MOVENTO™
For Use On Bulb Onion For Management of Onion Thrips

SECTION 18 EMERGENCY EXEMPTION

File Symbol: 09-NY-02

FOR DISTRIBUTION AND USE ONLY IN THE STATE OF NEW YORK in the counties of ORANGE, ORLEANS/GENESEE, OSWEGO, MADISON-LEWIS-FXKIMER, STEUBEN-YATES-ONTARIO, and WAYNE UNDER SECTION 18 EMERGENCY EXEMPTION

These use directions must be in possession of the user at the time of pesticide application. It is a violation of Federal law to use this product in a manner inconsistent with its labeling. Read entire Directions for Use and Disclaimer of Warranties before using this product. Follow all applicable directions, restrictions, Worker Protection Standard requirements, and precautions on the registered product label for MOVENTO™ (Registration Number 264-1050). Any adverse effects resulting from the use of MOVENTO™ under this specific exemption must be immediately reported to the New York Department of Environmental Conservation.

EFFECTIVE PERIOD:

This specific exemption becomes effective 03/29/09 and expires on 09/15/09
A maximum of 13,000 acres of dry bulb onions may be treated in New York.

DIRECTIONS FOR USE

<table>
<thead>
<tr>
<th>CROP</th>
<th>PEST</th>
<th>Rate of MOVENTO™ fluid ounces/Acre</th>
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<tbody>
<tr>
<td>Onion (bulb)</td>
<td>Onion thrips</td>
<td>5.0</td>
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Notes and Restrictions
Pre-Harvest Interval (PHI): 7 days
Minimum interval between applications: 7 days
Maximum MOVENTO allowed per crop season: 10 fluid ounces/Acre (0.16 lb ai/A)
No more than two applications are permitted per acre per season.
Onions must be harvested prior to bloom.
To minimize drift to adjacent fields, use ground applications whenever possible.
To the extent possible, local beekeepers should be notified prior to applying this chemical.
Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment area.
Apply specified dosage of MOVENTO as needed for control. Treatment must be made when thrips populations begin to build and before a damaging population becomes established. Best results will be obtained when two applications are made on a 7-10 day interval, incorporated into a seasonal program where effective products with different modes of action are utilized in rotational sequences for management of thrips populations. MOVENTO must be tank-mixed with a spray adjuvant having spreading and penetrating properties to maximize leaf uptake and systemicity of the active ingredient within treated plants; please contact your local Bayer CropScience representative or PCA for specific recommendations.

ACCEPTED

June 2, 2009

New York State Department of Environmental Conservation
Division of Solid & Hazardous Materials
Pesticide Product Registration

For MEDICAL AND TRANSPORTATION Emergencies ONLY Call 24 Hours A Day 1-800-334-7577
For PRODUCT USE Information Call 1-866-989BAYER (1-866-992-2937)

As with any crop-protection product, always read and follow label directions.
For additional information call toll-free 1-866-989BAYER (1-866-992-2937).

Movento is a trademark of Bayer.

06-01-09 Effective Date 05/29/09, Expiration Date 09/15/09
Bureau of Pesticides Management
New York Department of Environmental Conservation
625 Broadway
Albany, New York 12233-7254

Date Issued: May 29, 2009
Expiration Date: September 15, 2009
Report Due: March 15, 2010
File Symbol: 09-NY-02

Attn: Cyndi Crowley

The Environmental Protection Agency hereby issues a specific exemption under the provisions of section 18 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended, to the New York Department of Environmental Conservation for the use of spirotetramat, formulated as the product Movento, to control thrips on dry bulb onions in New York.

Conditions of this exemption are given below:

1. The New York Department of Environmental Conservation (NYDEC) is responsible for ensuring that all provisions of this specific exemption are met. It is also responsible for providing information in accordance with 40 CFR 166.32. Accordingly, a report summarizing the results of this program must be submitted to EPA Headquarters and the EPA Region 2 office by March 15, 2010 or prior to requesting another specific exemption for this use. In accordance with 40 CFR 166.32(a), these offices shall also be immediately informed of any adverse effects resulting from the use of this pesticide in connection with this exemption.

   Refer to file symbol 09-NY-02 in any future correspondence regarding this exemption.

2. The product, Movento (EPA Reg. No. 264-1050), manufactured by Bayer CropScience, may be applied. All applicable directions, restrictions, and precautions on the federal label and section 18 use directions submitted with your application, except as modified by this authorization, must be followed.
3. Movento may be applied by ground or air equipment at a rate of 5.0 fluid ounces of formulated product (0.08 lbs ai/acre) per application. No more than two applications are permitted per acre per season.

4. A maximum of 13,000 acres of dry bulb onions may be treated in New York.

5. Onions must be harvested prior to bloom and a 7-day preharvest interval (PHI) must be observed.

6. The currently established tolerance of 0.30 ppm for residues of spirotetramat and its metabolites calculated as spirotetramat equivalents, in or on onion, bulb, subgroup 3A-07 can support the section 18 emergency exemption use.

7. Available data suggest that this material is hazardous to bees, particularly to pupae. The existing label carries the following statement, "This product is potentially toxic to honey bee larvae through residues in pollen and nectar, but not to adult honey bees. Exposure of adult bees to direct treatment or residues on blooming crops can lead to effects on honey bee larvae." In addition, the following measures should be included on the section 18 use directions:
   - To minimize drift to adjacent fields, use ground application whenever possible;
   - To the extent possible, local beekeepers should be notified prior to applying this chemical;
   - Do not apply this product or allow it to drift to blooming crops or weeds if bees are visiting the treatment areas.

The registrant in conjunction with IR-4 is in the process of developing data to support this use, and therefore, progress toward registration can be considered adequate at this time.

This is the first year that the NYDEC has requested an exemption for this use. In the event that an exemption for this use is requested next year, EPA is making a preliminary determination that this use is eligible for the re-certification program (40 CFR 166.20(b)(5)) in 2010.

Lois Rossi, Director
Registration Division
Office of Pesticide Programs

Date: May 29, 2009

cc: EPA Region 2
    Adrian Enache