

264-450

4-22-2003

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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 264-450	2. EPA Product Manager Joanne Miller	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Oxadiazon Technical	PM# Team 23	
5. Name and Address of Applicant (Include ZIP Code) Bayer Environmental Science 95 Chestnut Ridge Road Montvale, NJ 07645 <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 type="checkbox"/> Final printed labels in response to Agency letter dated _____	NOTIFICATION APR 22 2003
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.	
<input type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.	

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

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.

(1) Added "Products containing oxadiazon are not for use on home lawns"

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 <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted		If "Yes" Unit Packaging wgt.			
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 Richard M. Gorrell	Title Manager, Registrations	Telephone No. (include Area Code) (201) 307-3376	
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 (Stamp)	
2. Signature 			3. Title Manager, Registrations
4. Typed Name Richard M. Gorrell			5. Date April 11, 2003

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OXADIAZON TECHNICAL

For Formulation of Herbicides Only.

Formulators who use this product are responsible for obtaining EPA supplemental distributor registration for their formulated products. Products containing oxadiazon are not for use on home lawns.

ACTIVE INGREDIENT:

Oxadiazon [2-tert-butyl-4-(2,4-dichloro-5-isopropoxyphenyl)- Δ^2 -1,3,4-oxadiazolin-5-one]	94.0%
INERT INGREDIENTS:	6.0%
	100.0%

EPA Reg. No. 264-450

EPA Est. No. 34154-FR-002

KEEP OUT OF REACH OF CHILDREN CAUTION

For **EMERGENCY** information **ONLY** Call 24 Hours A Day 1-800-334-7577

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 lense, if present, after the first 5 minutes, then continue rinsing eye. • 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.

PRECAUTIONARY STATEMENTS

CAUTION

HAZARD TO HUMANS AND DOMESTIC ANIMALS

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

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 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 use only by manufacturers in the formulation of herbicides. See Technical Data Sheet for chemical and physical properties.

This product requires further mixing before reuse.

Only For Formulation into a Herbicide, for (1) The Following Uses: Turf, ornamentals, nursery trees and landscape plantings.

(2) Uses for Which USEPA has Accepted the Required Data and/or Citations of Data that the Formulator has Submitted in Support of Registration and (3) Uses for Experimental Purposes that are in Compliance with USEPA Requirements.

STORAGE AND DISPOSAL

STORAGE

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

Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or, if allowed by government regulations, by burning or incineration. If bag is burned, stay out of smoke.

Consult Federal, State or Local disposal authorities for approved alternative procedures.

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IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

CONDITIONS: The directions for use of this product are believed to be adequate and should be followed carefully. However, it is impossible to eliminate all risks 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 the manner of use or application, all of which are beyond the control of Bayer CropScience. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: BAYER CROPSCIENCE MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Bayer CropScience is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. BAYER CROPSCIENCE DISCLAIMS ANY LIABILITY WHATSOEVER FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT BAYER CROPSCIENCE'S ELECTION, THE REPLACEMENT OF PRODUCT.

Bayer CropScience
P.O. Box 12014, 2 T.W. Alexander Drive
Research Triangle Park, North Carolina 27709

RMG EPA Final Print 3-6-03

Product of France

Bayer Environmental Science



April 11, 2003

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Fedex

Ms. Joanne Miller
U.S. Environmental Protection Agency
Office of Pesticide Programs (7504C)
Registration Division (7504C)
Document Processing Desk (Notification)
Room 266A
1921 Jefferson Davis Hwy
Arlington, VA 22202-4501

RE: Oxadiazon Technical (EPA Reg. No. 264-450) Home Lawn Restriction Notification

Dear Ms. Miller:

Bayer Environmental Science (BES) is notifying the Agency of a label change for the Oxadiazon Technical Label. BES has added the wording "Products containing oxadiazon are not for use on home lawns" to be consistent with our other oxadiazon containing products, and to remind other registrants using our technical of this fact. The wording is located on the label just below the product name on the front page.

Bayer Environmental
Science
95 Chestnut Ridge Road
Montvale, NJ 07645
Phone : 201.307.9700

You will find enclosed the following:

- 8570-1 Application Form
- 5 copies of the revised label

If you have any questions, contact me at (215) 757-3185 or email me at mike.gorrell@bayercropscience.com.

Sincerely,

A handwritten signature in black ink that reads "Mike Gorrell".

Richard M. Gorrell
Manager, Registrations

Cc: Joe Conti
Jim Fetter
George Raymond