Notification of Primary Brand Name Change and other minor revisions
per PRN 98-10

Dear Mr. Parshley:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10, dated February 21, 2013, for EPA Registration Number 100-1498.


The Registration Division (RD) has conducted a review of your request for applicability under PRN 98-10, and finds that the action requested falls within the scope of PRN 98-10. The label submitted with your application has been stamped "Notification," and the product record has been updated to reflect the new primary brand name: "Advion® Ant Gel."

If you have any questions, please contact me directly at 703-308-8735 or email me at chao.julie@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Julie Chao".

Julie Chao
Insecticide-Rodenticide Branch
Registration Division (7505P)
Office of Pesticide Programs

	United States Environmental Protection Agency Washington, DC 20460	<input type="checkbox"/> Regulation <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number NOTIFICATION
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Application for Pesticide - Section I

1. Company/Product Number 100-1498	2. EPA Product Manager Mr. John Hebert Ms. Venus Eagle	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) DUPONT ADVION® ANT GEL		PM# PM 7 and PM 1 IRB
5. Name and Address of Applicant (Include ZIP Code) Syngenta Crop Protection, LLC P. O. Box 18300 Greensboro, NC 27419 <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: EPA Reg. No. _____ Product Name _____

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

NOTIFICATION

FEB 27 2013

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)


NAME CHANGE TO ADVION ANT GEL (formerly 352-746), EPA Reg. No.100-1498. Additional revisions are included to convert label from DuPont to Syngenta, including product and company name, address, EPA Reg. No., and warranty statements. No other revisions have been made.

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input 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			<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" Unit Packaging wgt.	No. per container
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
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 _____		

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Thomas J. Parshley	Title Sr. Regulatory Product Manager Professional Products	Telephone No. (Include Area Code) (336) 632-7207
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.		6. Date Application Received (Stamped)
2. Signature 	3. Title Senior Regulatory Product Manager	
4. Typed Name Thomas J. Parshley	5. Date February 21, 2013	



Thomas J. Parshley
Senior Regulatory Product
Syngenta Regulatory Affairs
NAFTA Professional Products
(336) 632-7207 (phone)
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February 21, 2013

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
One Potomac Yard, Room S-4900
2777 South Crystal Drive
Arlington, VA 22202-4501

NOTIFICATION

FEB 27 2013

**Attention: Mr. John Hebert, PM Team 7 and Ms. Venus Eagle, PM Team 1
Insecticide-Rodenticide Branch, Registration Division**

**SUBJECT: NOTIFICATION TO REMOVE "DUPONT™" FROM PRODUCT NAME AND
OTHER CHANGES TO CONVERT PRODUCT TO SYNGENTA FOR DUPONT
ADVION ANT GEL (EPA REG. NO. 100-1498)**

Dear Mr. Hebert and Ms. Eagle:

Syngenta Crop Protection is submitting an application for a fast track non PRIA to revise the labeling for the subject product (formerly 352-746, new EPA Reg. No.100-1498) to remove the name "DuPont" from the product name and other associated labeling revisions for a product that has been transferred.

Please find the enclosed documents for the subject product:

- Application for Amended Pesticide Registration (EPA Form 8570-1)
- Copies of highlighted and clean product labeling

Fees for Service

Since this is a Fast Track non PRIA action, there is no fee associated with this Notification.

Syngenta is requesting an expedited review and approval to drop the name "DuPont" from the brand name. This was discussed in a recent telephone conversation between our offices and is urgently needed to allow Syngenta to have sales in 2013. In addition Syngenta is making the normal changes to a label when it has been transferred from one company to another, including not only the product name change noted previously, but also company name, EPA Reg. No., warranty, and emergency contact information for Syngenta.

If there are any questions concerning matters contained in this submission, please do not hesitate to contact myself at either 336-632-7207 or by e-mail at tom.parshley@syngenta.com. Also, you may contact my regulatory assistant Pat Eay at 336-632-6746 or by e-mail at pat.eay@syngenta.com.

Sincerely,

Thomas J. Parshley
Senior Regulatory Product Manager for Lawn and Garden
Syngenta Crop Protection, LLC

Enclosed documents (form and labeling)

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[Master Label]

DuPont™ Advion® Ant Gel

NOTIFICATION

Insecticide

FEB 27 2013

INTENDED FOR USE BY COMMERCIAL APPLICATORS.

FOR USE IN RESIDENTIAL, INSTITUTIONAL, COMMERCIAL, AND INDUSTRIAL AREAS

Use sites include single and multi-family residential buildings, schools, commercial and industrial facilities (including warehouses, apartments, supermarkets, restaurants, motels, hotels, hospitals, food handling/storage establishments), and transportation equipment such as aircraft, trains, ships, boats, buses.

Active Ingredient:	By Weight
Indoxacarb*	
(S)-methyl 7-chloro-2,5-dihydro-2-[[[(methoxycarbonyl)[4(trifluoromethoxy)phenyl]amino]carbonyl]indeno[1,2-e][1,3,4]oxadiazine-4a-(3H)carboxylate.....	0.05%
Other Ingredients	99.95%
Total:	100.00%

*Indoxacarb belongs to the oxadiazine chemical class.

KEEP OUT OF REACH OF CHILDREN

CAUTION/PRECAUCIÓN

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

DO NOT TREAT AREAS THAT ARE EASILY ACCESSIBLE TO CHILDREN AND PETS

EPA Reg. No. 352-746100-1498

[EPA Est. No. placeholder]

SCP 1498-M (02-21-13)

[Net Contents placeholder]

Non-refillable Container

Advion® Ant Gel (100-1498)

5/14

~~E. I. du Pont de Nemours and Company,
1007 Market Street, Wilm., DE 19898 U.S.A.~~

FIRST AID

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. ~~Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-441-3637 for emergency medical treatment information.~~

~~For information on the use of this product call DuPont Professional Products at 1-888-6-DUPONT (1-888-638-7668)~~

HOT LINE NUMBER

For 24-Hour Medical Emergency Assistance (Human or Animal)
Or Chemical Emergency Assistance (Spill, Leak, Fire or Accident)
Call
1-800-888-8372

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling.

Environmental Hazards

Do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark.

Physical and Chemical Hazards

Do not use this product in or on electrical equipment where a possibility of shock hazard exists.

DIRECTIONS FOR USE

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

PRODUCT INFORMATION

DuPont™ ~~ADVION® ant gel~~ Advion® Ant Gel- is specifically formulated to be attractive to all major pest species of ants such as Acrobat, Argentine, Big-headed, Carpenter, Cornfield, Crazy, Field, Ghost, Harvester*, Honey, Little black, Odorous house, Pavement, Pharaoh*, Pyramid, Red Imported Fire Ant*, Rover, Thief, and White-footed. ~~ADVION® ant gel~~ Advion Ant Gel contains the active ingredient, indoxacarb, a non-repellent insecticide. Use of Advion Ant Gel ~~ADVION® ant gel~~ will help eliminate ants within days of applying the gel according to the use directions.

* Advion Ant Gel ~~ADVION® ant gel~~ is effective at killing Pharaoh ants, foraging red imported fire ants and harvester ants. For complete control of outdoor nests of these species, use additional treatments labeled for outdoor nest control of these species.

Use Instructions and Precautions: Do not treat areas that are easily accessible to children and pets.

1. Advion Ant Gel ~~ADVION® ant gel~~ can be used indoors or outdoors applied as a crack and crevice or spot treatment in single and multi-family residential homes, institutional, commercial and industrial facilities (including schools, warehouses, apartments, supermarkets, restaurants, motels, hotels, hospitals, nursing homes, offices, zoos, retail establishments, food handling/storage establishments), transportation equipment such as aircraft, trains, ships, boats, and buses, and other similar sites where ant infestations are a problem.
2. Avoid applying Advion Ant Gel ~~ADVION® ant gel~~ to surfaces recently treated with residual sprays.
3. Surfaces treated with Advion Ant Gel ~~ADVION® ant gel~~ should not be treated with residual sprays.
4. Inspect applications periodically for consumption/activity and apply additional bait as needed.
5. Do not apply to surfaces that food contacts.
6. Do not allow open foods to contact gel material.

7. Refillable Bait Stations: Advion Ant Gel ~~ADVION® ant gel~~ may be used in commercially available refillable bait stations designed for interior and/or exterior or perimeter insect pest control. If the refillable bait station is not equipped with a sticker to identify the contents, apply a sticker either on the interior or exterior of the device. For best results, position refill- able bait stations near ant trails, nest sites, or where ants are known to actively forage. Regularly inspect each refillable bait stations and replace with Advion Ant Gel ~~ADVION® ant gel~~ ~~Ant Gel~~ as needed for continual control of ants.

Treatment Rates for All Uses

- Apply Advion Ant Gel ~~ADVION® ant gel~~ as spots of gel or small lines of gel.
- Placements of spots or lines of Advion Ant Gel ~~ADVION® ant gel~~ should be to active foraging trails, nest sites, or to areas known to be active.
- Apply 0.1 to 1.0 gram spots of Advion Ant Gel ~~ADVION® ant gel~~ or approximately 1/4" in diameter spots.
- Apply lines of Advion Ant Gel ~~ADVION® ant gel~~ of approximately 1/8" wide and 2" long; up to 3" long for highly active foraging trails.
- Apply as many placements of Advion Ant Gel ~~ADVION® ant gel~~ as possible to active foraging areas without disrupting the natural foraging behavior of ants.
- If Advion Ant Gel ~~ADVION®~~ is used in refillable bait stations apply an amount of the Advion Ant Gel ~~ADVION® ant gel~~ that does not exceed the capacity of the refillable bait station's bait reservoir.

Examples of Advion Ant Gel ~~ADVION ant gel~~ Placement Amounts



Figure 1: Line of gel approx. 1/8" x 2"



Figure 2: Spot of gel approx. 0.1g



• Figure 3: Spot of gel approx. 1g

Indoor Use Directions

- Inspect infested areas carefully to determine overall infestation levels, locations of foraging, nesting areas, and most appropriate application points.
- Indoor applications include cracks and crevices along walls or floors, behind or under equipment or appliances, under tables, within framing of tables or furniture, around sinks, within or near garbage collection areas, attics, crawl spaces, and cracks and crevices in cabinets.
- Inspect Advion Ant Gel ADVION® ant gel placements periodically for consumption or attractiveness and reapply as needed.

Applications in Nonfood/Nonfeed Handling Areas

Advion Ant Gel ADVION® ant gel is designed for use as a spot or crack and crevice treatment to control ants in residential structures and the non-food /non-feed areas of commercial, industrial, public and institutional buildings/structures, including restaurants, warehouses, food processing plants, supermarkets, hospitals, nursing homes, motels, hotels, schools, laboratories, computer facilities, aircraft, buses, boats/ships, trains, pet shops and zoos.

Nonfood/non-feed areas include areas such as garbage rooms, lavatories, floor drains (to sewers), entries, and vestibules, offices, locker rooms, machine rooms, boiler rooms, garages, mop closets and storage (after bottling or canning). Refer to section below for use directions and restrictions when making applications in food/feed handling areas of Food/Feed Handling Establishments.

Applications in Food/Feed Handling Areas

Application to food/feed areas of food/feed handling establishments may only be made as a crack and crevice treatment. Apply Advion Ant Gel ADVION® ant gel directly into cracks and crevices by placing the bait dispenser tip approximately 1/2 inch into cracks, crevices, holes and similar openings where ants are found or are entering. Food and feed handling areas include areas for receiving, storage, packing (canning, bottling, wrapping, boxing), preparing, edible waste storage, and enclosed processing systems (mills, dairies, edible oils, syrups). Serving areas are also considered a food/feed area when food is exposed and facility is in operation.

- Do not apply DuPont™ Advion Ant Gel ADVION® ant gel to areas where food/feed, food utensils or food processing surfaces may come into contact and become contaminated.
- Do not apply Advion Ant Gel ADVION® ant gel to areas that are routinely washed such as cracks and crevices in tops of tables, food/feed preparation and prepared food holding surfaces as bait could be removed by the washing.

- Do not apply Advion Ant Gel ~~ADVION® ant gel~~ to surfaces where the temperature exceeds 120-130°F because this could cause the bait to liquefy and lose effectiveness.

Examples include, but are not limited to, parts of stoves, ovens, grills, fume hoods, saunas, heat lamps, coffee urns, steam tables, toasters, fryers, dishwashers, and hot water pipes.

- Use good application practice to avoid movement of Advion Ant Gel ~~ADVION® ant gel~~ to exposed surfaces used for food preparation.

If Advion Ant Gel ~~ADVION® ant gel~~ contacts an exposed surface, first remove as much of the gel bait as possible, then wash with soap and water.

Outdoor Use Directions:

- A thorough inspection around a structure may reveal areas where ants are gaining access to the structure. Attempts should be made to remove the access.
- Apply Advion Ant Gel ~~ADVION® ant gel~~ as a spot or thin bead (see above) to pest entry sites such as along windows, doors, between construction elements, sewer areas, adjacent trees which harbor ants, along walls, garbage holding areas, or suitable placement site acting as an ant harborage.
- Make Advion Ant Gel ~~ADVION® ant gel~~ placements to reduce the potential of subsequent human contact.
- Inspect Advion Ant Gel ~~ADVION® ant gel~~ placements periodically and apply fresh ant gel as needed.
- High temperatures may affect the consistency of the gel after placement. so inspect to determine if additional gel is needed

STORAGE AND DISPOSAL

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

Pesticide Storage

Store in cool, dry place inaccessible to children and pets.

Pesticide Disposal

Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

Container Disposal

Nonrefillable Container: Do not reuse or refill this container. Offer for recycling if available. Place empty bait dispensers in trash. If partially filled, wrap in newspaper and discard in trash or call your local solid waste authority for disposal instructions.

CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of SYNGENTA CROP PROTECTION, LLC or Seller. To the extent permitted by applicable law, Buyer and User agree to hold SYNGENTA and Seller harmless for any claims relating to such factors.

SYNGENTA warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, when used in accordance with directions under normal use conditions. To the extent permitted by applicable law: (1) this warranty does not extend to the use of this product contrary to label instructions or under conditions not reasonably foreseeable to or beyond the control of Seller or SYNGENTA, and (2) Buyer and User assume the risk of any such use. **TO THE EXTENT PERMITTED BY APPLICABLE LAW, SYNGENTA MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS WARRANTED BY THIS LABEL.**

To the extent permitted by applicable law, in no event shall SYNGENTA be liable for any incidental, consequential or special damages resulting from the use or handling of this product. **TO THE EXTENT PERMITTED BY APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF SYNGENTA AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF SYNGENTA OR SELLER, THE REPLACEMENT OF THE PRODUCT.**

SYNGENTA and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and of Liability, which may not be modified except by written agreement signed by a duly authorized representative of

~~SYNGENTA. NOTICE TO BUYER—Purchase of this material does not confer any rights under patents of countries outside of the United States.~~

~~DuPont will not be responsible for losses or damages resulting from use of this product in any manner not specifically stated on this label or other labels or bulletins published by DuPont. User assumes all risks associated with such non-specified use.~~

~~The DuPont Oval Logo, DuPont™ and ADVION® are trademarks or registered trademarks of E. I. duPont de Nemours and Company~~

~~LIMITATION OF WARRANTY AND LIABILITY~~

~~**NOTICE:** Read This Limitation of Warranty and Liability Before Buying or Using This Product. If the Terms Are Not Acceptable, Return the Product at Once, Unopened, and the Purchase Price Will Be Refunded.~~

~~It is impossible to eliminate all risks associated with the use of this product. Such risks may arise from factors such as weather conditions, soil factors, off target movement, unconventional technique, presence of other materials, the manner of use or application, or other unknown factors, all of which are beyond the control of DuPont or Seller. These risks can cause: ineffectiveness of the product or other unintended consequences.~~

~~DuPont does not agree to be an insurer of these risks. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, WHEN YOU BUY OR USE THIS PRODUCT, YOU AGREE TO ACCEPT THESE RISKS.~~

~~DuPont warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for the purpose stated in the Directions for Use, subject to the inherent risks described above, when used in accordance with the Directions for Use under normal conditions.~~

~~TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, DUPONT MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR OF MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.~~

~~TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO EVENT SHALL DUPONT OR SELLER BE LIABLE FOR ANY INCIDENTAL, CONSEQUENTIAL OR SPECIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT TO THE EXTENT CONSISTENT WITH APPLICABLE LAW. THE EXCLUSIVE REMEDY OF THE USER OR BUYER AND THE EXCLUSIVE LIABILITY OF DUPONT OR SELLER, FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR~~

~~DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY OR CONTRACT, NEGLIGENCE, TORT OR STRICT LIABILITY), RESULTING FROM THE STORAGE, USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT, OR AT THE ELECTION OF DUPONT OR SELLER, THE REPLACEMENT OF THE PRODUCT.~~

~~To the extent consistent with applicable law that allow such requirement, DuPont or its distributor must have prompt notice of any claim so that an immediate investigation of buyer's or user's claim can be made. Buyer and all users shall promptly notify DuPont or a DuPont distributor of any claims, whether based on contract, negligence, strict liability, other tort or otherwise or be barred from any remedy.~~

~~This Limitation of Warranty and Liability may not be amended by any oral or written agreement.~~

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Advion®, the ALLIANCE FRAME
the SYNGENTA Logo and the PURPOSE ICON
are Trademarks of a Syngenta Group Company

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For non-emergency (e.g., current product information), call
Syngenta Crop Protection at 1-800-334-9481.

Manufactured for:
Syngenta Crop Protection, LLC
P.O. Box 18300
Greensboro, North Carolina 27419-8300

000100-01498.20130221.ADVION_ANT_GEL_NOTIF_FEB2013