



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

OFFICE OF CHEMICAL SAFETY  
AND POLLUTION PREVENTION

June 8, 2015

Morris Gaskins  
Registration Manager  
Albaugh, LLC  
P.O. Box 2127  
Valdosta, GA 31604-2127

Subject: Label Amendment – minor change  
Product Name: Oxyfluorfen TGAI  
EPA Registration Number: 42750-135  
Application Date: 5-29-15  
Decision Number: 505608

Dear Mr. Gaskins:

The amended label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, is acceptable. This approval does not affect any conditions that were previously imposed on this registration. You continue to be subject to existing conditions on your registration and any deadlines connected with them.

A stamped copy of your labeling is enclosed for your records. This labeling supersedes all previously accepted labeling. You must submit one copy of the final printed labeling before you release the product for shipment with the new labeling. In accordance with 40 CFR 152.130(c), you may distribute or sell this product under the previously approved labeling for 18 months from the date of this letter. After 18 months, you may only distribute or sell this product if it bears this new revised labeling or subsequently approved labeling. "To distribute or sell" is defined under FIFRA section 2(gg) and its implementing regulation at 40 CFR 152.3.

Should you wish to add/retain a reference to the company's website on your label, then please be aware that the website becomes labeling under the Federal Insecticide Fungicide and Rodenticide Act and is subject to review by the Agency. If the website is false or misleading, the product would be misbranded and unlawful to sell or distribute under FIFRA section 12(a)(1)(E). 40 CFR 156.10(a)(5) list examples of statements EPA may consider false or misleading. In addition, regardless of whether a website is referenced on your product's label, claims made on the website may not substantially differ from those claims approved through the registration process. Therefore, should the Agency find or if it is brought to our attention that a website contains false or misleading statements or claims substantially differing from the EPA approved registration, the website will be referred to the EPA's Office of Enforcement and Compliance.

Your release for shipment of the product constitutes acceptance of these conditions. If these conditions are not complied with, the registration will be subject to cancellation in accordance

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with FIFRA section 6. If you have any questions, please contact Erik Kraft by phone at 703-308-9358, or via email at [kraft.erik@epa.gov](mailto:kraft.erik@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Heather Garvie".

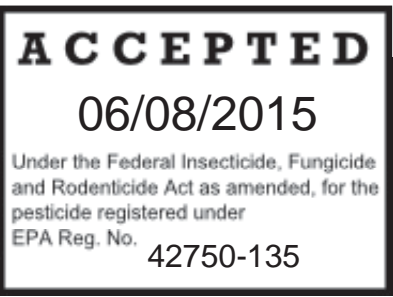
Heather Garvie, Product Manager 24  
Fungicide and Herbicide Branch  
Registration Division (7505P)  
Office of Pesticide Programs

Enclosure

EDITOR'S NOTE: 6/8/15 draft label amendment to prohibit residential use

# OXYFLUORFEN TGAI

For Manufacturing Use Only



**ACTIVE INGREDIENT:**

Oxyfluorfen: 2-chloro-1-(3-ethoxy-4-nitrophenoxy)-4-(trifluoromethyl) benzene ..... 97.0%

OTHER INGREDIENTS: ..... 3.0%

TOTAL: ..... 100.0%

**KEEP OUT OF REACH OF CHILDREN**

## CAUTION

FIRST AID	
IF IN EYES:	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 eye. Call a poison control center or doctor for treatment advice.
IF ON SKIN OR CLOTHING:	Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.
IF SWALLOWED:	Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything to an unconscious person.
NOTE TO PHYSICIAN: Evacuation of the stomach might be advisable.	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may contact 1-800-424-9300 day or night, for emergency medical or transport information.	

### PRECAUTIONARY STATEMENTS

#### HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION. Harmful if Swallowed. Causes Moderate Eye Irritation. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling.

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EPA Est. No. xxxxxx-xxx-xxx

NET CONTENTS: \_\_\_\_ Kg.

Manufactured For:  
ALBAUGH, LLC  
ANKENY, IA 50021

## ENVIRONMENTAL HAZARDS

This product is toxic to fish. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, ocean 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 into sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

### STORAGE AND DISPOSAL

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

**PESTICIDE STORAGE:** Keep away from fire and sparks. Store in a cool, dry and well-ventilated area.

**PESTICIDE DISPOSAL:** Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency or the Hazardous Waste Representative at the nearest EPA Regional Office for guidance.

**CONTAINER DISPOSAL:** Non-refillable container. DO NOT reuse or refill this container.

Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into formulation equipment. If not emptied in this manner, the liner may be considered an acute hazardous waste and disposed in accordance with local, state and federal regulations.

When completely empty, offer for recycling, if available, or dispose of liner in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. If drum or other outer container is contaminated and cannot be reused, dispose of in the manner required for its liner.

### DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Only for formulation into a herbicide for the following use(s):

Artichokes (globe), broccoli, cabbage, cauliflower. Cacao, citrus (non-bearing), coffee, conifers (seedbeds, transplants, container stock) and selected deciduous trees, corn, cotton, cottonwood, eucalyptus, fallow bed (cotton/soybeans), fallow land, garbanzo beans, garlic, guava (Hawaii only), horseradish, jojoba, mint, onions, onions grown for seed, papayas (Hawaii only), soybeans, taro, and tree fruit, nuts, and vines (which includes almond, apple, avocado, beechnut, brazil nut, butternut, cashew, chestnut, chinquapin, crabapple, date, feijoa, fig, filbert, grapes, hickory nut, kiwi, loquat, macadamia nut, mayhaw, nectarines, olives, peach, pear, pecan, persimmon, pistachio, plum, pomegranates, prune, quince, walnut).

Do not formulate into products intended for residential uses.

This product may be used to formulate products for specific 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).

It is the responsibility of the formulator to supply data to EPA to support all claims listed on the formulator's label covering all directions for use. Formulators should consult Albaugh for formulation information.

NOTE: OXYFLUORFEN TGAI should be melted by holding at 110° C for 48 hours. DO NOT HEAT ABOVE 200° C (PRODUCT DECOMPOSES)

#### WARRANTY LIMITATIONS AND DISCLAIMER

ALBAUGH warrants that at the time of delivery, the product will conform to its chemical description on the label, that it will pass without objection in the trade under the contract description, that seller will convey good title thereto, and that such product will be delivered free from any lawful security interest, lien or encumbrance.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW ALBAUGH EXPRESSLY DISCLAIMS ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE AND, EXCEPT AS SET FORTH IN THE ABOVE PARAGRAPH, ANY OTHER EXPRESS OR IMPLIED WARRANTIES. Buyer acknowledges the use of its own independent skill and expertise in the selection and use of the product and does not rely on any oral or written statements or representations.