

100-815

11-30-2010

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Mr. Jerry Wells
Senior Regulatory Product Manager
Syngenta Crop Protection, Inc.
P.O. Box 18300
Greensboro, NC 27419-8300

NOV 30 2010

Subject: Label Amendment – Updating Use Sites; Incorporating Previous Label Amendments
and a New IR4 Tolerance on Sweet Sorghum
Product Names: S-Metolachlor Technical
EPA Registration Number 100-815
Associated Decision Numbers: 418566; 418569

The label amendments referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended is acceptable providing you address the following item(s):

- 1) At the beginning of the last sentence in the first paragraph in the CONDITIONS OF SALE AND LIMITATIONS OF WARRANTY AND LIABILITY section on page 3 of the label add, "To the extent consistent with applicable law" for the statement to read "To the extent consistent with applicable law, all such risks shall be assumed by Buyer and User, and Buyer and User agree to hold SYNGENTA and Seller harmless for any claims relating to such factors."
- 2) At the beginning of the second sentence in the third paragraph in the CONDITIONS OF SALE AND LIMITATIONS OF WARRANTY AND LIABILITY section on page 3 of the label, add "TO THE EXTENT CONSISTENT WITH APPLICABLE LAW" for the statement to read "TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF SYNGENTA AND SELLER....."

Products shipped after 18 months from the date on this notice or the next printing of the master label whichever occurs first, must bear the new label language. If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA. Your release for shipment of this product constitutes acceptance of these conditions. As required, you must submit one copy of the final printed label before the product is released for shipment. If you have any questions please contact Michael Walsh by phone at (703) 308-2972 or via email at "walsh.michael@epa.gov"

SEE NEXT PAGE

Page 2 of 2
Label Amendment
Product Names: S-Metolachlor Technical
EPA Registration Number 100-815
Associated Decision Numbers: 418566; 418569

Sincerely,



Kathryn V. Montague
Product Manager (23)
Herbicide Branch
Registration Division (7505P)

Enclosure

3
7

ACCEPTED
with COMMENTS
In EPA Letter Dated:
NOV 30 2010

(Pressure Sensitive Label)

Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.

S-metolachlor Technical

100-815

For Formulation Only Into Herbicides For Weed Control in Certain Crops

Active Ingredient:	
S-metolachlor (CAS No. 87392-12-9)	96.0%
Other Ingredients:	4.0%
Total:	100.0%

KEEP OUT OF REACH OF CHILDREN.

CAUTION

See additional precautionary statements and directions for use on label.

EPA Reg. No. 100-815

Made in Switzerland

EPA Est. 41448-CHE-001

EPA Est. 87476-CHE-001

Product ID 40229
Product ID 65450

55,115 lbs. (25,000 kg.)
Net Weight

FIRST AID	
If swallowed	<ul style="list-style-type: none"> • 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 by mouth to an unconscious person.
If on skin or clothing	<ul style="list-style-type: none"> • 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 inhaled	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. • Call a poison control center or doctor for further treatment advice.
If in eyes	<ul style="list-style-type: none"> • 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.
Have the product container or label with you when calling a poison control center or doctor, or going for treatment.	
HOT LINE NUMBER For 24-Hour Medical Emergency Assistance or Animal or Chemical Emergency Assistance (Spill, Leak, Fire, or Accident) Call 1-800-888-8372	

PRECAUTIONARY STATEMENTS

Hazards to Humans and Domestic Animals

CAUTION

Causes eye irritation. Harmful if swallowed or absorbed through skin. May cause skin sensitization reactions in certain individuals. Avoid contact with eyes, skin, or clothing. Wash thoroughly with soap and water after handling.

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.

5
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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 this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product should 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 such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of SYNGENTA CROP PROTECTION, Inc. or Seller. All such risks shall be assumed by Buyer and User, and Buyer and User agree to hold SYNGENTA and Seller harmless for any claims relating to such factors.

SYNGENTA warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. This warranty does not extend to the use of the product contrary to label instructions, or under abnormal conditions or under conditions not reasonably foreseeable to or beyond the control of Seller or SYNGENTA, and Buyer and User assume the risk of any such use. SYNGENTA MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS STATED ABOVE.

In no event shall SYNGENTA or Seller be liable for any incidental, consequential or special damages resulting from the use or handling of this product. **THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF SYNGENTA 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 THE PRODUCT OR, AT THE ELECTION OF SYNGENTA OR SELLER, THE REPLACEMENT OF THE PRODUCT.**

SYNGENTA and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitations of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of SYNGENTA.

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): corn; cotton; peanuts; bean, peas, and lentils; horseradish; potatoes; pumpkin; rhubarb; safflowers; sorghum (sweet, grain or forage); soybeans; soybean, immature seed; sugar beets; sunflowers; tomatoes; cabbage; peppers (bell, chile, cubanelle, tabasco); alfalfa grown for seed; celery; onions (dry bulb); meadowfoam grown for seed; radishes grown for seed (excluding daikon); buffalograss; guymon bermudagrass for seed production, nurseries, turf, and landscape plantings, peaches, and established grasses grown for seed.

NOTE TO FORMULATORS

Formulators are responsible for providing data to support registration of products formulated from S-metolachlor Technical.

STORAGE AND DISPOSAL

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

Pesticide Disposal

Open dumping is prohibited. Wastes resulting from the use of this product are toxic. Improper disposal of unused pesticide is a violation of federal law. Pesticide that cannot be used according to label instructions must be disposed of according to federal, state, or local procedures. For guidance in proper disposal methods, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office.

Container Handling

Refillable container. Refill this container with pesticide only. Do not use this container for any other purpose. Cleaning the container before final disposal is the responsibility of the person disposing of the container. Cleaning before refilling is the responsibility of the refiller. To clean container before final disposal, empty the remaining contents from this container into formulation equipment. Fill the container about 10 percent full with water. Agitate vigorously or recirculate water with the pump for 2 minutes. Pour or pump rinsate into formulation equipment or rinsate collection system. Repeat this rinsing procedure two more times. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

For minor spills, leaks, etc., follow all precautions indicated on this label and clean up immediately. Take special care to avoid contamination of equipment and facilities during cleanup procedures and disposal of wastes. In the event of a major spill, fire, or other emergency, call 1-800-888-8372, day or night.

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Manufactured for:
Syngenta Crop Protection, Inc.
P. O. Box 18300
Greensboro, North Carolina 27419-8300

SCP 815A-L4F 0810

S-MOC TECH 815 AMEND 0404 CLEAN – pd – 04/06/04
000100-00815.20040407.SMETOLACHLOR-0404-AMEND.pdf
S-MOC TECH 815A L4E 0504 – pd – 02/26/05, 05/11/10
S-MOC TECH 815A L4E 0504 CLEAN – pl – 10/20/10
S-MOC TECH 815A L4F 0810 AMEND NOV2010 CLEAN – pd – 11/18/10
000100-00815.20101119.SMOC_TECH_AMEND_NOV2010.pdf