

241-309

2/23/2009

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

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

FEB 23 2009

Ms. Rebecca L Johnston  
Product Registration  
BASF Corporation, Agricultural Products  
PO Box 13528  
Research Triangle Park, NC 27709-3528

SUBJECT: Application for Pesticide Notification (PRN 98-10)  
Request Alternate Brand Name  
Imazethapyr Herbicide Technical  
EPA Reg. No.241-309  
Application Dated November 12, 2008

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 11/12/08 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

A handwritten signature in cursive script that reads "Rachel C. Halloman".

Linda Arrington

for  
Notifications & Minor Formulations Team Leader  
Registration Division (7505P)  
Office of Pesticide Programs

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Please read instructions on reverse before completing form.

Form Approved. OMB No. 2070-0060. Approval expires 2-28-95



United States  
Environmental Protection Agency  
Washington, DC 20460

Registration  
 Amendment  
 Other

OPP Identifier Number

**Application for Pesticide - Section I**

|                                                                                                                                                                                               |                                                                                                                                                                                      |                                                                                                 |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------|
| 1. Company/Product Number<br>241-309                                                                                                                                                          | 2. EPA Product Manager<br>J. Tompkins                                                                                                                                                | 3. Proposed Classification<br><input type="checkbox"/> None <input type="checkbox"/> Restricted |
| 4. Company/Product (Name)<br>Pursuit Herbicide Technical                                                                                                                                      | PM#<br>25                                                                                                                                                                            |                                                                                                 |
| 5. Name and Address of Applicant (Include ZIP Code)<br>BASF Corporation<br>26 Davis Drive<br>Research Triangle Park, NC 27709-3528<br><input type="checkbox"/> Check if this is a new address | 6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to:<br>EPA Reg. No. _____<br>Product Name _____ |                                                                                                 |

**NOTIFICATION**  
FEB 23 2009

**Section - II**

|                                                                                |                                                                                        |
|--------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| <input type="checkbox"/> Amendment - Explain below.                            | <input type="checkbox"/> Final printed labels in response to Agency letter dated _____ |
| <input type="checkbox"/> Resubmission in response to Agency letter dated _____ | <input type="checkbox"/> "Me Too" Application.                                         |
| <input checked="" type="checkbox"/> Notification - Explain below.              | <input type="checkbox"/> Other - Explain below.                                        |

**Explanation:** Use additional page(s) if necessary. (For section I and Section II.)

Notification of alternate brand name for Pursuit herbicide technical as Imazethapyr herbicide technical as per PR Notice 98-10. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

**Section - III**

1. Material This Product Will Be Packaged In:

|                                                                                          |                                                                               |                                                                                        |                                                                                                                                                                                                                  |
|------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Child-Resistant Packaging<br><input type="checkbox"/> Yes<br><input type="checkbox"/> No | Unit Packaging<br><input type="checkbox"/> Yes<br><input type="checkbox"/> No | Water Soluble Packaging<br><input type="checkbox"/> Yes<br><input type="checkbox"/> No | 2. Type of Container<br><input type="checkbox"/> Metal<br><input type="checkbox"/> Plastic<br><input type="checkbox"/> Glass<br><input type="checkbox"/> Paper<br><input type="checkbox"/> Other (Specify) _____ |
| * Certification must be submitted                                                        |                                                                               | If "Yes" Unit Packaging wgt.    No. per container                                      | If "Yes" Package wgt    No. per container                                                                                                                                                                        |

3. Location of Net Contents Information  
 Label     Container

4. Size(s) Retail Container

5. Location of Label Directions

6. Manner in Which Label is Affixed to Product  
 Lithograph     Other \_\_\_\_\_  
 Paper glued     Stenciled

**Section - IV**

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)

|                             |                                            |                                                   |
|-----------------------------|--------------------------------------------|---------------------------------------------------|
| Name<br>Rebecca L. Johnston | Title<br>Senior Regulatory Affairs Manager | Telephone No. (Include Area Code)<br>919-547-2609 |
|-----------------------------|--------------------------------------------|---------------------------------------------------|

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

6. Date Application Received (Stamped)

|                                      |                                                      |
|--------------------------------------|------------------------------------------------------|
| Signature<br>                        | 3. Title<br>Senior Global Regulatory Affairs Manager |
| 4. Typed Name<br>Rebecca L. Johnston | 5. Date<br>11-12-08                                  |



The Chemical Company

November 12, 2008

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  
Attn: James Tompkins Room S-7337

**RE: PURSUIT® Herbicide Technical EPA Reg. No. 241-309  
Request for Alternate Brand Name**

Dear Mr. Tompkins:

BASF Corporation hereby notifies EPA of the request for Imazethapyr herbicide technical as an alternate brand name for PURSUIT herbicide technical (EPA Reg. No. 241-309). This alternate brand name will be designated for use in the generic manufacture of BASF registered sources of imazethapyr. In support of this notification, an application form and a copy of the proposed Imazethapyr herbicide technical main label are enclosed.

Thank you for your assistance with the registration issues of this product. If there are any questions concerning this application, please contact me by phone at 919-547-2609 or by email at [rebecca.johnston@basf.com](mailto:rebecca.johnston@basf.com).

Sincerely,

Rebecca L. Johnston  
Global Regulatory Affairs Manager  
Global Herbicides

® Registered Trademark of BASF

BASF Corporation  
26 Davis Drive  
P.O. Box 13528  
Research Triangle Park, NC 27709-3528

Helping Make Products Better™

**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.

**IF ON SKIN OR CLOTHING:** 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:** 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.

Have the product label with you when calling a poison control center or doctor or going for treatment.

# IMAZETHAPYR

herbicide

## TECHNICAL FOR FORMULATING PRODUCTS

**FOR USE IN ALFALFA, PEAS AND BEANS, FIELD CORN (Apply only on CLEARFIELD\* corn hybrids), PEANUTS, SOYBEANS AND CLEARFIELD\* RICE**

|                                                                                                                                          |        |
|------------------------------------------------------------------------------------------------------------------------------------------|--------|
| <b>ACTIVE INGREDIENT</b>                                                                                                                 |        |
| Imazethapyr (±)-2-[4,5-dihydro-4-methyl-4-(1-methylethyl)-5-oxo-1- <i>H</i> -imidazol-2-yl]-5-ethyl-3-pyridinecarboxylic acid) . . . . . | 97.0%  |
| <b>INERT INGREDIENTS</b> . . . . .                                                                                                       | 3.0%   |
| <b>TOTAL:</b> . . . . .                                                                                                                  | 100.0% |

Patent No. 4,798,619

EPA Reg. No. 241-309

EPA Est. No. 241-MO-001

# KEEP OUT OF REACH OF CHILDREN CAUTION!

## PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS CAUTION!

Harmful if absorbed through skin. Causes eye irritation. Avoid contact with skin, eyes or clothing. Wash thoroughly with soap and water after handling. Avoid breathing dust. Remove contaminated clothing and wash before reuse.

### ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirement 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.

**PRECAUCION AL USUARIO:** Si usted no lee ingles, no use este producto hasta que la etiqueta le haya sido explicada ampliamente.

In case of an emergency endangering life or property involving this product, call day or night 800-832-HELP (4357).

## Net Contents:

© BASF Corporation

11/08

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2044150  
NVA 2008-13-130-0141

### DIRECTIONS FOR USE

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

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

Consult BASF before using this product for formulating purposes.

### STORAGE AND DISPOSAL

**STORAGE:** DO NOT mix or store this product or solutions of this product in unlined steel or aluminum.

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

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

**CONTAINER DISPOSAL:** Completely empty liner by shaking and tapping sides and bottom to loosen clinging particles. Empty residue into formulation equipment. Then dispose of liner in a sanitary landfill or by incineration if allowed by State and local authorities. If burned, stay out of smoke. If drum is contaminated and cannot be reused, dispose of in the same manner.

### DISCLAIMER

BASF Corporation (BASF) 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.

Any damages arising from a 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 MERCHANTABILITY. User assumes the risk of any use contrary to label instructions or under abnormal conditions, or conditions not reasonably foreseeable

BASF Corporation  
26 Davis Drive  
Research Triangle Park, NC 27709

NOTIFICATION  
FEB 23 2009

 **BASF**  
The Chemical Company

h/h