STATED STATES TO HERE	U.S. ENVIRONMENTAL PROTECTION AGENCY Office of Pesticide Programs Registration Division (7505P) 1200 Pennsylvania Ave., N.W. Washington, D.C. 20460		EPA Reg. Number: 100-1634	Date of Issuance: 3/27/18		
NOTICE OF PESTICIDE: <u>X</u> Registration <u>Reregistration</u> (under FIFRA, as amended)		Term of Issuance: Unconditional				
			Name of Pesticide Product: Bion 375FS			
Syngenta Crop Protection, LLC P. O. Box 18300 Greensboro, NC 27419 Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the						
Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number. On the basis of information furnished by the registrant, the above named pesticide is hereby registered						
	under the Federal Insecticide, Fungicide and Rodenticide Act.					
Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.						
This product is unconditionally registered in accordance with FIFRA section $3(c)(5)$ provided that you:						
1. Submit and/or cite all data required for registration/reregistration/registration review of your product when the Agency requires all registrants of similar products to submit such data.						
2. Make the following label changes before you release the product for shipment:						
• Revise the EPA Registration Number to read, "EPA Reg. No. 100-1634."						
3. Submit one copy of the revised final printed label for the record before you release the product for shipment.						
Signature of Approving Official:			Date:			
Ein they						

3/27/18

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

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Registration Notice Unconditional v.20150320

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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.

If these conditions are not complied with, the registration will be subject to cancellation in accordance with FIFRA section 6. Your release for shipment of the product constitutes acceptance of these conditions. A stamped copy of the label is enclosed for your records. Please also note that the record for this product currently contains the following CSFs:

- Basic CSF dated March 2, 2018
- Alternate CSF 1 dated March 2, 2018

If you have any questions, please contact Driss Benmhend by phone at (703) 308-9525, or via email at Benmhend.driss@epa.gov.

Enclosure

### ACIBENZOLAR-S-METHYL GROUP P01 FUNGICIDE

# **Bion® 375FS**

### Fungicide

For early-season protection against downy mildew in sunflower

Active Ingredient:	
Acibenzolar-S-methyl <sup>*</sup>	
Other Ingredients:	67.4%
Total:	

\*CAS No. 135158-54-2

Bion® 375FS is a flowable concentrate for seed treatment containing 3.13 lb acibenzolar-S-methyl per gallon.

#### **KEEP OUT OF REACH OF CHILDREN**

### CAUTION

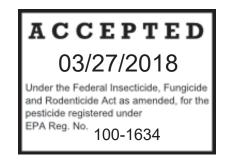
See additional precautionary statements and directions for use in booklet [on label].

EPA Reg. No. 100-XXXX

EPA Est.

Net Contents

[Batch Code: \_\_\_\_] (For nonrefillables only.)



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## **1.0** FIRST AID

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.				
	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 (Human or Animal) or				
Chemical Emergency Assistance (Spill, Leak, Fire, or Accident),				
Call				
1-800-888-8372				

# **2.0** PRECAUTIONARY STATEMENTS

### 2.1 Hazards to Humans and Domestic Animals

## CAUTION

Causes moderate eye irritation. Prolonged or frequently repeated skin contact may cause allergic reactions in some individuals. Avoid contact with eyes, skin or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, using tobacco or using the toilet.

### 2.2 Personal Protective Equipment (PPE)

### Applicators and other handlers must wear:

- Protective eyewear
- Long-sleeved shirt and long pants
- Chemical-resistant gloves made of: barrier laminate, butyl rubber ≥14 mils, neoprene rubber ≥14 mils, nitrile rubber ≥14 mils, polyvinyl chloride (PVC) ≥14 mils, or Viton® ≥14 mils
- Shoes and socks

### 2.2.1 User Safety Requirements

Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables exist, use detergent and hot water. Keep and wash PPE separately from other laundry.

### 2.2.2 User Safety Recommendations

#### Users should:

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing.
- Remove PPE immediately after handling this product. Wash the outside of gloves before removing. As soon as possible, wash thoroughly and change into clean clothing.

### 2.3 Physical and Chemical Hazards

Do not mix or allow contact with reducing agents. Hazardous chemical reaction may occur

### 2.4 Environmental Hazards

This pesticide is toxic to fish and aquatic invertebrates. Do not contaminate water when disposing of equipment washwater or rinsate. If treated seed is spilled outdoors or in areas accessible to birds or mammals, promptly clean up and dispose of properly to prevent ingestion.

### **DIRECTIONS FOR USE**

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

Use is permitted in commercial seed treatment facilities only. Use on-farm is not permitted. Do not use for at-plant applications (e.g. hopper box, planter box, etc.). This product is to be applied as a water-based slurry through standard slurry- or mist-type commercial seed treatment equipment.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

#### FAILURE TO FOLLOW THE DIRECTIONS FOR USE AND PRECAUTIONS ON THIS LABEL MAY RESULT IN CROP INJURY, POOR DISEASE CONTROL, AND/OR ILLEGAL RESIDUES.

Treatment of highly mechanically scarred or damaged seed or seed of low vigor and poor quality may result in reduced germination and/or reduction of seed and seedling vigor. Treat a quantity of seed using equipment similar to that planned for treating the total seed lot. Then conduct germination tests with a portion of this treated seed before committing the total seed lot to a selected seed treatment.

Due to seed quality, crop or variety sensitivity, and seed storage conditions beyond the control of Syngenta, no claims are made to guarantee the germination of carry-over seed or propagating material for all crop seed when treated with Bion 375FS.

# 3.0 product information

Bion 375FS contains acibenzolar-S-methyl, a selective, systemic compound, used for early-season protection against downy mildew in sunflower. Acibenzolar-S-methyl induces host plant defense; it has no direct activity against target pathogens. Acibenzolar-S-methyl exhibits a unique mode of action which mimics the natural Systemic Activated Resistance (SAR) response found in most plant species. Bion 375FS should be used in combination with azoxystrobin or oxathiapiprolin-based fungicide packages for early-season protection against damage from Oomycete pathogens including *Plasmopara halstedii* causing downy mildew in sunflowers. Bion 375FS may be applied in tank mixes or sequentially with other registered seed treatment products.

### 3.1 Resistance Management

#### ACIBENZOLAR-S-METHYL GROUP P01 FUNGICIDE

Bion 375FS contains acibenzolar-S-methyl, a Group P01 mode of action. Acibenzolar-S-methyl is a selective, non-pesticidal, systemic compound which induces host plant defense.

Since Bion 375FS has no direct activity on plant pathogens, the likelihood that resistance will develop is low. However, plant pathogens are known to develop resistance to induced host plant defense and to products used repeatedly for control. Because resistance development cannot be predicted, the use of this product should conform to sound resistance management strategies such as alternation with fungicides with a different mode of action and/or tank mixes established for the crop and use area.

Use should be based on an IPM program that includes field sanitation, scouting, historical information related to pesticide use, and crop rotation. The IPM program should also consider cultural, biological, and other chemical control practices.

Syngenta encourages responsible product stewardship to ensure effective long term control of the fungal diseases on this label.

#### For additional information on Fungicide Resistance Management:

- Contact Syngenta representatives at 1-800-334-9481.
- Contact your local extension specialist or certified crop advisor.
- Visit the Fungicide Resistance Action Committee (FRAC) on the web at: <u>http://www.frac.info</u>.

# 4.0 APPLICATION DIRECTIONS

Important: Recirculate Bion 375FS thoroughly before using.

Follow the manufacturer's application instructions for the seed treatment equipment being used.

Apply Bion 375FS as a water-based slurry utilizing standard slurry seed treatment equipment which provides uniform seed coverage. Uneven or incomplete seed coverage may not give the desired level of disease control. Thoroughly mix the specified amount of Bion 375FS into the required amount of water for the slurry treater and dilution rate to be used.

The total application volume must be sufficient to provide desired level of coverage. Dilution is typically done with water or liquid inoculants. Continuous agitation or mixing of the slurry mixture is necessary to prevent settling out of the solution. Clean out any unused product from the treater after treating or maintain constant agitation if the leftover slurry will be maintained overnight.

• Allow seed to dry before bagging.

Follow planter manufacturer's specifications for use of talc, graphite or other hopper box additives at planting. Seed must be completely dry before adding to planter.

### **5.0** SEED CONTAINER LABEL REQUIREMENTS

The Federal Seed Act requires that containers of treated seeds must be labeled with the following statements:

- This seed has been treated with Acibenzolar-S-Methyl fungicide.
- Do not use for feed, food, or oil purposes.

In addition, the following statements are required on containers of seeds treated with Bion® 375FS:

- Do not allow children, pets, or livestock to have access to treated seed.
- Store away from feeds and foodstuffs.
- Wear long-sleeved shirt, long pants and chemical-resistant gloves when handling treated seed.
- Treated seed must be planted into the soil at a depth greater than 1 inch.
- Treated seeds exposed on soil surface may be hazardous to wildlife. Cover or collect treated seeds spilled during loading and planting.
- Dispose of excess treated seed by burying seed away from bodies of water.
- Do not contaminate water bodies when disposing of planting equipment washwaters.
- Dispose of seed packaging in accordance with local requirements.
- Excess treated seed may be used for ethanol production only if (1) By-products are not used for livestock feed, and (2) No measurable residues of pesticide remain in the ethanol by-products that are used in agronomic practice.

# 6.0 SEED TREATMENT DIRECTIONS

### 6.1 Sunflower

	Use R		
Target Disease	Amount of Acibenzolar-S-Methyl (mg ai/seed)	Maximum Total Annual Application Rate (Ib ai/A)	Remarks
For early-season protection from Downy Mildew caused by <i>Plasmopara halstedii</i>	0.021 – 0.029	0.005	Target Rate is 0.025 mg ai/seed

• 1 fluid ounce of Bion 375FS contains 11.1 g Acibenzolar-S-Methyl.

# 7.0 STORAGE AND DISPOSAL

#### STORAGE AND DISPOSAL

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

#### **Pesticide Storage**

Store in the original container and only in a cool, dry, secure place.

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.

#### **Pesticide Disposal**

Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility. 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 (less than or equal to 5 gallons)**

**Non-refillable container.** Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities.

#### **Container Handling (greater than 5 gallons)**

**Non-refillable container**. Do not reuse or refill this container. Triple rinse container (or equivalent) promptly after emptying. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water. Replace and tighten closures. Tip container on its side and roll it back and forth, ensuring at least one complete revolution, for 30 seconds. Stand the container on its other end and tip it back and forth several times. Turn the container over onto its other end and tip it back and forth several times. Empty the rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Repeat this procedure two more times. Then offer for recycling if available or puncture and dispose of in a sanitary landfill, or by incineration, or by other procedures approved by state and local authorities.

#### **Container Handling (greater than 5 gallons)**

**Refillable container.** Refill this container with pesticide only. Do not reuse 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 person refilling. To clean container before final disposal, empty the remaining contents from this container into application equipment or mix tank. 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 application 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 by other procedures approved by state and local authorities.

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

### $\mathbf{8.0}$ conditions of sale and limitation of 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, LLC 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.

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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, LLC P.O. Box 18300 Greensboro, North Carolina 27419-8300

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