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1/4

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

S865137  
300/1165

OFFICE OF  
PREVENTION, PESTICIDES  
AND TOXIC SUBSTANCES

APR 1 2010

Mr. Andrew Chang  
Product Regulatory Manager  
Wilbur-Ellis Company  
Product Regulatory Department  
P.O. Box 1286  
Fresno, CA 93715

Dear Mr. Chang:

Subject: GULF ORCHARD SPRAY 70  
EPA Registration Number 2935-543  
Amendment Application dated December 28, 2009

The proposed amended label submitted on December 28, 2009, is accepted under the provisions of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, with the stipulation that the changes listed below must be made to that label.

1. Insert a space between the first two sentences of the first paragraph under "**DIRECTIONS FOR USE**" (i.e. change "labeling.READ" to "labeling. READ", page 1, right column).
2. In the first (left-hand) column of the table directly below "**(1) The following use(s):**", change "Bushberries, such as, but not limited to: Blueberry" to "Bushberries, including Blueberries". In the same column, replace "Caneberries, such as, but not limited to: Blackberry, Boysenberry, and Raspberry" with "Caneberries, including Blackberries, Boysenberries, and Raspberries".

A stamped copy of the label is enclosed for your records.

Submit two copies of final printed labeling before releasing this product for shipment under the labeling accepted via this letter.

If these conditions are not complied with, this registration will be subject to cancellation in accordance with FIFRA section 6(e).

2/3

If you have any questions regarding this letter, contact Dr. William W. Jacobs by phone at 703-305-6406, by FAX at 703-308-0029, or via e-mail at [jacobs.bill@epa.gov](mailto:jacobs.bill@epa.gov).

Sincerely yours,

A handwritten signature in cursive script that reads "Venus Eagle". The signature is written in black ink and includes a long horizontal flourish extending to the right.

Venus Eagle  
Product Manager 01  
Insecticide-Rodenticide Branch  
Registration Division (7505P)

2/3



# Gulf Orchard Spray 70

**ACCEPTED With COMMENTS**  
In EPA Letter Dated: APR 1 2010  
Under the Federal Insecticide, Fungicide and Rodenticide Act, As amended for the pesticide Registered under EPA Reg. No. 2935-543

## FOR MANUFACTURING USE ONLY

ACTIVE INGREDIENT % By Wt.  
Mineral Oil\*.....100.0%

\*Contains petroleum distillates

Minimum Unsulfonated Residue.....92%

EPA REG. NO. 2935-543

**KEEP OUT OF REACH OF CHILDREN**

### CAUTION

#### PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

**CAUTION:** Harmful if absorbed through skin. Avoid contact with eyes, skin or clothing. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals.

#### FIRST AID

If on skin or clothing:	<ul style="list-style-type: none"> <li>•Take off contaminated clothing.</li> <li>•Rinse skin immediately with plenty of water for 15-20 minutes.</li> <li>•Call a poison control center or doctor for treatment advice.</li> </ul>
If swallowed:	<ul style="list-style-type: none"> <li>•Call a poison control center or doctor immediately for treatment advice.</li> <li>•Do not induce vomiting unless told to do so by a poison control center or doctor.</li> <li>•Do not give anything by mouth to an unconscious person</li> <li>•Do not give any liquid to the person</li> </ul>
If in eyes:	<ul style="list-style-type: none"> <li>•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.</li> <li>•Call a poison control center or doctor for treatment advice.</li> </ul>
If inhaled:	<ul style="list-style-type: none"> <li>•Move person to fresh air.</li> <li>•If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible.</li> <li>•Call a poison control center or doctor for further treatment advice.</li> </ul>

**HOT LINE NUMBER:** Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact 1-800-892-0099 for emergency medical treatment information.

**NOTE TO PHYSICIAN:** This product contains petroleum distillates and may pose an aspiration pneumonia hazard.

#### ENVIRONMENTAL HAZARDS

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 EPA.

#### PHYSICAL OR CHEMICAL HAZARDS

Do not use, pour 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. READ ENTIRE LABEL. USE STRICTLY IN ACCORDANCE WITH PRECAUTIONARY STATEMENTS AND DIRECTIONS, AND WITH APPLICABLE STATE AND FEDERAL REGULATIONS.

THIS PRODUCT IS FOR USE IN THE FURTHER PREPARATION OF FUNGICIDE-INSECTICIDE PRODUCTS. DO NOT USE FOR ANY OTHER PURPOSES. Pesticide formulated with Gulf Orchard Spray 70 will require registration with the Environmental Protection Agency.

**Only for formulation into fungicide-insecticide products intended for:**

**(1) The following use(s):**

Alfalfa: seed	Cranberry	Peach
Almond	Fig	Pear
Apple	Grape	Pecan
Apricot	Grapefruit	Pistachio
Avocado	Grass: Seed	Plum
Banana	Hops	Prune
Beans	Kiwi	Strawberry
Bushberries, such as, but not limited to: Blueberry	Lemon	Sugar Beets
Caneberries, such as, but not limited to: Blackberry, Boysenberry and Raspberry	Lime	Tangelo
Cherry	Nectarine	Tangerine
Christmas Trees	Olive	Walnut
Coffee	Orange: Navel and Valencia	
Corn: sweet and field	Ornamentals: flowers, foliage plants, shrubs, shade trees	

**(2) This product may be used to formulate products for any additional use(s) not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA submission requirements regarding support of such use(s).**

515

**STORAGE AND DISPOSAL**

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

**Pesticide Storage:** Store in original container only and keep sealed. Store in closed storage areas. Use caution when moving, opening, closing or pouring.

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

**Refillable Container (110 gallons or greater):** Refill this container with pesticides only. Do not reuse this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning the container before refilling is the responsibility of the refiller.

**Container Disposal:** To clean the container before final disposal, empty the remaining contents from this container into the production mix tank. Triple rinse the interior of the container with water by using a suitable hose and nozzle attachment or pressure rinser. Collect and store the rinsate for proper disposal. Then, offer the container for recycling or reconditioning, or puncture and dispose of in a sanitary landfill.

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 the product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

**ALL STATEMENTS MADE HEREIN ARE SUBJECT TO APPLICABLE LAW, AND TO THE EXTENT THERE IS ANY INCONSISTENCY OR CONTENTION, APPLICABLE LAW SHALL GOVERN.**

The Directions for Use of the 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 many different factors including, without limitation, manner of use or application, weather, combination with other products, or crop conditions. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold Manufacturer and Seller harmless from any claims relating to such factors.

Seller warrants that this product conforms to the chemical description on the label.

**EXCEPT FOR THIS WARRANTY, THE PRODUCT IS FURNISHED "AS-IS", AND NEITHER SELLER NOR MANUFACTURER MAKES ANY OTHER WARRANTIES, EXPRESS OR IMPLIED, WITH RESPECT TO THE SELECTION, PURCHASE OR USE OF THIS PRODUCT; SELLER AND MANUFACTURER SPECIFICALLY DISCLAIM ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE BEYOND WHAT IS STATED ON THE LABEL. Buyer and User accept all risks arising from any use of this product, including without limitation, uses contrary to label instructions, or under conditions not reasonably foreseeable to (or beyond the control of) Seller or Manufacturer.**

Neither Manufacturer nor Seller shall be liable for any incidental, consequential or special damages resulting from the use or handling of this product. THE EXCLUSIVE REMEDY OF THE BUYER OR USER, AND THE EXCLUSIVE LIABILITY OF MANUFACTURER 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 THIS PRODUCT, OR, AT THE ELECTION OF MANUFACTURER OR SELLER, THE REPLACEMENT OF THE PRODUCT.

These Conditions of Sale and Limitation of Warranty and Liability shall be interpreted, unless otherwise required by the law of the state of purchase, in accordance with the laws of the State of California, excluding its conflicts of laws rules, and may not be amended by any oral or written agreement.

WILBUR-ELLIS logo®, IDEAS TO GROW WITH® are registered trademarks of Wilbur-Ellis Company.

F-082108-1

**IN CASE OF EMERGENCY,  
CALL CHEMTREC: (800) 424-9300**

Manufactured for:  
**WILBUR-ELLIS COMPANY  
P.O. Box 16458 Fresno, CA 93755  
(559) 442-1220**

Batch Code \_\_\_\_\_

**NET CONTENTS:**