

Classified for
"RESTRICTED USE"
in New York State
under 6NYCRR Part 326

JUNE 06 2016

Doc ID: 545616

New York State Department
of Environmental Conservation
Division of Materials Management
Pesticide Product Registration

Group **2B** Insecticide

Supplemental Label

TERMIDOR® NY

Permitted frequency and dilution rate application scenarios

This supplemental label expires September 24, 2017, and must not be used or distributed after this date.

Active Ingredient:

fipronil: 5-amino-1-(2,6-dichloro-4-(trifluoromethyl)phenyl)-4-((1R,S)-(trifluoromethyl)sulfinyl)-

1H-pyrazole-3-carbonitrile 9.1%

Other Ingredients: 90.9%

Total: 100.0%

One gallon of Termidor® NY contains 0.8 lb of fipronil.

EPA Reg. No. 7969-210

Directions For Use

- It is a violation of federal law to use this product in a manner inconsistent with its labeling.
- The supplemental labeling and the entire Termidor® NY container label, EPA Reg. No. 7969-210 must be in possession of the user at the time of application.
- Read the label affixed to the container for Termidor NY before applying.
- Use of Termidor NY according to this labeling is subject to the use precautions and limitations imposed by the label affixed to the container for Termidor NY.

Use Directions

Apply to listed pests and/or listed structures on the Termidor NY container label in the DIRECTIONS FOR USE TO CONTROL LISTED PESTS ON OUTSIDE SURFACES AND ALONG FOUNDATION PERIMETER OF LISTED STRUCTURES section.

More than two applications of Termidor NY per calendar year can be made only if applied according to one of the following frequency and dilution rate application scenarios. **DO NOT** exceed the specified number of applications per calendar year.

Permitted Termidor NY Frequency and Dilution Rate Application Scenarios	
% Termidor NY finished dilution	
0.03% 4 times/calendar year	0.03% 2 times/calendar year and 0.06% 1 time/calendar year

Conditions of Sale and Warranty

The **Directions For Use** of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and must be followed carefully. However, it is impossible to eliminate all risks inherently associated with the use of this product. Ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or use of the product in a manner inconsistent with its labeling, all of which are beyond the control of BASF CORPORATION ("BASF") or the Seller. To the extent consistent with applicable law, all such risks shall be assumed by the Buyer.

BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**, subject to the inherent risks, referred to above.

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


TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, EXEMPLARY, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF. PC309

NOTICE TO BUYER

Purchase of this material does not confer any rights under BASF's patents relating to this product. **Termidor® termiticide** is specially formulated and sold by BASF for the control of termites according to the directions on this label. The purchaser agrees to employ the purchased quantity of **Termidor® termiticide** only for the specified uses. Uses of **Termidor® termiticide** other than those specified on this label are not licensed through the purchase of this product. The use of this product for other purposes may violate patent rights of BASF. The purchaser assumes all risks as to the patents of others.

Termidor and the  symbol are registered trademarks of BASF.

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007969-00210.20160428.NVA 2016-04-289-0111
Based on: NVA 2014-04-220-0027

BASF Corporation
26 Davis Drive
Research Triangle Park, NC 27709


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FOR REGISTRATION

April 4, 2016

New York State Department
of Environmental Conservation
Division of Materials Management
Pesticide Product Registration



DOC ID: 544838

Classified for
"RESTRICTED USE"

in New York State
under 6NYCRR Part 326



Termidor® NY

For sale to, use and storage only by individuals/firms licensed or registered by the state to apply general pest control products.

Active Ingredient:

fipronil: 5-amino-1-[2,6-dichloro-4-(trifluoromethyl)phenyl]-4-[(1*R,S*)-(trifluoromethyl)sulfinyl]-

1*H*-pyrazole-3-carbonitrile 9.1%

Other Ingredients: 90.9%

Total: 100.0%

One gallon of **Termidor® NY** contains 0.8 lb of fipronil.

EPA Reg. No. 7969-210

EPA Est. No. is indicated by the fifth letter of the code printed on this container:

SL=7969-MO-001 L=5905-GA-001

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.)

See inside for additional

First Aid, Precautionary Statements and Directions For Use.

**FOR MEDICAL AND TRANSPORTATION
EMERGENCIES ONLY CALL 24 HOURS A DAY
1-800-832-HELP (4357)**

Shake Well

Net Contents: **20 fluid ounces**

81072070 NVA 2016-05-289-0055



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FIRST AID

If swallowed

- Immediately call a poison control center or doctor.
- **DO NOT** induce vomiting unless told to by a poison control center or doctor.
- **DO NOT** give any liquid to the person.
- **DO NOT** give anything to an unconscious person.

If on skin

- 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 inhaled

- Move person to fresh air.
- If person is not breathing, call 911 or ambulance; then give artificial respiration, preferably by mouth to mouth, if possible.
- Call a poison control center or doctor for treatment advice.

If in eyes

- Hold eyes 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.
- Call a poison control center or doctor for treatment advice.

HOTLINE NUMBER

Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of medical emergency involving this product, call BASF Corporation at 1-800-832-HELP (4357) or dial 911.

NOTE TO PHYSICIAN: There is no specific antidote. All treatment should be based on observed signs and symptoms of distress in the patient. Over-exposure to materials other than this product may have occurred. In severe cases of over-exposure by oral ingestion, lethargy, muscle tremors, and in extreme cases, possibly convulsions may occur.

Precautionary Statements

Hazards to Humans and Domestic Animals

CAUTION. Harmful if swallowed, absorbed through skin, or inhaled. **DO NOT** get in eyes, on skin, or on clothing. **DO NOT** breathe spray mist.

Personal Protective Equipment (PPE)

Applicators and other handlers must wear:

- Long-sleeved shirt and long pants
- Shoes plus socks
- Waterproof gloves, such as barrier laminate, butyl rubber ≥ 14 mils, nitrile rubber ≥ 14 mils, neoprene rubber ≥ 14 mils, natural rubber* ≥ 14 mils, polyethylene, polyvinyl chloride (PVC) ≥ 14 mils, or viton ≥ 14 mils

* Includes natural rubber blends and laminates

When working in a non-ventilated space, including but not limited to basements and crawl spaces, all pesticide handlers must wear:

- A dust/mist filtering respirator which includes a NIOSH approved respirator with any N, R, P, or HE filter or NIOSH approval number prefix TC-84A

When working in a non-ventilated space, including but not limited to basements and crawl spaces or when applying termiticide by rodding or sub-slab injection, all pesticide handlers must wear:

- Protective eyewear (goggles, a faceshield, or safety glasses with front, brow, and temple protection)

Follow the manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

USER SAFETY RECOMMENDATIONS

Users should:

- Wash thoroughly with soap and water after handling. Wash hands before eating, drinking, chewing gum, using tobacco, or using the toilet.
- Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

Environmental Hazards

For terrestrial uses, this pesticide is toxic to birds, fish, and aquatic invertebrates. **DO NOT** apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Care must be taken to avoid runoff. **DO NOT** contaminate water by cleaning equipment or disposal of wastes. **DO NOT** contaminate water when disposing of equipment washwater or rinsate.

Directions For Use

It is a violation of federal law to use this product in a manner inconsistent with its labeling. Read the entire label before using this product.

Termidor® NY cannot be used to formulate, reformulate, or repackage into any other pesticide product without the written permission of BASF Corporation.

For use only by individuals/firms licensed or registered by the state to apply general pest control products. States may have more restrictive requirements regarding qualifications of persons using this product. Consult the structural pest control regulatory agency of your state before use of this product.

STORAGE AND DISPOSAL

DO NOT contaminate water, food, or feed by storage or disposal.

Pesticide Storage

Store unused product in original container only, out of reach of children and animals.

Pesticide Disposal

To avoid waste, use all material in this container by application according to label directions. If wastes cannot be avoided, offer remaining product to a waste disposal facility or pesticide disposal program (often such programs are run by state or local governments or by industry).

Container Handling

Nonrefillable Container. DO NOT reuse or refill this container. Triple rinse or pressure rinse container (or equivalent) promptly after emptying; then offer for recycling, if available, or reconditioning, if appropriate, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities.

Triple rinse containers small enough to shake (capacity \leq 5 gallons) as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank, or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times.

Pressure rinse as follows: Empty the remaining contents into application equipment or mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank, or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container and rinse at about 40 PSI for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

Spills

In case of large-scale spill of this product, call:

- CHEMTREC 1-800-424-9300
- BASF Corporation 1-800-832-HELP (4357)

Steps to take if this material is released into the environment or spilled:

- Wear **Personal Protective Equipment (PPE)** and avoid exposure when managing a spill. (See **Precautionary Statements** section of this label for required PPE.)
- Dike and contain the spill with inert material (e.g., sand, earth) and transfer liquid and solid diking material to separate containers for disposal. Small-scale spills of **Termidor® NY** finished dilution (that can be cleaned up with a typical spill kit) may be applied to labeled sites.
- Remove contaminated clothing, and wash affected skin areas with soap and water. Wash clothing before reuse.
- Keep spill out of all sewers and open bodies of water.

Use Directions for General Pest Control on Structure Exterior Surfaces and Foundation Perimeters

Use Restrictions

- Structures permitted to be treated: commercial, industrial, institutional, and residential buildings, and utility enclosures.
- **DO NOT** use indoors except for applications into structural voids.
- **DO NOT** make treatments while precipitation is occurring.
- **DO NOT** allow applications to runoff or drip from treated surface.
- Only protected applicators wearing personal protective equipment (PPE), as required by this product label, are allowed to be in the immediate area during application.
- **DO NOT** allow residents, children, other persons, or pets into the immediate area during application and until sprays have dried.

- After application, the applicator must check for deposition of treatment finished dilution in locations other than those prescribed on this label. If found, finished dilution must be cleaned up before leaving the application site. **DO NOT** allow residents, children, other persons, or pets to contact contaminated areas or to reoccupy contaminated areas of the structure until cleanup is completed.
- **DO NOT** treat within a distance of one foot out from edible plants.
- **DO NOT** contaminate water, food, or feed. Cover or remove all exposed food, feed, and drinking water.
- **DO NOT** contaminate public and private water supplies.
- **DO NOT** apply within 15 feet of fresh water bodies (e.g., lakes, reservoirs, rivers, permanent streams, marshes, natural ponds, commercial fish ponds). A 15-foot buffer of uniform groundcover must exist between the application area and fresh water bodies. **NOTE:** Uniform ground cover is defined as land which supports vegetation of greater than 2 inches in height throughout.
- **DO NOT** apply within 60 feet of estuarine water bodies. Estuarine water bodies are brackish or tidal water bodies (e.g., bays, mouths of rivers, salt marshes, lagoons).
- Doors and windows adjacent to surfaces to be treated must be closed during application.
- **DO NOT** apply to wasp or hornet nests if they are not attached to the structure exterior or inside structural voids.
- **DO NOT** directly spray air conditioning units or air intake vents.
- **DO NOT** apply to playground equipment and pet quarters.
- **DO NOT** apply to boat houses, including their piers or pilings.
- **DO NOT** use in a spray tank with borate contaminants.

Product Information

When used as directed in this label, **Termidor® NY** will kill and provide residual control of the following pests:

- ants (acrobat, Argentine, big-headed, carpenter, crazy, odorous, pavement, pharaoh, thief)

Additionally, **Termidor NY** will kill the following pests:

- beetles (Asian lady, darkling)
- bugs (box-elder, pill)
- centipedes
- cockroaches (Australian, Oriental, smokey brown)
- crickets, house
- earwigs, European
- flies, cluster
- millipedes
- silverfish
- spiders (black widow, brown recluse, cellar, hobo)
- ticks, brown dog
- wasps, paper*
- yellow jackets

* **Termidor NY** is not a knockdown agent.

Mixing Instructions

Mix **Termidor NY** in the following manner:

1. Fill tank 1/4 to 1/3 full with water. Filling hose must be equipped with an anti-backflow device or water flow must include an air gap to protect against back-siphoning.
2. To prepare 1 gallon of a 0.06% (or 0.03%) finished dilution, add 0.8 fl oz (or 0.4 fl oz) of **Termidor NY** to the treatment tank.
3. While agitating, add the remaining amount of water to make 1 gallon.
4. Continue to agitate while treating.

Application Rates

(Table 1.) Permitted[†] Termidor[®] NY Frequency and Dilution Rate Application Scenarios

% Termidor NY finished dilution

0.03%
4 times/
calendar year

0.06%
2 times/
calendar year

0.03%
2 times/calendar year and
0.06%
1 time/calendar year

[†] In California, **Termidor NY** can only be applied at 0.06%
2 times/calendar year.

Applications to Exterior Surfaces of Structures and/or into Structural Voids

Apply **Termidor NY** finished dilution (or foam) where listed pests: enter the structure, crawl and hide or trail, or where their nests are found. Using a low-pressure (25 PSI or less at the nozzle) coarse banded surface spray, treat up to an 18-inch wide band around doors, pipes, vents, windows, or any other exterior openings. Treat with a crack-and-crevice injection tip at drilled holes or foundation cracks where listed pests can enter the structure. Treat the joint where exterior siding (e.g., aluminum, vinyl, wood, or any similar material) meets the block, brick, or cement foundation. Treat areas where any wires (e.g., cable, electrical, telephone) enter the house. **Termidor NY** foam applications may be made to wall voids to kill/control listed pests according to the **Foam Applications for General Pest Control** section of this label.

Applications to Structure Foundation Perimeters

Apply **Termidor NY** finished dilution as a low-pressure (25 PSI or less at the nozzle) coarse general surface spray along the foundation exterior perimeter to an area one foot up and one foot out from where the ground meets the foundation. Apply 2 quarts of **Termidor NY** finished dilution per 160 linear

feet. (**NOTE:** This is approximately 1.5 gallons finished dilution per 1000 square feet.) Listed pest nests found on the ground within one foot of the foundation can be treated.

For best results, remove or prune away bushes, shrubbery, and tree branches touching the structure. Vegetation touching the structure may be a route of entry for pests into the structure. This may allow pests to inhabit the structure without coming in contact with the treatment.

Foam Applications for General Pest Control

Construction practices and other factors may make it difficult to create a continuous treatment zone. In such situations, conventional liquid application methods can be supplemented by use of foam-generating equipment. Treatment of block voids, masonry and other veneer voids are examples where foam applications can be useful. Apply foam to structural voids where general pests (as listed in this label) or their damage is present or suspected.

The total amount of product applied with the combination of **Termidor® NY** finished dilution and **Termidor NY** foam must be equivalent to that of an application of liquid **Termidor NY** finished dilution only. In many instances, foam applications are a good supplement to conventional liquid treatments and can be helpful in treating difficult areas.

Foam Mixing Instructions and Application

Prepare a 0.06% **Termidor NY** finished dilution and mix it with the manufacturer's recommended volume of foaming agent in foaming equipment. Apply a sufficient volume of the **Termidor NY** foam formulation to provide a continuous treated zone at the labeled rate for specific application situation (refer to rates specified for the various treatment types listed in this label). If sufficient foam volume cannot be applied to achieve the rate, apply additional **Termidor NY** as liquid to assure proper treatment volume in the treated area.

(Table 2.) Termidor® NY Foam Mixing Directions

0.06% Termidor NY Finished Dilution (gals)	Foam Expansion Ratio††	Finished Foam (gals)
1.0	25:1	25
1.66	15:1	
2.5	10:1	
5.0	5:1	

† Percentage weight of active ingredient to weight of finished dilution

†† Add the manufacturer's recommended quantity of foam agent to the **Termidor NY** finished dilution.

Conditions of Sale and Warranty

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TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BUYER'S EXCLUSIVE REMEDY AND BASF'S EXCLUSIVE LIABILITY, WHETHER IN CONTRACT, TORT, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE, SHALL BE LIMITED TO REPAYMENT OF THE PURCHASE PRICE OF THE PRODUCT.

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007969-00210.20160204.**NVA 2016-04-289-0027**

Based on: NVA 2015-04-220-0154

Supersedes: NVA 2012-04-289-0162

BASF Corporation
26 Davis Drive
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FIRST AID: If swallowed: Immediately call a poison control center or doctor. **DO NOT** induce vomiting unless told to by a poison control center or doctor. **DO NOT** give any liquid to the person. **DO NOT** give anything to an unconscious person. **If on skin:** 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 inhaled:** Move person to fresh air. If person is not breathing, call 911 or ambulance; then give artificial respiration, preferably by mouth to mouth, if possible. Call a poison control center or doctor for treatment advice. **If in eyes:** Hold eyes 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. Call a poison control center or doctor for treatment advice. **HOTLINE NUMBER:** Have the product container or label with you when calling a poison control center or doctor, or going for treatment. In case of medical emergency involving this product, call BASF Corporation at 1-800-832-HELP (4357) or dial 911. **NOTE TO PHYSICIAN:** There is no specific antidote. All treatment should be based on observed signs and symptoms of distress in the patient. Overexposure to materials other than this product may have occurred. In severe cases of over-exposure by oral ingestion, lethargy, muscle tremors, and in extreme cases, possibly convulsions may occur. **Precautionary Statements: Hazards to Humans and Domestic Animals: CAUTION.** Harmful if swallowed, absorbed through skin, or inhaled. **DO NOT** get in eyes, on skin, or on clothing. **DO NOT** breathe spray mist. **Environmental Hazards:** For terrestrial uses, this pesticide is toxic to birds, fish, and aquatic invertebrates. **DO NOT** apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Runoff from treated areas may be hazardous to aquatic organisms in neighboring areas. Care must be taken to avoid runoff. **DO NOT** contaminate water by cleaning equipment or disposal of wastes. **DO NOT** contaminate water when disposing of equipment washwater or rinsate. **Directions For Use:** It is a violation of federal law to use this product in a manner inconsistent with its labeling.

STORAGE AND DISPOSAL

DO NOT contaminate water, food, or feed by storage or disposal. **Pesticide Storage:** Store unused product in original container only, out of reach of children and animals. **Pesticide Disposal:** To avoid waste, use all material in this container by application according to label directions. If wastes cannot be avoided, offer remaining product to a waste disposal facility or pesticide disposal program (often such programs are run by state or local governments or by industry). **Container Handling: Nonrefillable Container. DO NOT** reuse or refill this container. Triple rinse or pressure rinse container (or equivalent) promptly after emptying; then offer for recycling, if available, or reconditioning, if appropriate, or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities. **Triple rinse containers small enough to shake (capacity \leq 5 gallons) as follows:** Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank, or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. **Pressure rinse as follows:** Empty the remaining contents into application equipment or mix tank and continue to drain for 10 seconds after the flow begins to drip. Hold container upside down over application equipment or mix tank, or collect rinsate for later use or disposal. Insert pressure rinsing nozzle in the side of the container and rinse at about 40 PSI for at least 30 seconds. Drain for 10 seconds after the flow begins to drip.

See attached booklet for additional **First Aid, Precautionary Statements** and **Directions for Use.**

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