10088-82

5/7/2010

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

OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

Mr. Adam Swader Athea Laboratories, Inc PO BOX 240014 Milwaukee, WI 53224

MAY 7 2010

Subject: Label Notification(s) for Pesticide Registration Notice 2007-4

Dear Registrant,

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated March 25, 2010 for:

**EPA Registration 10088-82** 

**Brom 7.5 Herbicide Concentrate** 

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

Please be reminded that 40 CFR Part 156.140(a)(4) requires that a batch code, lot number, or other code identifying the batch of the pesticide distributed and sold be placed on nonrefillable containers. The code may appear either on the label (and can be added by non-notification/PR Notice 98-10) or durably marked on the container itself.

If you have any questions, please contact me directly at 703-305-6249 or Banza Djapao of my staff at 703-305-7269.

Sincerely,

Linda Arrington Notifications & Minor Formulations Team Leader Registration Division (7505P) Office of Pesticide Programs



March 25, 2010

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460-0001

Subject: Storage and Disposal Update
Brom 7.5 Herbicide Concentrate
EPA Registration No. 10088-82

To Whom It May Concern:

Please find the enclosed one label marked with changes and Form 8570-1 stating the following:

Notification of label change per PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or Confidential Statement of Formula for 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 the amended label is not consistent with requirements of 40 CFR §§ 156.10, 156.140, 156.144, 156.146, and 156.156, 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.

If there are any questions in regards to this notification please contact me at 414-354-6417 ext. 215 or email me at <u>aswader@athea.com</u>.

Thank You,

Adam Swader

Regulatory Compliance Specialist

Enclosures

P.O. Box 240014 | Milwaukee, WI 53224 | TEL 414.354.6417 | 800.743.6417 | FAX 414.354.9219 | www.athealaboratories.com

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Please read instructions of	reverse be. completin	eting form. Form Ap.			ed. OMB No. 2070-0060			Print Form 12.		
United States  Environmental Protection Age Washington, DC 20460			gency	ncy		Registration Amendment Other		OPP Identifier Number		
Application for Pesticide - Section I										
1. Company/Product Number 10088-82			2. EPA Product Manager			3.	3. Proposed Classification			
<b>4. Company/Product (Name)</b> Brom 7.5 Herbicide Concentrate			<b>PM#</b> 25					X None Restricted		
5. Name and Address of Applicant (Include ZIP Code)  Athea Laboratories, Inc. P.O. Box 240014  Milwaukee, WI 53224  Check if this is a new address			(b)(i), to: EPA Prod	Product Name						
Section - II										
Amendment - Explain below.  Resubmission in response to Agency letter dated  Notification - Explain below.				Final printed labels in response to Agency letter dated "Me Too" Application.  Other - Explain below.				IFICATION		
					MA'	<u>Y - 7 20</u>	110			
Notification of minor la	bel changes per PR Not	ice 2007-4. See	ittached co	over letter	,				•	
Section - III										
1. Material This Product V	Viil Be Packaged In:									
Child-Resistant Packaging  Yes*  No  * Certification must be submitted  Unit Packaging  Yes  X No  If "Yes" Unit Packaging wgt.  No. per Container						Meta Plast Glass Pape	Aetal Tastic Slass			
3. Location of Net Conten	I. Size(s) Retail Co N/A	tail Container  5. Location of Label Directions  On Label On Labeling accompanying product						ct		
6. Manner in Which Label	Lithograph Paper glued Stenciled	graph X Other Silkscreened ciled					0000			
Section - IV										
1. Contact Point   Comple	te items directly below fo	r identification of i	ndividual to	be contacted, if	necessary, to p	ဂု <i>ဂ္ဂင္မနန</i> ္မွ	this applica	tion.)		
Name Adam Swader							chone No. (Include Area Code) c354-6417			
Certification I certify that the statements I have made on this form and all attach I acknowledge that any knowingly false or misleading statement ma both under applicable law.								6. Date Spplication Received (Stamped)		
2. Signature			3. Title Regulatory Comp Spec.				L			
4. Typed Name Adam Swader		<b>5. Da</b> Ma	25, 2010		· · · · · · · · · · · · · · · · · · ·		,			

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# PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS AND DOMESTIC ANIMALS

## CAUTION

Hammal if swallower, Custes moderate eye irritation. Do not get on skin or clothing. Avoid contact with eyes, skin or clothing.

PERSONAL PROTECTIVE EQUIPMENT (PPE) (which hadden as my water-proof material), both Steeper Stein and Song posts, store piles socks. (Sollow manufacture's restrictions (or dealing/purstaining PPE. It is water better to water place socks. (Sollow manufacture's restrictions (Kep and wash PPE separately from their burder).

### FIRST AID

In SWALLOWED. Call a poison control center or doctor immediately for traitment advice. Have a ported sorber of a class of water of able to swalbow. Do not induce vontiting unless told to by poison control enter or discuss. We will see that air. If sersion is not breashing, call 911 or an annulations, the pive articled requisition pretexably month-to-mouth if possible. Call a poison control center or decion for further treatment advice. immediately with plenty of water for 15 terson control can on the solowy and gently with verter for 15 - 20 minutes. Remove the open and rinse slowly and gently with verter for 15 - 20 minutes. Remove present, after the first 5 minutes, then continue rinsing. Call a poison control

lave the product container or label with you when calling a poison control center or doctor, or one for treatment.

ou may also contact the National Pesticide Information Center at 1-800-958-7378 for emergence nedical treatment information.

USER SAFETY RECOMMENDATIONS
USED to the control wash hands before eating, drinking, cheeving gum, using tobacco or using the tollet. Wash thoroughly with soap and water after handling and before eating or smoking.

Do not apply directly to water, or tronswers, we suffice water is present or to intendidal areas below the mean high water mark. Do not contaminate water by cleaning of equipment or disposal of wastes. Keep out of lakes, sireams or ponds. Do not contaminate water when disposing of equipment wastwaters.

# HERBICIDE CONCENTRATE BROM 7.5

NON-SELECTIVE HERBICIDE FOR CONTROLLING A WIDE RANGE OF ANNUAL AND PERENNIAL WEEDS AND GRASSES ON NON-CROPLAND AREAS

Lithium salt of Bromacil (5-bromo-3-sec-butyl-6-methyluracil)
INERT INGREDIENTS 101AL This product contains lithium salt of bromacil at 0.65 pounds per gallon. ACTIVE INGREDIENTS

## KEEP OUT OF REACH OF CHILDREN CAUTION

See back panel for additional precautionary statements and first aid instructions.

EPA Reg. No. 10088-82 EPA Est. 10088-WI-1

## NET CONTENTS:

(Insert container size here, expressed in gallons/ounces with the option to add the metric equivalent.)

Manufactured By: Athea Laboratories Inc Milwaukee, WI 53224 PO Box 240014

Do not apply this product in such any other Williams and the prisons, either directly or intrough offit. Only protected handles may be in the area during application.

Do not enter or allow others to enter the treated area until sprays have dried.

Not to be used in any recreational areas or in or around homes.

On not use aluminum spary norzdes. On not apply when he ground is froom. Do not apply drin-or fleet beginnent no or near valuable frees or other destable plants or on area where their roads may default or where he cliental range he washed or morand into outsids with their notes. Do not may default or where he cliental range he washed or morand into outsids with their notes. Do not plants. NOTE from defluction that courted and to prevent damage to destable vagetation; do not their plants of the court of the

product is an effective total fill herbiode for use on non-crop areas for control of many annual prenntal version of effects will very with the prenntal version of effects will very with the product explored, or produce explored to the conditions. One of the conditions of the product explored to the conditions of the product of the controlled and by this product is been or medial when the product is so that dividence to sense it wents find only the soil, results will be not controlled and to controlled and the product of the condition of the product of the condition of the remove of the removing does we special or good to the condition of the removing does we specially expense that when the remove the removing the set size the papers and the condition of the co

VEED CONTROL. To control most weeds for an extended period of time on non-cropland areas uch as rainfand, highway and pipeline rights-of-way, tank farms, lumber yards, storage areas and volustrial sites.

O control annual weeds and grasses such as foxfall, regisass, wild oats, crabgrass, programs, raywed, anothernor, anothernor, and the mulain. Apply 2-14 to 6-344 pollosions per acce duther with sufficient whole to allow for uniform application. For small reas, use 6-34 ounces in about 4 gallons oil water to treat 550 square feet.

To control perennial weeds and grasses such as smooth brome, bahiagrass, bluegrass, purpleto, questlerend and platein: Apply 6-34 to unpfeto, questlerend and platein: Apply 6-34 to 18-1/2 address per acre distore with sufficient water to allow for uniform application. for canbol hard-de-lill perential weeds and grasses such as johnsongrass, bernudagrass, defined practices and independent and independent to the control for 10 food 1

RRUSH CONTROL: To control undesirable woody plants on non-cropland areas such as railroad ights-of-way, storage areas and industrial sites. ROADCAST TREATMENT: Apply 8 to 18-1/2 gallons per acre to control cak, willow, sweet gum

bine. American etm, winged elm, hackberry, sumac and cottonwood. Use the higher applicatio rates on absorptive soils (those high in organic matter or carbon).

BASIL (SOLL) TREATMENT. To control the woody plants shown above and maple, poplar, red bud and while detery, dulled 1980hin his paginon to where and apoly at the rate of 3 to 6 fluid ounces per stem 2 to 4" to based diameter, Wel base of stem to run-off.

Before spraying, calibrate equipment to uniformly apply the herbicide. After mixing, agitation of the sprays solution is the required. Howouphy decan il traces of the chemical from application sprayment with a suitable detenent immediately after use. For all applications, do not apply more than 18-1/2 gallons of this product per acre per year,

STORAGE AND DISPOSAL

Do Not Contaminate Water, food, or feed by Storage or Disposal
estatidate Storage: Store in a dry place no lower, in temperature than 50°F or higher than 120°F.

Pesticide Disposal: Pesticide wastes are acutely hazardous. Improper disposal of pesticide Disposal Pesticide Strym Amour, or rinses is a workation of Celebral Law. If these wastes can disposed of by use according to label instructions, contact your State Pestici. Environmental Control Agency, or the Hazardous Waste representative at the nearest transfergional Office Incomplaint promoting and prompting a preparation of the ring and container. Offer for responsing, in available. Celebra container promptly after empirying, Infer inses as oldows: Empty the remaining contents in application equipment of a mix tank and drain for 10 seconds star the flow begins to dip. His tecnialer IV kill with what waster dreap. Shake for 10 seconds board may application applieration applieratio

. Do not reuse or refill container, Offer for pthy after emptying. Triple rinse as follows: isal For Greater than 5 gallo