

264-616



06/05/2007

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

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Nang-Ly Chow
Bayer Cropscience LP
2 T.W. Alexander Drive
Research Triangle Park, NC 27707

6-5-07

Subject: EPA Reg. 264-616/SPIN-AID Herbicide Label Amendment

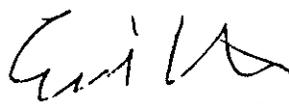
Dear Ms. Chow:

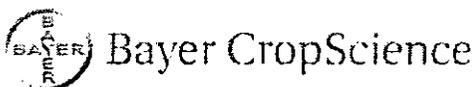
The amended label for SPIN-AID Herbicide (EPA Reg. 264-616) is acceptable provided you make the following changes to the label.

1. Place the First Aid Section in a box. Change the First Aid section statements to "If Swallowed, 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. Call a poison control center or doctor immediately for treatment advice. 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 eye. 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 to 20 minutes. Call a poison control center or doctor for treatment advice."
2. Add "exist" after "washables" on page 1 of the label.
3. Add "or rinseate" after "washwaters" on page 2 of the label.
4. To the Warranty section change "All such risks" to "To the extent consistent with applicable law, all such risks", "Bayer Cropscience makes no" to "To the extent consistent with applicable law, Bayer Cropscience makes no" and "The exclusive remedy" to "To the extent consistent with applicable law, the exclusive remedy."

If you have any questions please call Erik Kraft at 703-308-9358. You must submit a final copy of the revised label before you ship the product.

Sincerely,

 acting for
Jim Tompkins
James A. Tompkins
Product Manager 25
Herbicide Branch
Registration Division (7505P)



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ACCEPTED w/ comment

6-5-07

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

264-616

Spin-Aid® Herbicide

FOR AGRICULTURAL USE ONLY

Postemergence Herbicide for Control of Weeds in Spinach (Grown for Processing and Seed Only) and Red Beets

ACTIVE INGREDIENT: Phenmedipham*	15.9%
INERT INGREDIENTS:.....	84.1%
TOTAL.....	100.0%

*3-methoxycarbonylamino-phenyl-3-methylcarbanilate
Contains 1.3 lbs. active ingredient per gallon.
This product contains the toxic inert ingredient isophorone.

EPA Reg No. 264-616

EPA Est. No. 407-IA-02

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 this label, find someone to explain it to you in detail.)

For MEDICAL And TRANSPORTATION Emergencies ONLY Call 24 Hours A Day 1-800-334-7577

For PRODUCT USE Information Call 1-866-99BAYER (1-866-992-2937)

FIRST AID

- IF SWALLOWED: Call a physician or poison control center. Do not induce vomiting.
- NOTE TO PHYSICIAN: Empty stomach contents by gastric lavage. Avoid aspiration.
- IF IN EYES: Flush with plenty of water. Get medical attention.
- IF ON SKIN: Wash immediately with plenty of soap and water.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS (AND DOMESTIC ANIMALS) WARNING

HARMFUL IF SWALLOWED. MAY PRODUCE SEVERE IRRITATION OF EYES AND IRRITATION OF SKIN. AVOID BREATHING SPRAY MIST. AVOID CONTACT WITH SKIN AND EYES.

Do not apply when weather conditions favor drift from treated areas.

AVOID CONTAMINATION OF FEED AND FOODSTUFFS.

PERSONAL PROTECTIVE EQUIPMENT

Some materials that are chemical-resistant to this product are listed below. If you want more options, follow the instructions for category B on an EPA chemical resistance category selection chart.

Applicators and Other Handlers Must Wear:

- Long-sleeved shirt and long pants
- Chemical resistant gloves such as barrier laminate or butyl rubber
- Shoes plus socks

Discard clothing and other absorbent materials that have been drenched or heavily contaminated with this product's concentrate. Do not reuse them. Follow manufacturer's instructions for cleaning/maintaining PPE. If no such instructions for washables, use detergent and hot water. Keep and wash PPE separately from other laundry.

ENGINEERING CONTROLS STATEMENT

When handlers use closed systems, enclosed cabs, or aircraft in a manner that meets the requirements listed in the Worker Protection Standard (WPS) for agricultural pesticides [40 CFR 170.240 (d) (4-6)], the handler PPE requirements may be reduced or modified as specified in the WPS.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic organisms. For terrestrial uses, do not apply directly to water, or to areas where surface water is present, or to intertidal areas below the mean high water mark. Drift and runoff from treated areas may be hazardous to fish and aquatic organisms in adjacent aquatic sites. Do not contaminate water when disposing of equipment washwaters.

STORAGE AND DISPOSAL

STORAGE: Store in original container and keep closed. Store in a cool, dry place. Do not use or store near heat or open flame.
PESTICIDE DISPOSAL: Do not contaminate water, food or feed by storage or disposal. Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.
CONTAINER DISPOSAL: Triple rinse (or equivalent), then offer for recycling or reconditioning; or puncture and dispose of in a sanitary landfill; or by other procedures approved by State and local authorities.

DO NOT REUSE THIS CONTAINER

DIRECTIONS FOR USE

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

Read the entire Directions for Use before using this product.

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For any requirements specific to your State or Tribe, consult the agency responsible for pesticide regulation.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. This Standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on this label about personal protective equipment (PPE), and restricted-entry interval. The requirements in this box only apply to uses of this product that are covered by the Worker Protection Standard.

Do not enter or allow worker entry into treated areas during the restricted entry interval (REI) of 24 hours.

PPE required for early entry to treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, is:

- Coveralls
- Chemical-resistant gloves such as barrier laminate or butyl rubber
- Shoes plus socks

GENERAL INFORMATION

SPIN-AID® is a selective postemergence herbicide for use in spinach (grown for processing and seed) and red (table) beets

Note: Use SPIN-AID® Herbicide on spinach only when temperatures are below 75°F in order to prevent possible injury. SPIN-AID® is effective for control of the following weeds:

- Wild mustard *Brassica kaber*
- Common lambsquarters *Chenopodium album*
- Shepherdspurse *Capsella bursa-pastoris*
- London rocket *Sisymbrium irio*
- Nettleleaf goosefoot *Chenopodium murale*
- Groundcherry *Physalis lanceifolia*
- Coast fiddleneck *Amsinckia intermedia*
- Common chickweed *Stellaria media*
- Purslane *Portulaca oleracea*
- Common ragweed *Ambrosia artemisiifolia*
- Annual sowthistle *Sonchus oleraceus*

For best results, spray when the weeds are at the two-leaf stage.

USE PRECAUTIONS

DO NOT APPLY THIS PRODUCT THROUGH ANY TYPE OF IRRIGATION SYSTEM.

DO NOT APPLY SPIN-AID® TO SPINACH LATER THAN 40 DAYS PRIOR TO HARVEST. DO NOT APPLY SPIN-AID® TO RED BEETS LATER THAN 60 DAYS PRIOR TO HARVEST.

DO NOT ROTATE WITH CEREAL GRAIN CROPS FOR 120 DAYS FOLLOWING POST-EMERGENCE APPLICATION OF SPIN-AID®.

SPIN-AID® MAY CAUSE INJURY IF THE CROP IS UNDER STRESS FROM ONE OR MORE OF THE FOLLOWING CONDITIONS:

- Rapid climatic changes from cool, overcast days, to hot (75°F or over), bright days. Windy conditions or drought
- Use of a preplant or preemergence herbicide or other chemicals
- Insect or disease injury
- Close cultivation

If stress conditions are present, delay application in order to give plants a chance to recover.

If extreme weather conditions are of short duration, delay spraying until the end of such a period.

If SPIN-AID® applications must be made on days with extreme temperature and/or brightness, delay spraying until evening.

DO NOT OVERTREAT: The use of higher than recommended rates may cause injury.

Do not spray while dew is present.

Rainfall within 6 hours of spraying may reduce weed kill. Do not allow spray drift to contact adjacent crops which may be injured by spray drift.

IMPORTANT

SPIN-AID® Herbicide may cause temporary growth retardation and/or chlorosis or tip-burn. Crops usually resume normal growth within 10 days.

When used as directed, SPIN-AID® is selective in spinach and red beets past the 4 to 6 true-leaf stage. Crops may be severely injured if treated before the 4 to 6 true-leaf stage. The stage of growth of the weeds is very important for satisfactory control.

For best results, spray when the weeds are at the two true-leaf stage. Best results are obtained when the weeds are actively growing and are not under water or heat stress.

MIXING THE SPRAY: MAKE SURE THE SPRAYER IS CLEAN.

SPIN-AID® is an emulsifiable concentrate. The formulation contains sufficient wetting agents for optimum coverage. Do not add additional wetting agents or other spray adjuvants. Add sufficient water to fill the lines. Then add the desired amount of SPIN-AID® and the remaining quantity of water with the bypass agitator running. Bypass agitation is sufficient. Mechanical agitation is not necessary. Only use freshly prepared spray emulsions.

Always spray immediately after preparing the spray solution. Prepare only enough spray solution to last less than four hours.

RATE OF APPLICATION

- **By Ground:** Apply SPIN-AID® at the rate of 3 to 6 pints per acre in 11 to 22 gallons of water broadcast basis. For band application, see dosage chart. **TOO MUCH WATER MAY CAUSE PRECIPITATION.**
- **By Air:** Apply SPIN-AID® at the rate of 3 to 6 pints per acre using 5 to 20 gallons of spray per acre.

Use a maximum of 6 pints per acre per year with a split application of 2 1/2 to 3 pints at the 2-leaf stage of spinach instead of the 4 to 6 true-leaf stage and the repeat application of 3 pints, 4 to 6 days later.

Use the 6 pint rate only on well-established crops which are not under stress. Avoid phytotoxic spray drift to nontarget crops during application of SPIN-AID®.

DO NOT APPLY WHEN WIND SPEED IS OVER 10 MILES PER HOUR. AVOID APPLICATIONS WHEN CONDITIONS FAVOR DRIFT.

For further information, contact your County Agricultural Agent, Farm Advisor or Bayer CropScience.

DOSAGE CHART FOR BAND APPLICATIONS

Broadcast Equivalent	Band Rate	
	Band Width	Row Spacing 26"
3 pints/acre	5"	9.2 fl. oz.
	7"	12.9 fl. oz.
6 pints/acre	5"	18.5 fl. oz.
	7"	25.8 fl. oz.

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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.

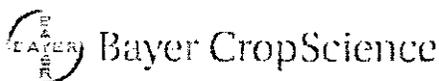
By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

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.

NET CONTENTS: 2.5 GALLONS



Bayer CropScience LP
P.O. Box 12014, 2 T.W. Alexander Drive
Research Triangle Park, North Carolina 27709
1-866-99BAYER (1-866-992-2937)
<http://www.bayercropscience.us>

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