

241-290

6/7/2005

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

JUN 7 2005

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Jeffrey Birk
BASF Corporation
26 Davis Dr., PO Box 13528
Research Triangle Park, NC 27709-3528

Dear Mr. Birk:

Subject: Assert Herbicide Technical
EPA Registration Number 241-290
Application dated May 26, 2005

The labeling referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act as amended is acceptable, provided you make the following changes before you release the product for shipment.

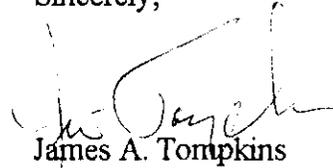
1. Add a subsection called "Pesticide Storage," before the subsection "Pesticide Disposal" in the section STORAGE AND DISPOSAL, and appropriate pesticide storage information.
2. Change the PRECAUTIONARY STATEMENTS to the following:
"Harmful if absorbed through skin or inhaled. Causes moderate eye irritation. Avoid contact with skin, clothing, or eyes. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove and wash contaminated clothing before reuse."

Please note: Policy and Criteria Notice 2163.1 states that the Agency will not conduct a detailed review of such liability disclaimers or purported buyer agreement to assume risk; the approval of labels with such statements should not be construed as a decision by the Agency that the language is not misleading, and that the label language might eventually have to change.

Submit one (1) copy of final printed labeling incorporating the above changes before you release the product for shipment. Amended labeling will supercede all previously accepted ones. A stamped copy of labeling is enclosed for your records.

If you have any questions, please contact Hope Johnson at 703-305-5410.

Sincerely,



James A. Tompkins
Product Manager 25
Herbicide Branch
Registration Division (7505C)

ASSERT[®]

herbicide

ACCEPTED
with COMMENTS
in EPA Letter Dated

JUN 7 2005

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

241-290

PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS,

CAUTION!

Avoid contact with skin and eyes. Wash thoroughly with soap and water after handling.

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 lenses, if present, after first 5 minutes, then continue rinsing eye. 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 by mouth, if possible. Call a poison control center or doctor for further treatment advice.
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.
HOT LINE NUMBER	
Have the product container or label with you when calling a poison control center or doctor, or going for treatment. You may also contact BASF Corporation for emergency medical treatment information: 1-800-832-HELP (4357).	

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 Environmental Protection Agency.

DIRECTIONS FOR USE

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

Consult BASF Corporation before formulating this product for use on barley, wheat and sunflowers.

Each formulator is responsible for obtaining EPA registration for his end use product(s).

BASF CORPORATION

26 Davis Drive
Research Triangle Park, NC 27709

TECHNICAL FOR MANUFACTURING PURPOSES ONLY

ACTIVE INGREDIENTS: methyl 2-(4-isopropyl-4-methyl-5-oxo-2-imidazolin-2-yl)-p-toluate mixture with methyl 6-(4-isopropyl-4-methyl-5-oxo-2-imidazolin-2-yl)-m-toluate	90%
INERT INGREDIENTS	10%
TOTAL	100%

EPA Reg. No. 241-290

EPA Est. No. 241-MO-01

KEEP OUT OF REACH OF CHILDREN CAUTION!

PRECAUCION AL USUARIO: 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.)

In case of an emergency endangering
life or property involving this product,
call day or night 800-832-HELP.

Net Contents:

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STORAGE AND DISPOSAL

DO NOT contaminate water, food or feed by storage or disposal.

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

CONTAINER DISPOSAL FOR BAG: Completely empty bag into formulation equipment. Then 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 DISPOSAL FOR DRUM: Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into application equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by State and local authorities. If drum is contaminated and cannot be re-used, dispose of in the same manner.

DISCLAIMER

BASF Corporation warrants only that the material contained herein conforms to the chemical description on the label and is reasonably fit for the use therein described when used in accordance with the directions for use, subject to the risks referred to above.

Any damages arising from breach of this warranty shall be limited to direct damages and shall not include consequential commercial damages such as loss of profits or values or any other special or indirect damages.

BASF makes no other express or implied warranty, including other express or implied warranty of FITNESS or of MERCHANTABILITY. User assumes the risk of any use contrary to label instructions, or under abnormal conditions, or under conditions not reasonably foreseeable by BASF.

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BASF

The Chemical Company

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