

264-748

4/28/2010

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

Mel Toliver
Bayer CropScience LP
P.O. Box 12014, 2 T.W. Alexander Drive
Research Triangle Park, NC 27709

APR 28 2010

SUBJECT: Folicur Technical
EPA Reg. No. 264-748
Your submission dated January 6, 2009 – Adding the new use – Fruiting Vegetables
Decision Number 404778

Dear Mr. Toliver:

The label referred to above, submitted in connection with registration under the Federal Insecticide, Fungicide and Rodenticide Act as amended is acceptable, providing the following conditions are met:

- 1) As part of the new 40CFR §158 Guidelines, an immunotoxicity study in rats and/or mice is required. Submission due by: April 2012
- 2) Comply in the timeframe specified with the future Agency Data Call-in for all triazole derivative active ingredients

One copy of the label stamped "Accepted, with comments" is enclosed for your records. Please submit one copy of the final printed label before the product is released for shipment. If you have any questions regarding this correspondence, please contact Tracy Keigwin of my staff by phone at 703-305-6605 or via email at keigwin.tracy@epa.gov.

Sincerely,

A handwritten signature in cursive script that reads "Mary L. Waller".

Mary Waller
Product Manager (21)
Fungicide Branch
Registration Division (7505P)

Enclosure: "Accepted, with comments" label

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

APR 28 2010

**Under the Federal Insecticide,
Fungicide, and Rodenticide Act,
as amended, for the pesticide
registered under EPA Reg. No. 264-748**

Folicur[®] Technical Fungicide

For use in the manufacture of fungicides.

ACTIVE INGREDIENT:

Tebuconazole, alpha-[2-(4-chlorophenyl)ethyl]-alpha--(1,1-dimethylethyl)-1H-1,2,4-triazole-1-ethanol 95.37%

OTHER INGREDIENTS: 4.63%

100%

EPA Reg. No. 264-748

EPA Est. No.

**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 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 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 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.
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.
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 is available. Treat symptomatically.	

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

Warning

May be fatal if inhaled. Harmful if swallowed. Causes eye irritation. Do not breath dust and avoid contact with eyes or clothing. Wear a mask or pesticide respirator jointly approved by the Mine Safety and Health Administration and the National Institute for Occupational Safety and Health. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to mammals, 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 the 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 FOLICUR are available upon request from Bayer CropScience. Obtain and read this information before undertaking the formulation of FOLICUR 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 FOLICUR will have to be supported by data provided by the formulator.

FOLICUR Technical fungicide is intended for formulation into end-use products for:

Terrestrial Food Crops: Asparagus, Bananas, Barley (seed and foliar treatment), Beans, Brassica leafy greens subgroup 5B, Bulb vegetable crop group 3, Corn, Cotton, Cucurbit vegetables crop group 9, Fruiting vegetable crop group 8, Garden beets, Grapes, Grasses grown for seed, Hops, Lychee, Mango, Oats (seed treatment), Okra, Peanuts, Pistachio, Pome Fruit crop group 11, Soybeans, Stone Fruit crop group 12, Sunflower, Tree Nuts crop group, Turnips, and Wheat (seed and foliar treatment).

Terrestrial Non-food Crops: Roses, Flowers, Ornamental trees, Ornamental shrubs, Groundcovers, and Vines, Houseplants.

This product may be used to formulate products for any additional uses not listed on the MP label if the formulator, user group, or grower has complied with U.S. EPA data submission requirements regarding the support of such uses.

RESTRICTIONS

Do not package FOLICUR Technical in metal containers.

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. Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. If not recycled, 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:

PRODUCED FOR



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)

Folicur Technical (PENDING) 12/15/08, Resubmitted 04/27/10