08/09/2010



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

> OFFICE OF CHEMICAL SAFETY AND POLLUTION PREVENTION

8/9/2010

Carolyn Brinkley Syngenta Crop Protection, Inc. PO Box 18300 Greensboro, NC 27419

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

Dear Ms. Brinkley:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 (revised April 29, 2008) for:

# EPA Registration 100-1270 Emamectin Benzoate Technical II submitted 6/22/2010 (D# 436591)

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 <u>nonrefillable</u> 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.

Sincerely yours,

Thomas C. Harris Biologist Insecticide Rodenticide Branch Registration Division (7505P) Harris.Thomas@epa.gov (703) 308-9423

00-1270       John Hebert       X. None       Restric         CompanyProduct (Name)       P. C. Bozotate Technical II       7       X. None       Restric         Name and Address of Applicar (Incode 2P Code)       Syngents Crop Protection, Inc.       P. C. Boz 18300       Greensborn, NC 27119       EPA Reg. No.         Product Name       Check if bils is a new address       Product Name       Section - II         Amendment - Explain below.       Section - II       Section - II         Amendment - Explain below.       Product Name       Other - Explain below.         xplanation: Use additional page(s) if necessary. (For Section I and Section II.)       Other - Explain below.         xplanation: Use additional page(s) if necessary. (For Section I and Section II.)       Other - Explain below.         xplanation: Use additional page(s) if necessary. (For Section I and Section II.)       Other - Explain below.         xplanation: Use additional page(s) if necessary. (For Section I and Section II.)       Other - Explain below.         xplanation: Use additional page(s) if necessary. (For Section I and Section II.)       Other - Explain below.         xplanation: Use additional page(s) at necessary. (For Section I and Section II.)       Other - Explain below.         xplanation: Use additional page(s) at necessary. (For Section I and Section II.)       Other - Explain below.         xplanation: Use additional page(s) at necessary. (For		L	ed States			ation	OPP Identifier Number	
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00-1270     John Hebert     Image: None     Restric       CompanyProduct (Name)     PM#     7     None     Restric       Name and Address of Applicant (Include 2IP Code)     7     Surgenta Crop Protection, Inc.     7       P. O. Box 18300     Greensboro, NC 27419     Product Name     Product Name       Check if bits is a new address     Product Name     Product Name       Resubmission in response to Agency letter dated     Product Name     Product Name       Resubmission in response to Agency letter dated     Other - Explain balow.       Xaplanation:     Use additional page(s) if necessary. (For Section I and Section II).       Outfication of Label change per PR Notice 2007-4. This Notification is consistent with the guidance of PR. Notice 2007-4 and product. I understand that it is no volation of FIFRA and I may be subgravity and the consistent with the requirements of EPA's regulations at 40 CFR §§15.0, 1.05.140, 156.141, 156.146, and 156.145, his product. Inderstand that it is no volation of FIFRA and I may be subgravity and the consistent with the requirements of EPA's regulations at 40 CFR §§15.0, 1.05.140, 156.141, 156.146, and 156.145, his product. Inderstand that it is no volation of FIFRA and I may be subgravity and the consistent with the requirements of EPA's regulations at 40 CFR §§15.0, his product. Inderstand that it is no volation of FIFRA and I may be subgravity.       No     Section - III       Material This Product Will Be Packaged In:       Ibil/ Resistent Paskaging     Unit Packaging wgt. Container       No     Section -		A	Application for Pe	sticide - Se	ction I			
Company/Product (Name)         PM#           mameditin Benzoste Technical II         7           Name and Address of Applicant (Include ZP Code)         Syngenta Crop Protection, Inc.           Syngenta Crop Protection, Inc.         9           P. O. Box 18300         Greensborn, NC 27119           Check if Alis is a new address         Product Is similar or identical in composition and labeling to:           Resubmission in response to Agency letter dated         Product Name           Resubmission in response to Agency letter dated         Tor Application.           Xylanation: Less additional page(s) if necessary. (For Section 1 and Section 1 I.).         Notification - Explain below.           Anendment - Explain below.         Other - Explain below.         Consistent with the guidance of PR Notice 2007-4 and the splain below.           Xylanetation of label change per PR Notice 2007-4. This Notification is consistent with the guidance of PR Notice 2007-4 and the splain below.         Splain below.           Xylanetation of Label change per PR Notice 2007-4. This Notification is consistent with the guidance of PR Notice 2007-4 and 10.15.15.14.156.14.46.10.156.140.10.156.1455.140.156.140.156.140.156.140.156.140.156.140.156.1456.140.156.1		lumber			uct Manager	3.	Proposed Classification	
imamencin Benzaete Technical II       7         Name and Advises of Applicant (Include 2/P Code) Syngenta Crop Protection, Inc. P. O. Box 18300       6. Expedited Review. In accordance with FIFAA Section 3(x)3 (b) my product is similar or identical in composition and labeling to: Product Name         Imamend Advised Statement to Explain below.       Product Name         Section - II       Product Name         Imamend Advised Statement to Explain below.       Product Name         Imamend Advised Statement to Explain below.       Product Name         Imamend Advised Statement to Explain below.       Other - Explain below.         Imamend Advised Statement to EXP A		Name)						
Syngenta Crop Protection, Inc. P. O. BX 18300       my product is similar or identical in composition and labeling to:         PA Development of the state of th								
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Section - II         Amendment - Explain below.       Image: Amendment - Explain below.         Resubmission in response to Agency latter dated       Image: Amendment - Explain below.         Xplandton: Use additional page(s) if necessary. (For Section 1 and Section 11.).         Notification of label change per PR Notice 2007-4. This Notification is consistent with the guidance of PR Notice 2007-4 and aguirements of EPA's regulations at 40 CFR §§156.10, 156.140, 156.146, and 156.156. No other changes have been to the labeling or the Confidential Statement of Formula for this product. I understand that it is a violation of 18 U.S.C. 80. 100         Jiffully make any false statement to EPA. I finder understand that if the semical data is no consistent with the requirements of CFR §§156.10, 156.140, 156.140, and 156.156. No other changes have been to the labeling or the Confidential Statement of 16 U.S.C. 80. 100         Jiffully make any false statement to EPA. I finder understand that if the semical data is no consistent with the requirements of CFR §§156.10, 156.14			E	PA Reg. No.				
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Resubmission in response to Agency letter dated     Water Soluble Packaging     Yes     No     Section – II     Material This Product Will Be Packaged In:     No     Yes     No     Yes     No     Yes     No     Yes     No     Yes     Yes     No     Yes			Secti	on - Il				
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Syngenta Crop Protection, Inc. P.O. Box 18300 Greensboro, NC 27419-8300 www.syngenta.com



FedEx

June 22, 2010

Document Processing Desk (NOTIF) Office of Pesticide Programs (7504P) U.S. Environmental Protection Agency Room S-4900, One Potomac Yard 2777 South Crystal Drive Arlington, VA 22202-4501

Attention: Ms. Linda Arrington

#### SUBJECT: EMAMECTIN BENZOATE TECHNICAL II EPA REG. NO. 100-1270 NOTIFICATION OF LABEL CHANGE PER PR NOTICE 2007-4

Syngenta Crop Protection, Inc. is submitting Notification for Emamectin Benzoate Technical II, EPA Reg. No. 100-1270. Syngenta is amending the Storage and Disposal section of the label by Notification according to the directions stated in PR Notice 2007-4.

Attached are:

- One copy of the label with the changes clearly marked
- One unmarked copy of the label
- A CD of the unmarked copy of the label for "Electronic Comparison and Review"
- Certificate with Respect to Label Integrity Form
- Completed EPA Form 8570-1

Thank you in advance for approving this Notification. If you have any questions, please contact me at 336-632-2494.

Sincerely,

Pat Dinnen

Pat Dinnen Label Group Leader Regulatory Affairs

Enclosures



# Certification with Respect to Label Integrity Version: 9/11/02

I certify that the information (including, but not limited to, text, tables, and graphics) contained in the electronic file identified below by file name and submitted with this certification is the same information as that on the paper copies of these documents included with this submission.

PROPOSED LABEL					
EPA Registration #	Date Submitted to EPA	Electronic file name			
100-1270	6/22/2010	000100-01270.20100621.EMA-BENZ-TECH-II_PRN2007- 4_JUN2010.pdf			

I certify that the statements that I have made on this form are true, accurate, and complete. I acknowledge that any knowingly false or misleading statements may be punishable by fine or imprisonment or both under applicable law.

Pat dinnen

June 22, 2010 Date

Signature

Pat Dinnen Name (typed)

Label Group Leader Title



4/10

# Emamectin Benzoate Technical II

An insecticide for formulation into end-use insecticide products intended for nondomestic terrestrial outdoor food use.

# KEEP OUT OF REACH OF CHILDREN

# WARNING/AVISO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

See additional precautionary statements and directions for use on label.

EPA Reg. No. 100-1270

EPA Est. xxxxx

Product of xxxxx

Product ID. xxxx

NOTIFICATION

AUG 0 9 2010

SCP 1270A-M(NOTIF)

Net Weight

FIRST AID				
If swallowed	<ul> <li>Call a poison control center or doctor immediately for treatment advice.</li> <li>Have person sip glass of water if able to swallow.</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> </ul>			
If inhaled	<ul> <li>Move person to fresh air.</li> <li>If person is not breathing, call 911 or an ambulance, and then give artificial respiration, preferably mouth-to-mouth, if possible.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>			
lf in eyes	<ul> <li>Hold eye open and rinse slowly and gently with water for 15-20 minutes.</li> <li>Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.</li> <li>Call a poison control center or doctor for treatment advice.</li> </ul>			
lf on skin or clothing	<ul> <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>			

#### NOTE TO PHYSICIAN

**Probably mucosal damage may contraindicate the use of gastric lavage.** Early signs of intoxication include dilated pupils,muscular incoordination, and muscle tremors. If toxicity from exposure has progressed to cause severe vomiting, the extent of resultant fluid and electrolyte imbalance should be gauged. Appropriate supportive parenteral fluid replacement therapy should be given, along with other required supportive measures (such as maintenance of blood pressure levels and proper respiratory functionality) as indicated by clinical signs, symptoms, and measurements.

In severe cases, observations should continue for at least several days until clinical condition is stable and normal. Since emamectin benzoate is believed to enhance GABA activity in animals, it is probably wise to avoid drugs that enhance GABA activity (barbiturates, benzodiazepines, valproic acid) in patients with potentially toxic emamectin benzoate exposure.

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 (Human or Animal) or Chemical Emergency Assistance (Spill, Leak, Fire, or Accident), Call

## 1-800-888-8372

-2-

# PRECAUTIONARY STATEMENTS

#### Hazards to Humans and Domestic Animals

#### WARNING/AVISO

May be fatal if inhaled or swallowed. Causes moderate eye irritation. Harmful if absorbed through skin. Do not breathe dust. Avoid contact with skin, eyes, or clothing. The following protective clothing must be worn during all handling and formulation operations: airline mask or air supplied hood, chemical-resistant goggles and gloves, full body garments with shoe protectors and head cover. Disposable clothing is recommended. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco.

## **Environmental Hazards**

This pesticide is toxic to fish, birds, mammals, and aquatic invertebrates. Do not discharge effluent containing this active ingredient into lakes, streams, ponds, estuaries, oceans, or other public 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 local sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

# 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.

-4-

8/10

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. Ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, 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 the 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.

# DIRECTIONS FOR USE

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

# Instructions to Formulators

Formulators using this product are responsible for obtaining Environmental Protection Agency registration for their formulated products.

This technical product may be used only for formulation of end-use insecticides for the uses listed below:

Agricultural crops (Terrestrial Food Crops):

- *Brassica* leafy vegetables crop group 5
- Cotton
- Fruiting vegetables (except cucurbits) crop group 8
- Leafy vegetables (except *Brassica*) crop group 4
- Pome fruit crop group 11
- Tree nuts crop group 14 plus pistachios
- Tobacco
- Turnip greens (tops, leaves)\*

\*For use on turnip varieties grown for leaves only. Do not use on turnip varieties grown for roots or dual-purpose varieties grown for roots and leaves.

## STORAGE AND DISPOSAL

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

## **Pesticide Storage**

Store in a tightly closed original container in a cool, dry place. Do not store near food or feed.

## Pesticide Disposal

Pesticide wastes are acutely hazardous. Improper disposal of excess pesticide 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 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 puncture and dispose of in a sanitary landfill or by incineration.

**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. If drum is contaminated and cannot be reused, dispose of it in a manner required by its liner.

## CONTAINER IS NOT SAFE FOR FOOD, FEED, OR DRINKING WATER.

**Note:** 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 and disposal of wastes.

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

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

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10/10