

264-740

05/19/2008

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES
AND TOXIC SUBSTANCES

MAY 19 2008

Attn: Melvin Tolliver
Bayer CropScience LP
P.O. Box 12014
2 T.W. Alexander Drive
Raleigh, NC 27709

Subject: Bayleton 50% Concentrate Fungicide
EPA Registration No. 264-740
Your label amendment per Agency's use cancellation order, dated June 20, 2007,
for triadimefon, subject application date February 5, 2008

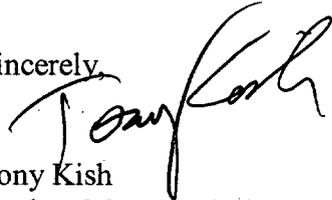
Dear Mr. Tolliver:

The amendment referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, has been reviewed. The label is acceptable provided that the conditions herein are observed in a revised final printed label, and resubmitted to the Agency within 45 days of the date on this letter. A copy of the label stamped "Accepted with Comments" is enclosed.

1. To the "Ingredient Statement" insert the active ingredient name "Triadimefon" to precede the chemical formula.
2. Correct the misspelling of 'Applicable' in your "Warranty Statement," on the final page. Also, provide a header for the "Warranty Statement" which is consistent with that used on other Bayer CropScience (BCS) labels.
3. Since the turf uses were previously removed according to the Triademefon RED, it is necessary that you delete such formulating use(s) from the technical label. Turf use is currently pending further consideration, for a number of BCS end-use products, which were previously submitted for such cancellations. Until a decision is reached, a turf formulator use is hereby precluded. This use is currently blacked-out on the stamped label, because it is no longer valid for such formulator usage.

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Bayleton 50% Concentrate Fungicide
EPA Registration No. 264-740

If you have any questions, please contact Bryant Crowe by phone at (703) 305-0025 or via email at crowe.bryant@epa.gov.

Sincerely,

Tony Kish
Product Manager (22)
Fungicide Branch
Registration Division (7505P)

Enclosure

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Bayleton® 50% Concentrate Fungicide

For use in the manufacture of fungicides.

ACTIVE INGREDIENT:

1-(4-Chlorophenoxy)-3,3-dimethyl-1-(1H-1,2,4-triazol-1-yl)-2-butanone 50%

INERT INGREDIENTS:..... 50%

100%

EPA Reg. No. 264-740

EPA Est. 3125-MO-1

STOP - Read the label before use
Keep out of reach of children
WARNING

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:	<ul style="list-style-type: none"> • Call a 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 do so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
IF ON SKIN OR CLOTHING:	<ul style="list-style-type: none"> • 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.
IF IN EYES:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 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 INHALED:	<ul style="list-style-type: none"> • 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.

In case of emergency call toll free the Bayer CropScience Emergency Response Telephone No. 1-800-334-7577. Have a product container or label with you when calling a poison control center or doctor, or going for treatment.

Note To Physician: No specific antidote. Treat symptomatically.

Symptoms of Poisoning: The compound does not cause any definite symptoms that would be diagnostic. Poisoning is accompanied by hyperactivity followed by sedation

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

WARNING: Harmful if swallowed, inhaled, or absorbed through the skin. Causes eye irritation. Do not breathe dust or allow to get in eyes, on skin, or on clothing. Wash hands, arms and face thoroughly with soap and warm water after use and before eating or smoking. Wash all contaminated clothing with soap and hot water before reuse. Do not contaminate feed or food items. Keep out of reach of children.

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 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.

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DIRECTIONS FOR USE

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

Detailed information on chemical and physical properties and other formulating recommendations for Bayleton® fungicide are available upon request from Bayer CropScience. Obtain and read this information before undertaking the formulation of Bayleton® fungicide in order to avoid formulation hazards and insure a satisfactory finished product.

Labeling for products formulated from this product must conform to that which is currently registered with the U.S. Environmental Protection Agency. For specific information on federally registered uses, contact Bayer CropScience. Any variance from the federally registered labeling for products containing Bayleton® fungicide will have to be supported by data provided by the formulator.

Only for formulation into a fungicide, for

- (1) the following uses:
 - (a) Terrestrial Non-Food Crop: ██████████ ornamentals;
 - (b) Greenhouse Non-Food Crop: ornamentals;
 - (c) Residential Outdoor: ornamentals;
- (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.

TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, BAYER CROPSCIENCE DISCLAIMS ALL LIABILITY BASED ON BREACH OF WARRANTY, NEGLIGENCE, STRICT TORT LIABILITY, OR ANY OTHER THEORY OF LIABILITY FOR CROP DAMAGE OR FAILED EFFICACY RESULTING FROM THE USE OF THIS BAYER CROPSCIENCE PRODUCT AS AN INGREDIENT IN ANY FORMULATION WITH A USE NOT SPECIFICALLY LISTED ON THIS LABEL.

STORAGE AND DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

Pesticide Storage: Store in a cool, dry place and in such a manner as to prevent cross contamination with other pesticides, fertilizers, food, and feed. Store in original container and out of the reach of children, preferably in a locked storage area.

Handle and open container in a manner as to prevent spillage. If the container is leaking or material spilled for any reason or cause, carefully sweep material into a pile. Refer to Precautionary Statements on label for hazards associated with the handling of this material. Do not walk through spilled material. Dispose of pesticide as directed below. In spill or leak incidents, keep unauthorized people away. You may contact the Bayer CropScience Emergency Response Team for decontamination procedures or any other assistance that may be necessary. The Bayer CropScience Emergency Response Telephone No. is 1-800-334-7577.

Pesticide Disposal: Pesticide wastes are toxic. Improper disposal of excess pesticide, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

Container Disposal: Do not use container in connection with food, feed, or drinking water. Completely empty container into the processing equipment. Then dispose of empty container in a sanitary landfill or by incineration, or, if allowed by State and Local authorities, by burning. If burned, stay out of smoke.

NET CONTENTS:

**ACCEPTED
with COMMENTS
In EPA Letter Dated
MAY 19 2008**



Bayer CropScience

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)

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

264-740

Bayleton 50% Concentrate (PENDING) 02/01/08