

241-365

5-3-2007

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

MAY 3 2007

Jeffrey H. Birk, Ph.D.
Global Regulatory Manager
BASF
26 Davis Drive
Research Triangle Park, NC 27709

RE: Notification: Supplemental Labeling for Plateau Herbicide
EPA Registration Number: 241-365
Date of Submission: April 12, 2007

Dear Dr. Birk:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated April 12, 2007, for the product Plateau Herbicide. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the actions 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 Joyce Edwards of my staff at 703-308-5479.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

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

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United States
Environmental Protection Agency
 Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 241-365	2. EPA Product Manager James Tompkins	3. Proposed Classification <input type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Plateau herbicide	PM# 25	
5. Name and Address of Applicant (Include ZIP Code) BASF 26 Davis Drive Research Triangle Park, NC 27709 <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: EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input checked="" type="checkbox"/> Final printed labels in response to Agency letter dated _____	NOTIFICATION MAY - 3 2007
<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 supplemental label for Plateau herbicide (241-365). This notification is consistent with the provisions of PR Notice 95-2 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 violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Notification is not subject to a fee under PRIA. Contact Jeff Birk at 919-547-2622 (phone), 919-547-2850 (fax) or by Email at jeffrey.birk@basf.com

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Metal	<input type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt	No. per container
				<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
				<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container		5. Location of Label Directions <input type="checkbox"/>	
6. Manner in Which Label is Affixed to Product		<input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled		<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Jeffrey H. Birk	Title Regulatory Manager	Telephone No. (include Area Code) 919-547-2622
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 	3. Title Regulatory Manager	
4. Typed Name Jeffrey H. Birk	5. Date April 12, 2007	



The Chemical Company

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April 12, 2007

U.S. Environmental Protection Agency
Office of Pesticide Programs (7505P)
Document Processing Desk 7504P (NOTIF)
Room S-4900
One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202
Attention: Mr. James Tompkins, (PM 25)

**RE: Notification:
Supplemental labeling for Plateau herbicide
EPA Reg. No. 241-365**

Dear Mr. Tompkins:

BASF is hereby submitting notification of a supplemental label, specifically listing the weeds controlled by Plateau herbicide (241-365) in California. The weed species listed are included on the full Plateau herbicide label and the supplemental label contains no label language that is inconsistent with the currently approved full Plateau herbicide label.

Enclosed please find:

- Application form 8570-1
- CD containing electronic copy of the label
- Certification with Respect to Label Integrity
- Plateau herbicide supplemental label for use only in California
- Current Plateau herbicide label

No PRIA fee is required for this notification.

Thank you for your assistance with this matter. If you should have any questions, please feel free to call me at (919) 547-2622.

Regards,

Jeffrey H. Birk, Ph.D.
Global Regulatory Manager
Phone 919-547-2622
Fax: 919-547-2850
Email: jeffrey.birk@basf.com

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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
241-365	4-12-07	000241-00365.20070412.NVA 2007-04-126-0038

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.


Signature

04/12/2007

Date

Jeffrey H. Birk

Name (typed)

Regulatory Manager

Title

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NOTIFICATION

MAY - 3 2007



The Chemical Company



Supplemental Labeling

FOR USE IN CALIFORNIA ONLY

OBSERVE ALL PRECAUTIONARY STATEMENTS IN THE PLATEAU® HERBICIDE LABELING BEFORE USING. SEE THE PLATEAU HERBICIDE LEAFLET LABEL FOR PRECAUTIONS, WORKER PROTECTION STANDARD REQUIREMENTS, APPLICATION INFORMATION, WEEDS CONTROLLED, USES WITH OTHER PRODUCTS AND ROTATIONAL CROP RESTRICTIONS.

EPA Reg. No. 241-365

Active Ingredient:

ammonium salt of imazapic: (±)-2-[4,5-dihydro-4-methyl-4-(1-methylethyl)-5-oxo-1H-imidazol-2-yl]-5-methyl-3-pyridinecarboxylic acid* 23.6%

Inert Ingredients: 76.4%

Total: 100.0%

*Equivalent to 22.2% (±)-2-[4,5-dihydro-4-methyl-4-(1-methylethyl)-5-oxo-1H-imidazol-2-yl]-5-methyl-3-pyridinecarboxylic acid. (1 gallon contains 2.0 pounds of active ingredient as the free acid.)

Directions For Use

It is a violation of federal law to use this product in a manner inconsistent with its labeling. The use of **Plateau** not consistent with this label may result in injury to crops. **DO NOT** apply this product through any type of irrigation system.

This labeling must be in the possession of the user at the time of herbicide application.

General Information

Noncropland and pasture/rangeland sites within the state of California may be treated with **Plateau** for the control of the following weeds:

Bromegrass, annual	<i>Bromus</i> spp.
Goatgrass	<i>Aegilops</i> spp.
Medusahead rye	<i>Taeniatherum caput-medusae</i>
Pepperweed, perennial	<i>Lepidium latifolium</i>

Application Instructions

DO NOT apply more than 12 oz **Plateau** per acre per year.

Refer to the **Plateau** label for additional information and application instructions.

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Conditions of Sale and Warranty

The **Directions For Use** of this product reflect the opinion of experts based on field use and tests. The directions are believed to be reliable and must be followed carefully. However, 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 weather conditions, presence of other materials, or use of the product in a manner inconsistent with its labeling, all of which are beyond the control of BASF CORPORATION ("BASF") or the Seller. To the extent consistent with applicable law, all such risks shall be assumed by the Buyer.

BASF warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes referred to in the **Directions For Use**, subject to the inherent risks, referred to above.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BASF AND THE SELLER DISCLAIM ANY LIABILITY FOR CONSEQUENTIAL, SPECIAL OR INDIRECT DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. BASF and the Seller offer this product, and the Buyer and User accept it, subject to the foregoing **Conditions of Sale and Warranty** which may be varied only by agreement in writing signed by a duly authorized representative of BASF.

Plateau is a registered trademark of BASF.

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Agricultural Products
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