

# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Materials Management, Bureau of Pest Management

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April 24, 2018

## VIA E-MAIL

Mr. Solito A. Sumulong  
Registration Manager  
Loveland Products, Inc.  
P.O. Box 1286  
Greeley, Colorado 80632-1286

Dear Mr. Sumulong:

**Re: Registration of Special Local Need Labeling for Malathion 8 Aquamul  
(EPA Reg. No. 34704-474) Assigned SLN No: SLN NY-180006**

The New York State Department of Environmental Conservation (Department) has reviewed your application to register Special Local Need (SLN) labeling for Malathion 8 Aquamul (EPA Reg. No. 34704-474) in New York State. The product contains the active ingredient malathion (chemical code 057701) at 8.0 pounds active ingredient per gallon. The product is currently registered for use as a foliar spray on various agricultural crops for control of a wide range of insects.

The USDA APHIS in conjunction with the New York State Department of Agriculture and Markets (NYSDAM) has formulated a proposed eradication and suppression strategy for European Cherry Fruit Fly (ECFF) (*Rhagoletis cerasi*) in New York State. The invasive ECFF has been detected in western New York near the Niagara River. This pest can easily cause 100% crop loss if not controlled.

The use of Malathion 8 Aquamul in the proposed strategy is critical. The SLN label allows the use of the product mixed with a fly bait and applied via ground equipment as a foliar spot-spray on commercial and ornamental plantings of crops. The product is to be applied at a rate of 0.18 pounds active ingredient with approximately 9.6 fluid ounces protein hydrolase bait per acre. Applications will be conducted at six to ten day intervals.

The Department is acknowledging that a FIFRA 24(c) Special Local Need (SLN) registration for Malathion 8 Aquamul is being issued to address an imminent invasive pest problem in New York State. The SLN label will allow a foliar spray of malathion at a low rate and mixed with fly bait to target the European Cherry Fruit Fly.



The Department hereby grants, under the authority of Section 24(c) of FIFRA, a Special Local Need registration for Malathion 8 Aquamul (EPA Reg. No. 34704-474). The Special Local Need labeling is assigned **SLN No. NY-180006**.

The Certificate of Pesticide Registration and a copy of the New York State stamped "ACCEPTED" SLN labeling for Malathion 8 Aquamul (SLN No. NY-180006) are enclosed for your records. The container labeling for Malathion 8 Aquamul (EPA Reg. No. 34704-474) is currently registered in New York.

The SLN labeling specifies the use directions, precautions, application method, and application rates which must be followed in order for Malathion 8 Aquamul to be legally used in New York State. All precautionary statements, applicable use directions, use precautions and limitations of the labeling affixed to the Malathion 8 Aquamul container must also be followed.

Please be reminded that a copy of the accepted SLN label must be in the possession of the user at the time of pesticide application.

Please contact me at (518) 402-8768, with any questions.

Sincerely,

Jeanine M. Broughel  
Chief  
Pesticide Product Registration Section

Enclosures