

100-921

04-25-2012

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

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

APR 25 2012

Adora Clark
Syngenta Crop Protection, Inc.
P.O. Box 18300
Greensboro, NC 27419-8300

SUBJECT: Label Amendment to add Low Growing Berry Subgroup 13-07G
Acibenzolar-S-methyl Technical
EPA Reg. No. 100-921; Decision # 443558
Your Submission Dated December 8, 2010

Dear Ms. Clark:

The label referred to above submitted in connection with registration under the Federal Insecticide Fungicide and Rodenticide Act (FIFRA) as amended, to low growing berry subgroup 13-07G is acceptable providing a final printed label is submitted within 45 days with the following change:

1. Change "strawberries and other low growing berries" to "low growing berry subgroup 13-07G."

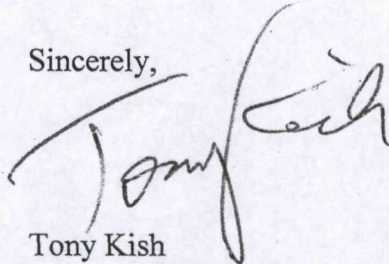
The following conditional data is required:

1. You must submit a reference standard for the metabolite CGA 210007 to the EPA lab in Ft. Mead, MD by September 1, 2012.
2. By 4/26/2013 submit a passerine species (850.2100) using TGAI as test substance- must submit protocol first for approval prior to study initiation.
3. By 4/26/2013 submit an aquatic plant growth (850.5400) using TGAI as test substance - diatom (both freshwater and marine), and cyanobacteria species.

A copy of the label stamped "Accepted with Comments" is enclosed.

If you have any questions regarding this correspondence, contact Rose Kearns of my staff by phone at 703-305-5611 or via email at kearns.rosemary@epa.gov or myself at 703-308-9443 or via email at kish.tony@epa.gov.

Sincerely,

A handwritten signature in black ink that reads "Tony Kish". The signature is written in a cursive style with a large, sweeping initial "T" and a distinct "Kish" at the end.

Tony Kish
Product Manager 22
Fungicide Branch
Registration Division (7505P)

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Acibenzolar-S-methyl Technical

For Formulation into End-Use Crop Protection Products

Active Ingredient:

Acibenzolar-S-methyl: Benzo(1,2,3)thiadiazole-7-carbothioic acid-S-methyl ester* 99.0%

Other Ingredients: 1.0%

Total: 100.0%

*CAS No. 135158-54-2

KEEP OUT OF REACH OF CHILDREN

CAUTION

See additional precautionary statements and directions for use on label.

EPA Reg. No. 100-921

EPA Est. 337-PA-001

Product of USA

Product ID 292490

SCP 921A-L2A 0710

441 pounds (200 kilograms)
Net Weight

ACCEPTED
with COMMENTS
In EPA Letter Dated
APR 25 2012
Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.
100-921

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FIRST AID	
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 in eyes:	<ul style="list-style-type: none">• Hold eye open and rinse slowly and gently with water for 15-20 minutes.• Remove contact lens, if present, after the first 5 minutes, then continue rinsing eye.• Call a poison control center or doctor for treatment advice.
NOTE TO PHYSICIAN	
If ingested induce emesis or lavage stomach. Treat symptomatically.	
HOT LINE NUMBER	
For 24-Hour Medical Emergency Assistance (Human 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 moderate eye irritation. Harmful if absorbed through skin. Avoid contact with eyes, skin, or clothing. Wash thoroughly with soap and water after handling.

Environmental Hazards

This product is toxic to fish and aquatic invertebrates. 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.

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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 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 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. To the extent permitted by applicable law, 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. To the extent permitted by applicable law: (1) this warranty does not extend to the use of this product contrary to label instructions or under conditions not reasonably foreseeable to or beyond the control of Seller or SYNGENTA, and, (2) Buyer and User assume the risk of any such use. **TO THE EXTENT PERMITTED BY APPLICABLE LAW, SYNGENTA MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS WARRANTED BY THIS LABEL.**

To the extent permitted by applicable law, in no event shall SYNGENTA be liable for any incidental, consequential or special damages resulting from the use or handling of this product. **TO THE EXTENT PERMITTED BY APPLICABLE LAW, 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 Limitation of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of SYNGENTA.

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DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. This product is intended for the formulation of crop protection products. 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 the U.S. EPA data submission requirements regarding the support of such use(s).

This product is intended for formulation into end-use products for protection against certain diseases of bulb onion subgroup, cole crops, cucurbits, fruiting vegetables, leafy vegetables, strawberries and other low-growing berries and tobacco.

STORAGE AND DISPOSAL

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

Pesticide Storage

Store in a cool, dry place.

Pesticide Disposal

Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

Container Handling [bags]

Non-refillable container. Do not reuse or refill this container. Completely empty bag into formulation equipment. Then offer for recycling if available or dispose of empty bag in a sanitary landfill, or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

Container Handling [fiber drums with liners]

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. Then 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 is contaminated and cannot be reuse, dispose of it in a manner required by its liner.

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 clean up 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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For non-emergency (e.g., current product information) call
Syngenta Crop Protection at 1-800-334-9481.

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

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