

241-388

08/26/2002

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U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (H7505C)
401 "M" St., S.W.
Washington, D.C. 20460

EPA Reg. Number
241-388

Date of Issuance
AUG 26 2002

Term of Issuance
Unconditional

Name of Pesticide Product
AC 801.757 miticide-insecticide

NOTICE OF PESTICIDE:

- Registration
- Reregistration

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

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

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/reregistered 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 sec. 3(c)(5). Once a pesticide is registered, however, it is not regarded as permanently acceptable. Registration does not eliminate the need for continual reassessment of pesticides. If the Agency determines that, at any time, additional data are required to maintain in effect an existing registration, the Agency will require submission of such data under FIFRA section (3).

1. Submit a 90-Day Inhalation Study (EPA Guideline 870.3465). This study is needed to confirm the occupational inhalation Margins of Exposure (MOEs) that were derived based on route-to-route extrapolation using oral study endpoints. The Agency may consider waiving this requirement if you can provide information/data demonstrating that the route-to-route extrapolation used in the occupational risk assessment does not underestimate potential risk to workers. Please refer to the enclosed hazard and risk assessment documents for tebufenpyrad.
2. Make the following label changes:
 - a. Revise the EPA Registration Number to read: "EPA Reg. No. 241-388"
 - b. Revise the First Aid statements in accordance with the Agency's latest guidance in PR Notice 2001-1. This PR Notice is available on the Office of Pesticide Program's Internet site (http://www.epa.gov/oppmsd1/PR_Notices/). The revised First Aid statements are shown below:

Signature of Approving Official:

Date:

August 26, 2002

| | |
|--------------------------------|--|
| If swallowed: | <ul style="list-style-type: none"> • Call 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 by a poison control center or doctor. • Do not give anything by mouth to an unconscious person. |
| 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 the first 5 minutes, then continue rinsing. • Call a poison control center or doctor for treatment advice. |
| 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. |

- c. Revise the second sentence of the Directions for Use to read: "For formulation into end-use miticide-insecticide products intended only for commercial greenhouse ornamental use." [Note: The word "commercial" is missing on the submitted labeling.]
3. Submit two (2) copies of your final printed label before you release the product for shipment. Please refer to the A-79 enclosure for a further description of final printed labeling.

A stamped copy of the label is enclosed for your records.

If you have any questions regarding this action, please contact Susan Stanton of my team at (703) 305-5218.

Sincerely,

George T. LaRocca
Product Manager (13)
Insecticide Branch
Registration Division (7505C)

Enclosures

BASF

AC 801,757

miticide-insecticide

**TECHNICAL
FOR FORMULATING PURPOSE ONLY**

| | |
|--|--------|
| ACTIVE INGREDIENT: Pyrazole, 5-carboxamide, N-(p-tert-butylbenzyl)-4-chloro-3-ethyl-1-methyl | 98.9% |
| INERT INGREDIENTS: | 1.1% |
| TOTAL: | 100.0% |

EPA Reg. No. 241-

EPA Est. No.

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.)

**ACCEPTED
with COMMENTS
In EPA Letter Dated:**

AUG 26 2002

**Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No.
241-388**

Net Contents:

| FIRST AID | |
|---|---|
| IF SWALLOWED: | <ul style="list-style-type: none"> • Call a physician or Poison Control Center. • Drink 1 or 2 glasses of water and induce vomiting by touching back of throat with finger. • If person is unconscious, do not give anything by mouth or do not induce vomiting. |
| IF IN EYES: | <ul style="list-style-type: none"> • Flush with plenty of water. • Call a physician if irritation persists. |
| IF ON SKIN: | <ul style="list-style-type: none"> • Wash with plenty of soap and water. • Get medical attention. |
| 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) | |

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS (and DOMESTIC ANIMALS)

WARNING

May be fatal if swallowed. Causes moderate eye irritation. Harmful if absorbed through skin. Avoid contact with skin, eyes, or clothing. Wash thoroughly with soap and water after handling and before eating, chewing gum, drinking, or using tobacco. Prolonged or frequently repeated skin contact may cause allergic reaction in some individuals.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and aquatic invertebrates. 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 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.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. For formulation into end-use miticide-insecticide products intended only for greenhouse ornamental use.

Each formulator is responsible for obtaining EPA registration for their end-use product(s) produced from this technical material.

Consult BASF Corporation before using this product for formulating purposes.

STORAGE AND DISPOSAL

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

STORAGE: Store this product in the original container.

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: 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 or if allowed by State and local authorities, by burning. If burned, stay out of smoke. If drum is contaminated, dispose of it in the same manner.

DISCLAIMER

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. **BASF MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY. IN NO CASE SHALL BASF OR THE SELLER BE LIABLE 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.

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BASF Corporation
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